

3. Procurement in the member States shall be conducted in accordance with Annex No 25.

4. This section shall not apply to procurement conducted by the national (central) banks of the member States, subject to the provisions of paragraphs second - fourth of this item.

The national banks (central) banks of the member States shall conduct procurement for administrative purposes, construction work and capital repair in accordance with their internal rules for procurement (hereinafter – rules for procurement). Regulations on procurement should not be contrary to the purposes and principles set out in this article, including provision of equal access to potential suppliers of the member States. In exceptional cases the decision of the supreme body of the national (central) bank may establish exceptions to these principles.

Rules for procurement should include requirements for procurement, including the procedure for the preparation and conduct of procurement procedures (including procurement methods) and the conditions for their application, the procedure for concluding agreements (contracts).

The rules for procurement and information on planned and implemented procurement by the national (central) banks of the member States shall be posted on the official websites of national (central) banks of the member States on the Internet in the manner determined by the rules for procurement.

SECTION XXIII

INTELLECTUAL PROPERTY

Article 89

General Provisions

1. Member States shall perform cooperation in the sphere of protection and enforcement of intellectual property rights and provide protection and enforcement of

intellectual property rights in accordance with provisions of international law, legal acts of the EAEU and legislation of member States.

Cooperation shall be performed in order to:

- harmonize legislation of member States in the sphere of protection and enforcement of intellectual property rights;

- protect interests of right owners of intellectual property rights of member States.

2. Cooperation of member States shall be performed in accordance with the following directions:

- 1) support of scientific and innovative development;

- 2) improvement of mechanisms for commercialization and use of intellectual property objects;

- 3) creation of favorable conditions for copyright and related rights owners;

- 4) introduction of system of registration for trademarks and service marks of the Eurasian Economic Union and appellations of origin of goods of the Eurasian Economic Union;

- 5) enforcement of intellectual property rights also in Internet;

- 6) effective customs enforcement, including introduction of common customs registry of intellectual property rights objects;

- 7) application of coordination measures in order to prevent circulation of counterfeit goods.

3. In order to provide effective protection and enforcement of intellectual property rights member States shall participate in consultations organized by the Commission.

Upon results of the consultations, the member States shall develop proposals on problem issues defined within their cooperation.

Article 90

Legal Regime of Intellectual Property Objects

1. Persons of one member State at the territory of another member State shall be granted national treatment with regard to the protection of intellectual property.

Legislation of member State may provide for exception to national treatment in relation to judicial and administrative procedures, including the designation of an address for service or the appointment of an agent.

2. Member States may implement in their law more extensive protection and enforcement of intellectual property than is required in international legal acts applicable to member States and legal acts of the EAEU.

3. Member States shall perform its activity in the sphere of protection and enforcement of intellectual property rights in accordance with provisions of the following international treaties:

- The Berne Convention for the Protection of Literary and Artistic Works of September 9, 1886;
- Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure of December 20, 1996;
- The WIPO Performances and Phonograms Treaty of December 20, 1996;
- The WIPO Copyright Treaty of December 20, 1996;
- The Patent Law Treaty of June 1, 2000;
- The Patent Cooperation Treaty of June 19, 1970;
- The Convention for the Protection of Producers of Phonograms Against Unauthorized Duplication of Their Phonograms of October 29, 1971;
- The Madrid Agreement Concerning the International Registration of Marks of April 14, 1891, and the Protocol Relating to the Madrid Agreement Concerning the International Registration of Marks of June 27, 1989;
- The International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organizations of October 26, 1961 (the Rome Convention);
- The Paris Convention for the Protection of Industrial Property of March 20, 1883 (hereinafter referred to as the Paris Convention);
- The Singapore Treaty on the Law of Trademarks of March 27, 2006.

Member States, which are not member States of the international treaties above, shall take an obligation to accede to these treaties.

4. Regulation of protection and enforcement of intellectual property rights, including legal regime with regard to specific objects of intellectual property shall be provided in the Annex No. 26 to the present Treaty.

Article 91

Enforcement

1. Member States shall perform enforcement measures on effective protection of intellectual property rights.

2. Member States shall perform activity on enforcement with regard to objects of intellectual property rights, including those measures provided in the Customs Code of the Eurasian Economic Union and international treaties and acts of the EAEU on customs regulations.

3. Member States shall provide cooperation and interaction of competent authorities of member States in the sphere of enforcement of intellectual property with the purpose of coordination of activity on detection, prevention and restraint of infringements on intellectual property at the territories of member States.

SECTION XXIV

INDUSTRY

Article 92

Industrial Policy and Cooperation

1. Member States independently shall develop, formulate and implement national industrial policies, as well as adopt national programs on industry development and other measures of industrial policy, and also determine methods, forms and directions of granting industrial subsidies which are not contrary to Article 93 of this Treaty.

Industrial policy within the framework of the EAEU shall be established by member States by the main directions of industrial cooperation, which approved by the