

Article 4

Each of the Contracting Parties shall not permit the reexport of commodities, relative to the export of which the Party from whose customs territory these commodities originate applies measures of tariff and/or nontariff regulation. The Contracting parties shall identify the list of commodities prohibited from reexport, and also exchange the lists of commodities to which are applied the measures of tariff and nontariff regulation.

Such commodities may be reexported only by a written consent and on the terms set by the authorized agency of the country of origin of the said commodities. In case of failure to comply with this provision, the Contracting Party whose interests have been affected shall be entitled to unilaterally take measures on regulating the export of such commodities to the territory of the other Party that permitted the unsanctioned reexport, after preliminary notification about the intention to introduce such measures and joint consultations. In this case the currency earnings from such reexport shall be returned to the country of origin of the corresponding commodities.

For the purposes of this Article, reexport shall mean the removal of commodities from the customs territory of one of the Contracting Parties by another Contracting Party beyond its customs territory in order to export them to a third country.

Article 5

The Contracting Parties shall on a regular basis exchange principal information about customs issues, all available customs statistics included. Corresponding authorized agencies of the Contracting Parties shall conciliate the procedure for exchanging such information.

Article 6

1. The Contracting Parties shall strive to approximate the customs rates that are used in the trade with third countries, for which purpose regular consultations shall be held.

Article 7

The Contracting Parties recognize the incompatibility with the purposes of the present Agreement of the unfair business practices manifested, in particular, in the following:

- agreements between enterprises, decisions made by associations of enterprises that aim to hinder or restrict competition or violate the terms for it on the territories of the Contracting Parties;
- actions by which one or several enterprises use their dominating status, restricting competition on the entire and/or a substantial part of the territories of the Contracting Parties.

Article 8

When effecting measures of tariff and nontariff regulation of bilateral economic relations, for the exchange of statistical information and for conducting customs procedures, the Contracting Parties have agreed to use the uniform nine-digit classification of foreign trade commodities (CFTC) based on the Harmonized System of Description and Coding of Commodities and the combined tariff-statistical classification of the European Union. For their own needs the Contracting Parties shall, when necessary, develop the commodity classification beyond the nine-digit limit.

Article 9

The Contracting Parties agree that abidance by the principle of free transit is a most important condition for achieving the purposes of the present Agreement and an essential element in the process of their linkup with the system of international division of labor and cooperation.