

WORLD TRADE ORGANIZATION

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Committee on Regional Trade Agreements

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FREE TRADE AGREEMENT BETWEEN THE KYRGYZ REPUBLIC AND UKRAINE

The following text reproduces the Agreement between the Kyrgyz Republic and Ukraine.

AGREEMENT ON FREE TRADE BETWEEN THE CABINET OF MINISTERS OF THE KYRGYZ REPUBLIC AND THE GOVERNMENT OF UKRAINE, AS OF 26 MAY 1995

The Cabinet of Ministers of the Kyrgyz Republic and the Government of Ukraine hereinafter referred to as Contracting Parties,

confirming their adherence to free development of mutual economic cooperation,

taking into account the formed integration economic relations of the Kyrgyz Republic and Ukraine, interdependency and mutual support of economies of two countries,

aspiring to the development of trade economic cooperation between the Kyrgyz Republic and Ukraine on the basis of equality and mutual advantage,

considering that free transference of goods and services require carrying out mutually coordinated measures,

confirming the intentions of the Kyrgyz Republic and Ukraine to become the Contracting Parties of the General Agreement on Tariffs and Trade (GATT), sharing the objectives and principles of the GATT and taking into account the results of the agreements and arrangements made within the framework of the Uruguay Round of multilateral trade negotiations,

hereby agreed as follows:

Article 1

1. The Contracting Parties shall not apply customs duties, taxes and levies, which have equivalent effect, with respect to exportation and /or importation of goods originated from the customs territory of one of the Contracting Parties and intended for the customs territory of the other Contracting Party. Exclusion from this trade regime according to the coordinated Goods Nomenclature shall be in the form of documents which are integral part of this Agreement, if the Contracting Parties consider this necessary.

2. For the purposes of this Agreement and for the period it is effective, goods originated from the territories of the Contracting Parties shall be goods determined by Regulations on Establishing a Country of Origin as of 24 September, 1993 approved by Decision of the Governments Heads' Council of the Independent States.

Article 2

Each Contracting Party shall not:

- directly or indirectly impose on goods, subject to this Agreement, domestic taxes or levies exceeding relevant taxes or levies which are imposed on similar goods of domestic production or goods originated from third countries;
- with regard to warehousing, transshipping, storing and transporting goods originated from the other Contracting Party, and with regard to payments and transfer of payments, apply rules other than those which are similarly applied with regard to its own goods or goods originated from third countries.

Article 3

Under this Agreement in mutual trade the Contracting Parties will refrain from applying discriminatory measures or introducing quantitative restrictions or measures, equivalent with them, with respect to exportation and/or importation of goods.

The Parties may unilaterally establish quantitative or other special restrictions, but only in reasonable limits and for a strictly appointed time in cases:

- of acute deficit of this product in the domestic market until the market situation is stabilized;
- of acute deficit of balance of payments until the situation with the balance of payments is stabilized;
- where a product is imported to the territory of one of the Parties in such increased amounts or on such terms which damage or threaten to damage local manufacturers of similar or directly competitive goods;
- with a view to carrying out the measures stipulated by Article 4 hereof.

These restrictions must be of exclusive nature.

A Contracting Party which applies quantitative restrictions in compliance with this Article must, as far as possible, in advance, provide the other Party with full information concerning the basic reasons for the introduction, forms and expected terms of applying the mentioned restrictions. After this consultations shall be scheduled.

Article 4

The Contracting Parties have agreed that issues concerning re-exportation of goods shall be regulated by the Agreement on Re-exportation of Goods and Procedure for Granting a Permission for Re-exportation, as of 15 April 1994.