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1ST SESSION

S. RES. 237

Expressing the sense of the Senate on reaching an agreement on the future status of Kosovo.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 14, 2005

Mr. VOINOVICH (for himself, Mr. LUGAR, Mr. BIDEN, Mr. LIEBERMAN, Mr. DAYTON, Ms. MIKULSKI, Mr. BROWNBACK, Mrs. FEINSTEIN, Mr. ALLEN, Mr. ALEXANDER, and Mr. LOTT) submitted the following resolution; which was referred to the Committee on Foreign Relations

OCTOBER 7 (legislative day, OCTOBER 6), 2005
Committee discharged; considered and agreed to

RESOLUTION

Expressing the sense of the Senate on reaching an agreement on the future status of Kosovo.

Whereas, on June 10, 1999, the United Nations Security Council adopted Resolution 1244 which authorized the Secretary-General of the United Nations to establish an interim administration for Kosovo to assume the supreme legal authority in Kosovo with the task of promoting “substantial autonomy and self-governance” in Kosovo and facilitating a political process to determine the future status of Kosovo;

Whereas, on December 10, 2003, the United Nations interim administration, known as the United Nations Interim Ad-

ministration Mission in Kosovo, presented the Standards for Kosovo document which set out the requirements to be met to advance stability in Kosovo;

Whereas the Standards for Kosovo require the establishment of functioning democratic institutions in Kosovo, including providing for the holding of elections, establishing the Provisional Institutions of Self-Government, and establishing media and civil society, the establishment of rule of law to ensure equal access to justice and to implement mechanisms to suppress economic and financial crime, and the establishment of freedom of movement in Kosovo, including the free use of language;

Whereas the Standards for Kosovo further require sustainable returns and the rights of communities and their members, improvements in economic and financial institutions, including the prevention of money laundering and the establishment of an attractive environment for investors, the establishment of property rights, including the preservation of cultural heritage, and the development of a sustained dialogue, including a Pristina-Belgrade dialogue and a regional dialogue;

Whereas the ethnic violence that occurred in Kosovo from March 17, 2004 through March 19, 2004, represented a severe setback to the progress the people of Kosovo achieved in implementing the Standards for Kosovo and resulted in 20 deaths and damage to or destruction of approximately 900 homes and 30 Serbian Orthodox churches and other religious sites;

Whereas the bomb attacks against the people and international institutions in Kosovo that occurred from July 2, 2005 through July 4, 2005, were unacceptable events that work counter to the interests and efforts of the ma-

majority of the people of Kosovo and signal that more work must be done to promote the implementation of the Standards for Kosovo;

Whereas the status of Kosovo, which is neither stable nor sustainable, is a critical issue affecting the aspirations of Southeast Europe for stability, peace, and eventual membership in the European Union;

Whereas the authorities and institutions of Kosovo must be empowered to act independently to achieve the Standards for Kosovo so that such authorities and institutions may assume responsibility for any progress or setbacks;

Whereas 2005 must be a year of decision for representatives of Kosovo, Serbia and Montenegro, and the United Nations to move forward on the status of Kosovo;

Whereas the basic values of multi-ethnicity, democracy, and market-orientation must remain at the heart of any effort to resolve the question of the future status of Kosovo; and

Whereas the support of all of the people of Kosovo is required to achieve a successful outcome that addresses those basic values: Now, therefore, be it

1 *Resolved*, That it is the sense of the Senate that—

2 (1) the unresolved status of Kosovo is neither
3 sustainable nor beneficial to the progress toward sta-
4 bility and peace in Southeast Europe and its inte-
5 gration with Europe;

6 (2) the leaders of Kosovo and Serbia and Mon-
7 tenegro and the representatives of the United Na-
8 tions should work toward an agreement on the fu-

1 ture status of Kosovo and a plan for transformation
2 in Kosovo;

3 (3) such agreement and plan should—

4 (A) address the claims and satisfy the key
5 concerns of the people of Kosovo and the people
6 of Serbia and Montenegro;

7 (B) seek compromises from both Kosovo
8 and Serbia and Montenegro to reach an agree-
9 ment;

10 (C) promote the integration of Southeast
11 Europe with the European Union and the
12 North Atlantic Treaty Organization;

13 (D) reinforce efforts to encourage full co-
14 operation by the governments of Kosovo and of
15 Serbia and Montenegro with the International
16 Crimes Tribunal for the Former Yugoslavia;

17 (E) promote stability in the region and
18 take into consideration the stability of democ-
19 racy in Kosovo and in Serbia and Montenegro;

20 (F) promote the active participation of
21 Serbians in Kosovo in elections and in the gov-
22 ernment of Kosovo; and

23 (G) require the fulfillment of the Stand-
24 ards for Kosovo, the requirements that the
25 United Nations Interim Administration Mission

1 in Kosovo established to advance stability in
2 Kosovo, in accordance with prior commitments
3 and in support of the initiation of discussions
4 on status with particular emphasis on the prob-
5 lem of human rights in minority communities;

6 (4) the anticipated discussions of the long-term
7 status of Kosovo should result in a plan for imple-
8 menting the Standards for Kosovo, particularly with
9 regard to minority protections, return of property,
10 and the development of rule of law as it relates to
11 the improvement of protection of minorities, the re-
12 turn of internally displaced persons, the return of
13 property, and the prosecution of human rights viola-
14 tions; and

15 (5) Kosovo, Serbia and Montenegro, and the
16 United Nations, during the negotiations related to
17 the long-term status of Kosovo, should require—

18 (A) increased monitoring and reporting of
19 the progress on the implementation of the
20 Standards for Kosovo and any incidents of
21 human rights violations, and should broaden
22 the involvement of minorities and community-
23 level representatives in monitoring, reporting,
24 and publicizing that progress;

1 (B) that the authorities and institutions of
2 Kosovo be given greater authority and inde-
3 pendence in fulfilling the Standards for Kosovo,
4 including assuming the responsibility for any
5 setbacks and progress and acquiring experience
6 in assuming greater autonomy; and

7 (C) a broad public awareness campaign to
8 raise awareness of both the plan to resolve the
9 question of the status of Kosovo and the re-
10 quirements for the transition of Kosovo to a
11 permanent status, including the importance of
12 the progress in implementing the Standards for
13 Kosovo and the necessity of ensuring peace and
14 suppressing all forms of discrimination and vio-
15 lence so that the region may move forward to-
16 ward a future of greater prosperity, stability,
17 and lasting peace.

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