

FIRST PART
ESTABLISHMENT OF THE EURASIAN ECONOMIC UNION
SECTION I
GENERAL PROVISIONS

Article 1

Establishment of the Eurasian Economic Union.

Legal Personality

1. Under the present Treaty Parties shall establish the Eurasian Economic Union (hereinafter - the Union, the EAEU) and ensure free movement of goods, services, capital and labor as well as coordinated, agreed or common policy in the economic sectors defined in the present Treaty and in the international agreements within the EAEU.

2. The EAEU shall be an international organization of regional economic integration that holds the international legal personality.

Article 2

Definitions

For purposes of the present Treaty the following terms shall be used and understood as follows:

“harmonization of legislation” - approximation of legislation of the member States aimed at the establishment of a similar (comparable) legal regulatory framework in particular areas;

“member States” – states that are members of the EAEU and the Parties of the present Treaty;

“officials” - citizens of the member States appointed at the positions of the Directors of the Commission Departments, and deputy Directors of the Commission Departments, as well as Head of the Secretariat of the Court of the EAEU, and deputy

Head of the Secretariat of the Court of the EAEU and advisers of the judges of the Court of the EAEU;

“single economic space” - area consisting of the territories of the member States that provides for similar (comparable) and uniform mechanisms for economic regulation based on market principles and application of harmonized or unified legal norms, and common infrastructure;

“common policy” - policy implemented by the member States in particular areas provided under the present Treaty, assuming application by member States of uniform legal regulation, also on the basis of decisions of the bodies of the EAEU within their authorities;

“international agreements within the EAEU” - international agreements concluded between the member States on the issues related to the functioning and development of the EAEU;

“agreements of the EAEU with a third party” - international agreements concluded with third States, their integration associations and international organizations;

“common (single) market” - a set of economic relations within the EAEU that provides free movement of goods, services, capital and labor;

“order” - an act of the institutions of the EAEU, having organizational and administrative nature;

“decision” - an act of the institutions of the EAEU, having a legal nature;

“coordinated policy” - a policy, assuming the implementation of cooperation among member States on the basis of common approaches, approved within the bodies of the EAEU, aimed to achieve the objectives of the EAEU under the present Treaty;

“agreed policy” – a policy implemented by member States in various fields, assuming harmonization of legal regulation, also on the basis of the decisions of the EAEU, to the extent necessary to achieve the objectives of the EAEU under the present Treaty;

“employees” - nationals of the member States of the EAEU, working in the bodies of the EAEU on the basis of concluded labor agreements (contracts) and who at the same time work as non-officials;

“Customs union” - a form of trade and economic integration of the member States that provides for a unified customs territory free from customs duties (other duties, taxes and charges having equivalent effect), non-tariff measures, special protective antidumping and countervailing measures, but with common customs tariff and common assessment methods regulating foreign trade with third countries;

“third party” - a state that is non-member of the Union, an international organization or international integration association;

“unification of legislation” - approximation of legislation of the member States aimed at establishing of the identical mechanisms of legal regulation in particular areas defined under the present Treaty.

Other terms used in the present Treaty shall have the definition specified in the relevant Sections and Annexes to the present Treaty.

SECTION II

BASIC PRINCIPLES, OBJECTIVES, COMPETENCE AND LAW OF THE EAEU

Article 3

Basic Principles of the EAEU

The EAEU shall operate within the competence granted to it by the member States in accordance with the present Treaty, based on the following principles:

- respect the commonly recognized principles of the international law, including the principles of sovereign equality of the member States and their territorial integrity;

- respect the differences of political structures of the member States;

- provide the mutually beneficial cooperation, equality and the national interests of the Parties;

- ensure the principles of market economy and fair competition;

- functioning of the Customs union without exceptions and limitations after the transitional periods.