

International Activity of the EAEU

1. The EAEU shall have the right to exercise within its competence international activity aimed at achievement of objectives of the EAEU. Within such activity, the EAEU shall have the right to engage in international cooperation with states, international organizations and international integration associations and independently or together with the member States conclude agreements on matters corresponding to its competence.

The procedure of international cooperation of the EAEU shall be established by the decision of the Supreme Eurasian Economic Council. The issues concerning conclusion of agreements of the EAEU with a third party shall be determined by the international treaty within the EAEU.

2. Negotiations on the drafts of international agreements of the EAEU with a third party, as well as their signing shall be performed according to the decision of the Supreme Eurasian Economic Council after implementation of the relevant internal procedures of the member States.

The decision on the expression of consent of the EAEU to be bound by an international Treaty between the EAEU and a third party, termination, suspension or withdrawal of an international Treaty shall be adopted by the Supreme Eurasian Economic Council after implementation of the relevant internal procedures of the member States.

SECTION III

BODIES OF THE EAEU

Article 8

Bodies of the EAEU

1. Bodies of the EAEU shall include:

Supreme Eurasian Economic Council (hereinafter - the Supreme Council);

Eurasian Intergovernmental Council (hereinafter - the Intergovernmental Council);

Eurasian Economic Commission (hereinafter - the Commission, the EEC);

Court of the Eurasian Economic Union (hereinafter - the Court of the EAEU).

2. Bodies of the EAEU shall act within the authorities that are given to them under the present Treaty and international agreements within the EAEU.

3. Bodies of the EAEU shall act on the basis of principles specified in Article 3 of the present Treaty.

4. Presidency at the Supreme Council, the Intergovernmental Council and the Council of the Commission shall be performed on a rotation basis in the Russian alphabetical order by one member State of the EAEU within one calendar year without right for prolongation.

5. Conditions of residence for the bodies of the EAEU on the territory of the member States shall be determined by separate international agreements between the EAEU and the states of residence.

Article 9

Appointments Within the Structural Subdivisions of the Permanent Bodies of the EAEU

1. The right to take an appointment in the structural subdivisions of the permanent bodies of the EAEU shall belong to nationals of the member States with relevant education and experience.

2. Officials of the Commission department cannot be citizens of one state. The selection of candidates for these positions shall be performed by the competition commission of the EEC with respect to the principle of equal representation of the Parties. Candidates of the competition for these positions shall be presented by the member of the Council of the Commission from the relevant Party.

3. Selection of candidates for positions at the Commission departments shall be performed by the Commission on a competitive basis, taking into account the Parties' equity in the financing of the Commission.

4. Composition of competition commission on selection of candidates for positions referred to in paragraph 2 of the present article shall include all members of the Council of the Commission, except for the Chairman of the Council of the Commission.

Competition committee of the EEC shall take its decisions in the form of recommendations by a majority vote and submit them to the Chairman of the Collegium of the Commission for approval. If the Chairman of the Collegium of the Commission takes a decision in regard to a particular candidate that conflicts with the recommendation of the competition commission, the issue shall be submitted to the Council of the Commission for a final decision.

Regulations concerning the competition commission of the EEC (including the rules of the competition), its composition, as well as qualification requirements for candidates for positions of directors and deputy directors of departments of the Commission shall be approved by the Council of the Commission.

5. Procedure for the selection of candidates and appointment to positions in the Apparatus of the Court of the EAEU shall be established in accordance with the documents governing the activity of the Court of the EAEU.

Article 10

Supreme Council

1. Supreme Council shall be the supreme body of the EAEU
2. The members of the Supreme Council shall be the Heads of the member States.

Article 11

Procedure of Work of the Supreme Council

1. Meetings of the Supreme Council shall be held at least once a year.

In order to solve urgent issues of the EAEU the extraordinary meetings of the Supreme Council shall be held on the initiative of any member State or the Chairman of the Supreme Council.

2. Meetings of the Supreme Council shall be held under the guidance of the Chairman of the Supreme Council.

Chairman of the Supreme Council shall:

held meetings of the Supreme Council;

organize the work of the Supreme Council;

performs general management in preparation of the issues that shall be submitted to the Supreme Council for consideration.

In the case of early termination of authorities of the Chairman of the Supreme Council a new member of the Supreme Council of the presiding member State shall exercise the authority of the Chairman of the Supreme Council for the remaining period.

3. Chairman of the Supreme Council can invite members of the Council of Commission, the Chairman of the Collegium of Commission and other persons to participate at the meetings of the Supreme Council.

List of participants and format of meetings shall be determined by the Chairman of the Supreme Council in consultation with the members of the Supreme Council.

The agenda of the meetings of the Supreme Council shall be formed by the Commission on the basis of proposals from member States.

The issue on the presence of accredited media representatives at the meetings of the Supreme Council shall be agreed by the Chairman of the Supreme Council.

4. Procedure for organization of the meetings of the Supreme Council shall be approved by the Supreme Council.

5. Organizational, informational and logistical preparation and conduction of the meetings of the Supreme Council shall be provided by the Commission with assistance of the host member State. Financial support of the meetings of the Supreme Council shall be provided from the budget of the EAEU.

Article 12

Authorities of the Supreme Council

1. The Supreme Council shall consider fundamental issues of activity of the EAEU, define the strategy, direction and prospects of integration and take decisions aimed at achieving the objectives of the EAEU.

2. The Supreme Council shall have the following responsibilities:

1) determine the strategy, direction and prospects for the formation and development of the EAEU and take decisions aimed at achieving the objectives of the EAEU;

2) approve the membership of the Collegium of Commission, allocate responsibilities among members of the Collegium of Commission and terminate their powers;

3) appoint the Chairman of the Collegium of Commission and, if necessary, take a decision on early termination of his powers;

4) upon presentation of member States appoint the judges of the Court of the EAEU;

5) approve the rules on procedures of the Commission;

6) approve the budget of the EAEU, regulation on the budget of the EAEU and the report on implementation of budget of the EAEU;

7) determine the size (scale) of the equity assessments of the Parties to the budget of the EAEU;

8) upon request of any member State of the EAEU reconsider decisions adopted by the Intergovernmental Council and the Commission subject to the provisions of paragraph 7 of Article 16;

9) on the initiative of the Intergovernmental Council or the Commission consider the issues on which consensus was not achieved;

10) request the opinion of the Court of the EAEU;

11) approve the procedure for checking accuracy and completeness of information about income, assets and obligations of the judges of the Court of the EAEU, officials and staff of the Court of the EAEU and their family members;

12) determine the order of admission of new members of the EAEU and termination of the membership in the EAEU;

- 13) take decisions on granting observer or candidate status on accession to the EAEU;
- 14) approve the procedure on implementation of international activity of the EAEU;
- 15) take decisions on negotiations on behalf of the EAEU with third parties, including decisions on conclusion of international agreements and granting the right to negotiate as well as on expression of consent of the EAEU to be bound by international agreement with third party, temporary application, termination or suspension of international agreement;
- 16) approve the overall number of staff of the EAEU, the characteristics of officials representation from the nationals of member States in the bodies of the EAEU, provided by the member States on a competitive basis;
- 17) approve procedure of payment for the work of members of the Collegium of the Commission, judges of the Court of the EAEU, officials and employees of the EAEU;
- 18) approve the rules on the external audit (control) within the bodies of the EAEU;
- 19) consider the results of the external audit (control) within the bodies of the EAEU;
- 20) approve the symbols of the EAEU;
- 21) give orders to the Intergovernmental Council and the Commission;
- 22) decide on establishment of subsidiary bodies in the relevant areas;
- 23) exercise other powers provided under the present Treaty and international agreements within the EAEU.

Article 13

Decisions and Orders of the Supreme Council

1. The Supreme Council shall take decisions and instructions.
2. Decisions and instructions of the Supreme Council shall be taken by consensus.

Decisions of the Supreme Council, related to the termination of membership of a member State in the EAEU, shall be taken by “consensus minus the vote of the member State that has notified its intention to terminate its membership in the EAEU”.

Article 14

Intergovernmental Council

Intergovernmental Council shall be the body of the EAEU that consists of the Heads of Governments of the member States.

Article 15

Procedure of Work of the Intergovernmental Council

1. Meetings of the Intergovernmental Council shall be held if necessary but at least two times a year.

In order to solve urgent issues of the EAEU extraordinary meeting of the Intergovernmental Council shall be imposed on the initiative of any member State or the Chairman of the Intergovernmental Council;

2. Meetings of the Intergovernmental Council shall be held under the guidance of the Chairman of the Intergovernmental Council.

Chairman of the Intergovernmental Council shall:

held meetings of the Intergovernmental Council;

organize the work of the Intergovernmental Council;

perform general management in preparation of the issues that shall be submitted to the Intergovernmental Council for consideration.

In the event of early termination of powers of the Chairman of the Intergovernmental Council a new member of the Intergovernmental Council of the presiding member State shall exercise the authority of the Chairman of the Intergovernmental Council for the remaining period.

3. Members of the Council of Commission, the Chairman of Collegium of the Commission and other persons shall participate at the meetings of the Intergovernmental Council by the invitation from the Chairman of the Intergovernmental Council.

List of participants and format of meetings shall be determined by the Chairman of the Intergovernmental Council in consultation with the members of the Intergovernmental Council.

The agenda of the meetings of the Intergovernmental Council shall be formed by the Commission on the basis of proposals from member States.

The presence of accredited media representatives at the meetings of the Intergovernmental Council shall be agreed by the Chairman of the Intergovernmental Council.

4. Procedure for organization of the meetings of the Intergovernmental Council shall be approved by the Intergovernmental Council.

5. Organizational, informational and logistical preparation and conduction of the meetings of the Intergovernmental Council shall be provided by the Commission with the assistance of the host member State. Financial support of the meetings of the Intergovernmental Council shall be provided from the budget of the EAEU.

Article 16

Authorities of the Intergovernmental Council

Intergovernmental Council shall perform the following functions:

1) ensure the implementation and control of the implementation of the present Treaty, international agreements within the EAEU and the decisions of the Supreme Council;

2) upon proposal of the Council of the Commission consider issues on which consensus is not achieved in reaching a decision of the Council of the Commission;

3) give instructions to the Commission;

4) propose to the Supreme Council candidates to the members of the Council and Collegium of the Commission;

5) approve drafts of the budget of the EAEU, regulations on the budget of the EAEU and reports on performance of the budget of the EAEU;

6) approve Rules on audit of financial and economic activities of the bodies of the EAEU, standards and methodology of audit of financial and economic activities of the bodies of the EAEU, take decisions on audit of financial and economic activities of the bodies of the EAEU and determines the terms of their conduction;

7) upon proposal of any member State of the EAEU consider issues on reversal or amendment of the approved decision of the Commission or, if not agreed, take them for consideration of the Supreme Council;

8) approve decision on suspension of implementation of decisions of the Council or Collegium of the Commission;

9) approve the procedure for checking accuracy and completeness of information about income, assets and obligations of the members of the Collegium of the EAEU, officials and staff of the Commission and their family members;

10) exercise other powers provided under the present Treaty and international agreements within the EAEU.

Article 17

Decisions and Orders of the Intergovernmental Council

1. The Intergovernmental Council shall takes decisions and orders.

2. Decisions and orders of the Intergovernmental Council shall be taken by consensus.

Article 18

Commission

1. The Commission shall be an institutional body of the EAEU. The Commission shall consist of the Council and Collegium.

2. Commission shall take decisions, orders and recommendations.

Decisions, orders and recommendations of the Council of the Commission shall be made in terms of consensus;

Decisions, orders and recommendations of the Collegium of the Commission shall be taken by the qualified majority or by consensus.

The Supreme Council shall define a list of sensitive issues on which the Collegium of Commission shall take decisions by consensus.

The qualified majority shall consists of two thirds of the total number of members of the Collegium of Commission.

3. Status, objectives, composition, functions, powers and procedures of the Commission shall be determined according to Annex No. 1 to the present Treaty.

4. Residence of the Commission shall be the city of Moscow, Russian Federation.

Article 19

The Court of the EAEU

1. The Court of the EAEU shall be an institutional judicial body of the EAEU.

2. Status, structure, competence, procedure of functioning and establishment of the Court of the EAEU shall be determined by the Statute of Court of the EAEU according to Annex No. 2 to the present Treaty.

3. Residence of the Court of the EAEU shall be the city of Minsk, Belarus.

SECTION IV

EAEU BUDGET

Article 20

EAEU Budget

1. Financing of the activity of the EAEU bodies shall be provided from the EAEU budget, that shall be formed in the manner determined under the Regulation on the EAEU Budget.