

Parties shall, for their own needs, if necessary, carry out the development of the Goods Nomenclature beyond 9-digits.

Article 8

The Contracting Parties have agreed not to use the national aid in the form of subsidies to enterprises or in any other form, if such national aid might cause violation of normal economic conditions on the territory of the other Contracting Party.

Article 9

The Contracting Parties have agreed that the observance of a principle of transit freedom shall be the most important condition for achieving the objectives of this Agreement and shall be an essential element of the process of their attachment to the system of international division of labor and cooperation.

In this connection, either Contracting Party shall provide a free transit, via its territory, of goods originated from the customs territory of the other Contracting Party and/or third countries and intended for the customs territory of the other Contracting Party or any third country. Either Contracting Party shall provide exporters, importers or carriers with all means and services available and necessary to provide transit on terms not worse than those on which the same means and services are provided to its own exporters, importers or carriers, or to exporters, importers or carriers of any third country.

The Contracting Parties have agreed that tariffs on transit by any kind of transport, including tariffs on loading and unloading works, will be economically substantiated.

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The Contracting Parties will conclude a special agreement on transit issues.

Article 10

Nothing herein must prevent a Contracting Party from taking measures which it considers necessary to protect its vital interests or which are undoubtedly necessary for the implementation of the international agreements of which it intends to become a signatory, if these measures concern:

- information affecting interests of the national defense;
- trade in weapons, ammunition and military equipment;
- investigations or production connected with needs of defense;
- deliveries of materials and equipment used in nuclear industry;
- defense of public moral and public order;
- protection of industrial or intellectual property;
- gold, silver or other precious metals and stones;
- health protection of people, animals and plants.

Article 11

The provisions of this Agreement shall replace provisions of the agreements concluded earlier between the Contracting Parties, if the latter is either not compatible with the former or identical to it. The Contracting Parties will instruct bodies to prepare a relevant Protocol on this issue.

Article 12

This Agreement shall not affect the effectiveness of other Agreements earlier concluded by the Contracting Parties with third countries.

Article 13

Nothing herein shall prevent the Contracting Parties from carrying out relations, which do not contradict the objectives and terms hereof, with States which are not Parties to this Agreement and with their associations and international organizations.

Article 14

Disputes between the Contracting Parties regarding the interpretation or application of the provisions hereof will be settled by way of negotiations.

Article 15

To carry out the objectives hereof and work out recommendations on improving trade economic cooperation between the two countries, the Countries Parties have agreed to establish a joint Kyrgyz-Armenian Commission.

Article 16

The Contracting Parties have agreed that the Republic of Armenia may establish its trade representative office in the Kyrgyz Republic, and the Kyrgyz Republic may establish its trade representative office in the Republic of Armenia. The legal status of these trade representative offices and their functions and location shall be additionally coordinated by the Contracting Parties.

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Article 17

Any state may, provided that the Contracting Parties approve this, join this Agreement on terms which will be coordinated between a joining state and the Contracting Parties.

Article 18

Protocol on Exceptions to Free Trade Regime to be signed by the Parties within one month period from the date this Agreement is signed shall be integral part hereof.¹

Article 19

This Agreement shall come into force from the date of exchanging notifications on the fulfilment of all legal procedures necessary for this.

The Agreement shall terminate on the expiration of 12 months from the date of a written notification of one of the Contracting Parties concerning the termination of the Agreement.

This Agreement will, after its termination, be applied to contracts between enterprises and organizations of both countries which are concluded but not implemented in the period when it is effective.

Done in Erevan, on 4 July 1994, in two originals. Each is in the Kyrgyz, Armenian and Russian languages, and all the texts shall be equally valid.

¹

The Protocol is reproduced in the Annex.