

4. The provision of written advice shall be without prejudice as to whether the measure is consistent with this Protocol.

Article 17

Inclusions in the Annex until 31 March 1989

A Member State may inscribe a service in the Annex until 31 March 1989. Before doing so, it shall provide written reasons for the proposed inscription to the other Member State and undertake consultations with a view to establishing whether any problems arising from the non-inscription of a service could be resolved by other means.

Article 18

Exceptions

Provided that such measures are not used as a means of arbitrary or unjustified discrimination against persons of the other Member State or as a disguised restriction on trade in services, nothing in this Protocol shall preclude the adoption by either Member State of measures necessary:

- (a) to protect its essential security interests;
- (b) to protect public morals and to prevent disorder or crime;
- (c) to protect human, animal or plant life or health;
- (d) to prevent unfair, deceptive, or misleading practices;
- (e) in pursuance of obligations under international agreements; or
- (f) to secure compliance with laws and regulations relating to customs enforcement, to tax avoidance or evasion, or to foreign exchange control.

Article 19

Consultation

1. The Member States shall, at the written request of either, promptly enter into consultations with a view to seeking an early, equitable and mutually satisfactory solution, if the Member State which requested the consultations considers that:

- (a) an obligation under this Protocol has not been, is not being, or may not be fulfilled;
or
- (b) the achievement of any objective of this Protocol is being or may be frustrated.

2. For the purpose of this Protocol, consultations between the Member States shall be considered to have commenced on the day on which written notice requesting the consultations is given.

Article 20

Review

The Member States agree to meet before 31 December 1990, and regularly thereafter, to review the operation of this Protocol.