

5. Other agreements are forbidden between the business entities (market entities) (except for vertical agreements which are admissible according to the criteria of admissibility established by the Annex 19 to this Treaty) if it is established that such agreements lead or can lead to competition restriction.

6. Natural persons, commercial organizations and non-commercial organizations are forbidden to carry out coordination of economic activity of business entities (market entities) if such coordination leads or can lead to the consequences, stated in paragraphs 3 and 4 of this Article, which cannot be admitted as admissible under the criteria of admissibility, established by Annex 19 to this Treaty. The member States are entitled to establish in their legislation prohibition of coordination of economic activity, if such coordination leads or may lead to the consequences stated also in paragraph 5 of this Article, which cannot be admitted as admissible under the criteria of admissibility, established by Annex 19 to this Treaty.

7. Prevention of violation by business entities (market entities) of the member States, and also by natural persons and non-commercial organizations which do not carry out business activity, of common rules of competition established in this section if such violations affect or can adversely affect competition on transboundary markets in the territory of two and more member States, except for financial markets, is carried out by the Commission in the order provided by the Annex 19 to this Treaty.

Article 77

State Price Regulation

The order of introduction of the State price regulation, and also challenging the decisions of the member States on its introduction are determined by the Annex 19 to this Treaty.

SECTION XIX

NATURAL MONOPOLIES

Article 78

Spheres and Subjects of the Natural Monopolies

1. Membern States regulate the activity of natural monopolies entities in accordance with the rules and regulations provided in Annex 20 to this Treaty.

2. Provisions of the present section shall be applied to the relations that involve such entities as monopolies, consumers, executive authorities and local governments of the member States in the areas of natural monopolies affecting trade between member States as well as those specified in Appendix 1 to Annex 20 to this Treaty.

3. Relations in specific spheres of natural monopolies are defined under this Section taking into account features specified in Sections XX and XXI of this Treaty.

4. The spheres of natural monopolies in the member States also include the spheres of natural monopolies specified in Appendix 2 of the Annex 20 of this Treaty.

Regarding spheres of natural monopolies, specified in Appendix 2 to Annex 20 to this Treaty, the requirements of the national legislation of the member States shall be applied.

5. List of the services of natural monopolies that are attributable to the spheres of natural monopolies shall be defined by the national legislation of the member States.

6. Member States aspire to harmonize the spheres of natural monopolies provided in Appendices 1 and 2 to the Annex 20 to this Treaty, by their reduction and by possible (potential) determination of the transition period in sections XX and XXI of this Treaty.

7. Expansion of natural monopolies' spheres in the member States is carried out:

in accordance with the national legislation of the member States if a member State intends to refer to the sphere of natural monopolies which is the sphere of natural monopolies in another member State and is provided in Appendix 1 or 2 to the Annex 20 to this Treaty .

in accordance with the decision of the Commission if a member State intends to refer to the sphere of natural monopolies another sphere of natural monopolies, that were not provided in Appendix 1 and 2 to the Annex 20 to this Treaty after the proper (due) request of such member State to the Commission.

8. This Section does not include the relationships regulated by effective international bilateral agreements between the member States. The newly concluded international bilateral agreements between member States shall not be in contradiction with the present Section.

9. Provisions of Section XVIII of this Treaty shall be applied to the entities of natural monopolies subject to the specifics provided in this Section.

SECTION XX

ENERGY

Article 79

Interaction of the Member States in the Energy Sector

1. For the purposes of the effective use of the potential of fuel and energy complexes of the member States as well as providing national economies with the main types of energy (electricity, gas, oil and petroleum products), member States shall develop a long-term mutually beneficial cooperation in the energy sector, conduct a coordinated energy policy, implement the gradual formation of common markets of energy resources in accordance with international treaties provided for in Articles 81, 83 and 84 of this Treaty, with a view to ensure energy security, based on the following basic principles:

- 1) ensuring the market pricing of energy resources;
- 2) ensuring the development of competition in the common market of energy resources;
- 3) lack of technical, administrative and other barriers to trade in energy resources, appropriate equipment, technology and related services;
- 4) provision of transport infrastructure development of common markets of energy resources;
- 5) ensuring non-discriminatory conditions for economic entities of member States in the common markets of energy resources;