

6. Notwithstanding paragraphs 1 to 5, where exceptional circumstances requiring immediate action make prior examination impossible, the Party concerned may, in the cases of Articles 8 and 31 apply forthwith the precautionary measures strictly necessary to remedy the situation. The measures imposed shall thereafter be notified without delay to the Joint Committee and consultations between the Parties to this Agreement shall take place within the Joint Committee.

CHAPTER V

FINAL PROVISIONS

ARTICLE 28 **General Exceptions**

For the purpose of this Agreement, Article XX of GATT 1994 and its interpretative notes are incorporated into and made part of this Agreement, *mutatis mutandis*.

ARTICLE 29 **Security Exceptions**

1. Nothing in this Agreement shall be construed as:
 - a) requiring a Party to furnish any information the disclosure of which it considers contrary to its essential security interests;
 - b) preventing a Party from taking any action, which it considers necessary for the protection of its essential security interests.
 - i. relating to fissionable materials or the materials from which they are derived;
 - ii. relating to the traffic in arms, ammunition and implements of war and to such traffic in other goods and materials, as is carried on directly or indirectly for the purpose of supplying a military establishment;
 - iii. taken in time of war or other emergency in international relations; or
 - c) preventing a Party from taking any action in pursuance of its obligations under the United Nations Charter for the maintenance of international peace and security.
2. A Party taking action under sub-paragraphs (b) and (c) of paragraph 1, shall inform the Joint Committee to the fullest extent possible of measures taken and of their termination.

ARTICLE 30 **Evolutionary Clause**

The Parties may mutually agree to extend this Agreement with the aim of broadening and supplementing its scope in accordance with their respective legislation, by concluding agreements on specific sectors or activities in the light of the experience gained during its implementation.

ARTICLE 31

Fulfillment of Obligations

1. The Parties shall take all necessary measures to ensure the achievement of the objectives of this Agreement and the fulfilment of their obligations under this Agreement.
2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, the Party concerned may take the appropriate measures under the conditions and in accordance with the procedures laid down in Article 27.
3. For the purpose of this Article, no Party shall recourse to Article 32, unless the procedure under Article 27 has failed.

ARTICLE 32

Dispute Settlement

1. The Parties shall at all times endeavour to agree on the interpretation and implementation of this Agreement and shall make every attempt through cooperation and consultations to avoid and settle disputes between them and to arrive at a mutually satisfactory resolution of any matter that might affect its operation.
2. Each Party may request consultations within the Joint Committee with respect to a measure or any other matter relating to the interpretation and implementation of this Agreement.
3. The requesting Party shall deliver written notification to the other Party, stating the reasons for the request, including the identification of the measure at issue and an indication of relevant article(s) of this Agreement, and provide sufficient information to enable an examination of the matter.
4. The Joint Committee shall convene within 30 days after the date of receipt of the request. Upon initiation of consultations, the Parties shall provide information to enable the examination of how the measure or any other matter might affect the interpretation and implementation of this Agreement. The Parties shall treat information exchanged during consultations as confidential.
5. The Joint Committee shall endeavour to resolve the dispute promptly. Where the parties agree, the Joint Committee may make recommendations regarding the

implementing measures to be taken by the Party concerned including the timeframe for doing so.

6. The Joint Committee may call on such technical advisers or create such working groups or expert groups as it deems necessary with a view to resolving a dispute, or where appropriate to assist the Parties in reaching a mutually satisfactory resolution of the dispute.
7. Where the dispute cannot be resolved within a reasonable period of time, the Joint Committee may agree to establish an Arbitration Panel to adjudicate on the dispute. Numbers of arbitrators, selection procedures of the arbitrators, procedure of Arbitration Panel and the delay within which the Arbitration Panel has to submit its Report shall be established by the Joint Committee.

ARTICLE 33

Annexes

Annexes to this Agreement shall form an integral part thereof.

ARTICLE 34

Amendments

1. The Parties may agree, in writing, to any amendment in this Agreement.
2. An amendment agreed under paragraph 1 shall be approved by the Parties in accordance with their own internal legal requirements and procedures.
3. Where an amendment has been approved a Party shall notify the other Party of such approval, in writing, through diplomatic channels.
4. Where both Parties have notified each other under paragraph 3, an amendment agreed to under paragraph 1 shall enter into force on the first day of the second month following the latter of the two notifications.

ARTICLE 35

Duration and Termination

1. This Agreement shall be valid indefinitely.
2. Either Party may give written notice to the other of its intention to terminate this Agreement. Termination shall take effect on the first day of the seventh month after notification to the other Party.

ARTICLE 36

Entry into Force

1. The Parties shall ratify this Agreement in accordance with their internal legal procedures.

2. Where a Party has ratified this Agreement in accordance with its internal legal procedures, that Party shall notify the other Party of such ratification, in writing, through diplomatic channels. Where both Parties have notified each other of such ratification, this Agreement shall enter into force on the first day of the second month following the latter of the two notifications.

IN WITNESS WHEREOF the undersigned plenipotentiaries, being duly authorized thereto, have signed this Agreement.

DONE at Istanbul, on 9th of September 2011, in two originals, each in the Turkish and English languages, all texts being equally authentic. In case of divergence of interpretation, the English text shall prevail.

For the Government of the Republic of Turkey	For the Government of the Republic of Mauritius
Zafer ÇAĞLAYAN Minister of Economy	Arvin BOOLELL Minister of Foreign Affairs, Regional Integration and International Trade