

- Agreements between enterprises, decisions of their associations and common methods of business practice that aim to prevent or restrict competition or violate its conditions at the territories of the Sides;
- Actions, through which one or several enterprises using their dominant condition, restrict the competition on the whole or on the substantial part of the Side's territory.

Article 8

During implementation of tariff and non-tariff regulation of bilateral economic relations, for exchange of statistics and for implementation of customs procedures, the Sides will apply common nine-digit commodity nomenclature of foreign economic activity based on the harmonized system of description and coding of goods and on the combined tariff and statistic nomenclature of European Community. Herewith, for their needs, the Sides implement, in case of necessity, the development of commodity nomenclature beyond the bounds of nine-digits.

Establishment of standard pattern of the Commodity nomenclature is implemented on the basis of mutual agreements through representatives in relevant international organizations.

Article 9

1. Sides are agreed that the maintenance of the principle of the freedom of transit is the most significant term for achieving objectives of the present agreement, and the essential element of the process of their linking up in the system of co-operation and the international division of labour.

In this regard, each Side to the agreement will insure free and duty-free transit, through its territory, of commodity originated from the customs area of another Side and/or of third countries and designated for the customs area of another Side or of any other third country. Each Side will provide exporters, importers and conveyers with all existing and necessary facilities and services for transit security in terms not worse than the ones with facilities and services that are given to own exporters and importers.

2. The order and terms for passing of goods through territories of the countries are regulated in accordance with the agreement between the Government of Georgia and the Government of Armenia on the basic principles of transit, signed on 19 May 1993, in Yerevan.

Article 10

The present agreement does not prevent the right of any Side to implement governmental regulation measures that are considered to be necessary for protection of the Side's fundamental interests or that are unconditionally essential for fulfilment of international agreements, participant of which this Side is or intends to be, if such measures concern the following:

- Information concerning interests of national security;
- Trade in weapon, ammunition and military equipment;

- Investigation and production concerning defensive needs;
- Supply with materials and equipment applied in nuclear industry;
- Protection of the public moral and public order;
- Protection of industrial or intellectual property;
- Gold, silver or other precious stones and metals;
- Protection of human health, animals and plants.

Article 11

1. The Side provides, in advance, another Side with an information about reasons, character and possible terms of adoption and operation of governmental regulation measures.
2. Sides carry out preliminary consultations. In case of impossibility of making coordinated decisions within six months, the Side, noted in paragraph 1 of the present agreement, has the right to carry out governmental regulation measures at discretion.

Article 12

Each Side will not permit unauthorized re-export of goods, in regard to the export of which another Side producing these goods applies governmental regulation measures.

Sides determine lists of goods, according to which unauthorized re-export is prohibited. Sides also exchange lists of goods to which governmental regulation measures are applied.

Re-export of such goods to third countries may be implemented only through the letter of consent and in terms defined by the authorized bodies of the country, which is the originator of the commodity.

Article 13

With the aim to implement agreed policy on export control towards third countries, Sides will hold regular consultations and take mutually agreed measures for establishing effective export control system.

Article 14

Provisions of the present agreement replace provisions of the previous bilateral agreements, concluded between the Sides, where these provisions are incompatible or identical.

Article 15