



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 13 February 2014**

**12025/06  
EXT 1**

**CIVCOM 342  
RELEX 521  
COSDP 637  
PESC 753  
COWEB 180  
JAI 398  
EUPT 7**

**PARTIAL DECLASSIFICATION**

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Subject: CivCom advice on the July 2006 Assessment report by the European Union Planning Team for Kosovo.

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Delegations will find attached the partially declassified version of the above-mentioned document.

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ANNEX

**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 26 July 2006**

**12025/06  
EXT 1 (13.02.2014)**

**CIVCOM 342  
RELEX 521  
COSDP 637  
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**NOTE**

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From : Committee for Civilian Aspects of Crisis Management  
To : Political and Security Committee  
Subject : CivCom advice on the July 2006 Assessment report by the European Union  
Planning Team for Kosovo.

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Following PSC tasking on 18 July, delegations will find hereafter the CivCom advice on the July 2006 Assessment report by the European Union Planning Team for Kosovo.

**Advice from the Committee for Civilian Aspects of Crisis Management (CivCom) on the July 2006 Assessment report by the European Union Planning Team for Kosovo (EUPT-Kosovo)**

On 18<sup>th</sup> July 2006, the PSC tasked CivCom to analyse and provide advice on the July 2006 Assessment Report from EUPT Kosovo. CivCom examined the report on 19<sup>th</sup>, 24<sup>th</sup> and 26<sup>th</sup> July and agreed the following advice.

**1. General remarks**

1. CivCom welcomes the July 2006 Assessment report and congratulates the European Union Planning Team for Kosovo (EUPT-Kosovo) for a very comprehensive report after only a short period in the field.

2. CivCom acknowledges the challenge that lies ahead for the future international presence in Kosovo in order to consolidate peace, security and stability and develop sustainable local institutions in the broader field of rule of law, building on the work already carried out by the international community. **NOT DECLASSIFIED**

5. CivCom takes note of the weaknesses in the Justice sector, as outlined by EUPT, and agrees with EUPT's conclusion that an important international engagement post status will remain necessary. CivCom encourages EUPT to work closely with the Commission, in order to ensure a coherent EU action in this field.

## **2. Methodology**

6. CivCom agrees with the 'bottom up' approach adopted by EUPT Kosovo, and recommends that it continues this process of identifying priority areas where a possible ESDP mission might be needed, as well as proposing, for PSC consideration, specific strategies for each area. CivCom stresses the early need to address the fight against organised crime, in line with the "Guidelines and recommendations for Civilian Crisis Management Missions to take into consideration when assisting a Host Country in the fight against Organised Crime/ Further Reflections on a Regional Approach to Organised Crime in the Western Balkans".

7. CivCom welcomes the confirmation that EUPT will submit a further major assessment report in late September 2006. With regard to this report, CivCom holds the view that it should help Member States to reach consensus on the areas of intervention for the future ESDP mission. The report should contain options for the type of mandate recommended to fulfil particular tasks, e.g. substitution and correctional powers, inspection/monitoring functions, mentoring and strengthening functions, etc, including an assessment of the consequences either implementing them or not. EUPT should, on that basis, put forward proposals on how an ESDP mission could be tasked, staffed, and organised, including a list of priorities and an indicative outline of the number and qualifications of experts required, particularly in the Police and Justice sectors.

## **3. Cooperation, consultation and dialogue**

8. CivCom recommends that EUPT Kosovo should enhance cooperation, consultation and dialogue with local and international actors as follows:

- with the local authorities, as appropriate, in order to build up a genuine partnership and ensure local ownership at all levels.
- among EU actors, in order to enhance the consistency of European commitments. To that end, CivCom considers that EUPT should be associated to the preparation of EC strategy paper on Kosovo, due to be released in September. It should also closely liaise with the preparatory team for the International Civilian Mission/EUSR, with a view to ensuring a clear and coherent division of labour where appropriate.
- with the international organisations present in the field : UNMIK, OSCE and NATO/KFOR, in order to ensure a well co-ordinated international presence in Kosovo post-status.

9. With regard to UNMIK, CivCom holds the view that the decisions made by UNMIK in the coming months will directly influence the situation an ESDP mission will have to deal with in the Police and Justice fields. CivCom recognises that EUPT has set up communication channels in order to provide EU input into UNMIK's exit strategy. In addition, CivCom stresses the need to support their effort by communicating a coherent political message to the UN, at the strategic level.

10. CivCom also agrees that EUPT should continue to identify urgent needs and requirements where either UNMIK or other donors could reshape their respective engagements under UNSCR 1244 in preparation for the future arrangements. CivCom considers that EUPT-Kosovo should actively engage with UNMIK in order to give its staff a perspective on the possibility of joining an ESDP mission post-status, subject to the sending state agreement.

#### **4. Way ahead**

11. CivCom agrees with EUPT's planning assumption that an ESDP mission would, inter alia, focus on executive/correctional tasks combined with monitoring, mentoring and advisory functions. Capacity and institutions building will be carried out by the Commission and other donors.

12. CivCom supports the recommendations of EUPT on the way ahead and underscores that there are a variety of issues that will need close examination in the coming weeks. These include the relationship with UNMIK during the transition phase, as well as the mandate and the subsequent size and structure of the mission, the chain of command of the mission, including developments regarding the future EUSR office. In that respect, CivCom emphasizes the need for ICM/EUSR Preparation Team to conduct its work in close coordination with EUPT, without prejudice to their respective mandates, which should not overlap, so as to ensure coherent EU action in Kosovo.

13. CivCom furthermore considers that the September report should contain preliminary information about the number and qualifications of personnel required, particularly in the very specialized fields, in order to help Member states to initiate the process of candidate designation.

14. **NOT DECLASSIFIED**

15. CivCom considers that the planning process should take into account as early as possible the question of the participation of Third States. CivCom invites PSC to provide EUPT with the appropriate guidance, based on proposals by the Secretariat.

16. The planning process would also benefit from a thorough security assessment. CivCom invites PSC to task SitCen to provide an initial security assessment by the end of September.

## **5. Conclusion**

17. CivCom invites PSC to endorse this advice and the following recommendations:

- to welcome the EUPT's first assessment report as a comprehensive and well balanced assessment of the strengths and weaknesses of the broader rule of law sector in Kosovo.
- to endorse the Head of the Planning Team's intention to continue work on the basis of his 'bottom-up' methodology, establishing the appropriate cooperation, consultation and dialogue with other EU actors, international organisations and local actors.
- to task the Head of the Planning Team to produce, by end-September 2006, options for the possible tasks, mandate, and staffing implications of the ESDP mission, and to invite the Commission to present, at the same time, its findings and analysis in order to provide a comprehensive basis for the necessary political decisions.