

on Customs related issues including harmonisation of tariff headings. The Working Group shall meet as often as required and shall report to the Committee on its deliberations.

3. The Committee shall accord adequate opportunities for consultation on representations made by any Contracting Party with respect to any matter affecting the Implementation of the Agreement. The Committee shall adopt appropriate measures for settling any matter arising from such representations within 6 months of the representation being made. Each Contracting Party shall implement such measures immediately.
4. The Committee shall nominate one apex chamber of trade and industry in each country as the nodal chamber to represent the views of the trade and industry on matters relating to this Agreement.

Article XII

Consultations

1. Each Contracting Party shall accord sympathetic consideration to and shall afford adequate opportunity for, consultations regarding such representations as may be made by the other Contracting Party with respect to any matter affecting the operation of this Agreement.
2. The Committee may meet at the request of a Contracting Party to consider any matter for which it has not been possible to find a satisfactory solution through consultations under paragraph 1 above.

Article XIII

Settlement of Disputes

1. Any dispute that may arise between commercial entities of the Contracting Parties shall be referred for amicable settlement to the nodal apex chambers. Such references shall, as far as possible, be settled through mutual consultations by the Chambers. In the event of an amicable solution not being found, the matter shall be referred to an Arbitral Tribunal for a binding decision. The Tribunal shall be constituted by the Joint Committee in consultation with the relevant Arbitration Bodies in the two countries.
2. Any dispute between the Contracting Parties regarding the interpretation and application of the provisions of this Agreement or any instrument adopted within its framework shall be amicably settled through negotiations failing which a notification may be made to the Committee by any one of the Contracting Parties.

Article XIV

Duration and Termination of Agreement

This Agreement shall remain in force until either Contracting Party terminates this Agreement by giving six months written notice to the other of its intention to terminate the Agreement.

Article XV

Amendments

1. The Agreement may be modified or amended through mutual agreement of the Contracting Parties. Proposals for such modifications or amendments shall be submitted to the Joint Committee and upon acceptance by the Joint Committee, shall be approved in accordance with the applicable legal procedures of each Contracting Party. Such modifications or amendments shall become effective when confirmed through an exchange of diplomatic notes and shall constitute an integral part of the Agreement.
2. Provided however that in emergency situations, proposals for modifications may be considered by the Contracting parties and if agreed, given effect to through an exchange of diplomatic notes.

Article XVI

(Annexures)

The list of items covered under preferential tariff by the Government of Afghanistan is at Annexure - A and the list of items covered under preferential tariff by the Government of India is at Annexure-B which are integral parts of this Agreement.

Article XVII**Entry into Force**

1. The Agreement shall enter into force on the thirtieth day after the Contracting Parties hereto have notified each other that their respective constitutional requirements and procedures have been completed.
2. In witness whereof the undersigned, duly authorised thereto by their respective Governments, have signed this Agreement.
3. Signed at New Delhi on the 6th day of March 2003 in two originals each in Hindi, Dari and English languages, all of them being equally authentic. In case of any divergence in interpretation, the English Text shall prevail.

(ARUN JAITLEY)

MINISTER OF COMMERCE AND INDUSTRY
GOVERNMENT OF THE REPUBLIC OF INDIA

(SAYED MUSTAFA KAZEMI)

MINISTER OF COMMERCE
TRANSITIONAL ISLAMIC STATE OF AFGHANISTAN

ANNEXURE - A**THE LIST OF ITEMS WHERE PREFERENTIAL TARIFF IS GRANTED BY THE GOVERNMENT OF AFGHANISTAN**

S.NO.	HS CODE	PRODUCT DESCRIPTION	MFN DUTY %	MOP % *
1	090230	Black Tea (fermented)	Temporary Exempted	100
2	090240	Other Black Tea	Temporary Exempted	100
3	300210	Antisera & Other BLD Frctn; Mdfr Immunlgcl products	7	100
4	300390	Other Ayurvedic, Homeopathic Medicine	7	100
5	300490	Other Medicine for retail sale	7	100
6	170199	Sugar refined	Temporary Exempted	100
7	252310	Cement Clinkers	25	100
8	252321	White Cement	25	100

(* Margin of Preference)

ANNEXURE - B**THE LIST OF ITEMS WHERE PREFERENTIAL TARIFF IS GRANTED BY THE GOVERNMENT OF INDIA**

S.No.	H.S. Code	Product Description	MFN Duty %	M O P*
1	080620	Green Raisins	105	50%
2	080620	Green Large	105	50%
3	080620	Black Raisins	105	50%
4	080620	Red Raisins	105	50%
5	081310	Dried Apricots Nuts	30	50%