

**FREE TRADE AGREEMENT BETWEEN THE KYRGYZ REPUBLIC  
AND KAZAKHSTAN**

Questions and Replies

The following communication, dated 5 February 2004, is being circulated at the request of the Delegation of the Kyrgyz Republic.

This document reproduces the questions addressed to the Kyrgyz Republic and the responses submitted. The questions and replies set out below are organized in accordance with document WT/REG81/3.

**I. BACKGROUND INFORMATION ON THE AGREEMENT**

**3. Scope**

**In addition to the tariff differential and/or enhanced services commitments created by the elimination of duties in the context of the FTA, does the agreement have other provisions that affect the comparative economic market access opportunity of countries that are not parties to the agreement?**

There are no other provisions that affect the comparative economic market access opportunities of third countries in the Agreement.

**II. TRADE PROVISIONS**

**1. Import Provisions**

**Article 7 applies to a common customs tariff. Doesn't the Customs Union fulfil this provision? What is the Article for?**

No. The Customs Union Agreement forms the procedure of functioning of the Union, as well as the distribution of customs duties, taxes and fees between the Customs Union member-countries.

The Agreement between the Republic of Kazakhstan and Kyrgyz Republic directly stipulates the urge towards approximation of the levels of customs duties rates applied in trade with third countries.

### **III. GENERAL PROVISIONS OF THE AGREEMENT**

#### **4. Relation with Other Trade Agreements**

**What is the relationship of this agreement to the Customs Union, etc? Why is it necessary?**

The provisions on free trade in Customs Union Agreements are founded on bilateral and multilateral agreements on free trade areas between the Parties.

**Article 13 refers to previous agreements. What were their titles, dates and purposes?**

The previous agreement was titled the Agreement between the Government of the Kyrgyz Republic and Government of the Republic of Kazakhstan on Trade and Economic Cooperation of January 06, 1994.

The major objective of the given Agreement is to create favourable conditions for the development of market relations, more close integration of economies and non-application of import and export customs duties in mutual trade.

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