

18/14

## AGREEMENT

between

*the Government of the Republic of Georgia*

and

*the Government of the Republic of Turkey*

*on Cooperation and Mutual assistance in the field of Customs Affairs*

The Government of the Republic of Georgia and the Government of the Republic of Turkey, hereinafter referred to as Contracting Parties,

expressing their desire to establish and further develop cooperation and mutual assistance between Customs Administrations of the two countries,

desiring to facilitate and promote the flow of goods and passengers between the two countries by way of cooperation of their Customs Administrations,

taking into account that any offence against Customs Law is prejudicial to the economic, social and fiscal interests of their respective Countries,

convinced that action against Customs offences can be rendered more effective by cooperation,

Have agreed as follows:

### ARTICLE 1

For the purposes of this Agreement:

(1) 'Customs law' means all the statutory norms that determine the regulatory provisions for the import, export or transit of goods, hand luggage, baggages, international postal items, currency or other items of value, collection of customs duties and other taxes and fees, as well as issuing allowances, prohibitions, restrictions, and permits for moving goods and other items across the state border,

(2) 'Customs offences' mean any breach, or attempted breach of Customs law.

### ARTICLE 2

The Contracting Parties shall, within the framework of the present Agreement, develop and intensify their cooperation, by exchanging experiences in the Customs work and regulations, and providing administrative assistance to each other in order to promote trade and personnel exchanges between the two Countries.

### ARTICLE 3

The Contracting Parties shall exchange information on:

- (a) role of the Customs service in the national economy and international trade;
- (b) methods of the control by the Customs service over the movement of goods, means of transport, baggages, postal articles and other items into and out of the territory;
- (c) experience obtained by way of implementation of the Harmonized System and valuation methods;
- (d) major features of smuggling activities, methods of concealment, as well as methods of prevention and the results therefor;
- (e) Customs laws and regulations;
- (f) improvements in the Customs management;
- (g) application of computers and other advanced technical equipments in the Customs work;
- (h) establishment of Customs offices, education and training for Customs personnel;
- (i) experience of their work at international organizations, and the implementation of international conventions;
- (j) other issues of common interest of the Contracting Parties.

### ARTICLE 4

With a view to facilitating the growing economic cooperation, the Contracting Parties undertake to set up additional checkpoints.

The Parties shall sign a separate agreement to that effect.

### ARTICLE 5

The Contracting Parties shall, within the framework of this Agreement, exchange Customs experts to provide for sharing experiences of Customs practices.

### ARTICLE 6

At the request of one Contracting Party, the other Contracting Party shall, to the extent of its competence, maintain special surveillance for specified period over:

- (a) particular persons suspected of being engaged in offences against the Customs regulations of the requesting Party;
- (b) particular goods or articles reported by requesting Party as being

related to Customs offences;

(c) particular transport vehicles (aircrafts, motorcars, etc.) suspected of being used to commit offences against the Customs law of the requesting Party and shall communicate a report thereon to the requesting Party.

#### ARTICLE 7

Each Contracting Party may, on its own initiative or on the request by the other Contracting Party, communicate to the requiring Party any information that is of material assistance for the discovery of Customs offences, especially those related with narcotic and psychotropic substances, arms, ammunition and explosives, as well as articles of historical, artistic, cultural and archeological value.

#### ARTICLE 8

Any intelligence, documents or other information obtained under this Agreement shall be treated as confidential and shall be used only for the purposes specified in this Agreement.

#### ARTICLE 9

If one Contracting Party considers that assistance sought would infringe on its sovereignty, security or other national interests or prejudice the commercial interests of any enterprise, public or private, or the valid legal norms of that Contracting Party, it may decline to provide such assistance.

#### ARTICLE 10

The cooperation and assistance envisaged by the present Agreement shall be rendered in the most effective manner.

The Contracting Parties may directly communicate it the English language.

#### ARTICLE 11

The Contracting Parties may come to a separate arrangement as to bearing expenses incurred in connection with the implementation of the present Agreement.

**ARTICLE 12**

In connection with the implementation of the present Agreement, the Contracting Parties may hold summit meetings alternately in the two Countries. The Contracting Parties shall agree upon the date and agenda of the meetings in advance.

The Contracting Parties agree that they shall on the basis of friendly cooperation and mutual understanding, settle through consultation all the disputes that may arise from the interpretation of the present Agreement.

**ARTICLE 13**

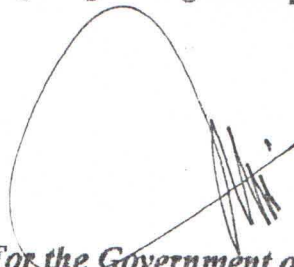
This Agreement shall enter into force on the following day which the Contracting Parties exchange the notes informing each other that necessary national formalities have been completed for the entry into force of this Agreement, and shall remain in force for the unspecified period of time until expiration of six month from the date of which either Party shall have given written notice of termination of this Agreement to the other.

Done at Ankara on \_\_\_ January 1994, in two originals, each in Georgian, Turkish and English languages, both texts being equally authentic.

In the event of any differences arising regarding interpretation, the English text shall prevail.



*For the Government of the  
Republic of Georgia*



*For the Government of the  
Republic of Turkey*