

**No. 30409**

---

**AUSTRIA  
and  
TURKEY**

**Agreement regarding trade of agricultural products (with  
annexes). Signed at Vienna on 10 December 1991**

*Authentic text: English.*

*Registered by Austria on 26 October 1993.*

---

**AUTRICHE  
et  
TURQUIE**

**Accord relatif au commerce des produits agricoles (avec  
annexes). Signé à Vienne le 10 décembre 1991**

*Texte authentique : anglais.*

*Enregistré par l'Autriche le 26 octobre 1993.*

## AGREEMENT<sup>1</sup> BETWEEN THE REPUBLIC OF AUSTRIA AND THE REPUBLIC OF TURKEY REGARDING TRADE OF AGRICUL- TURAL PRODUCTS

The Republic of Austria  
and  
the Republic of Turkey

Wishing to promote the trade of agricultural products between the two Parties and to conclude an agreement to this effect as referred to in the Article 11 of the Agreement between the EFTA countries and Turkey<sup>2</sup>

have agreed on the following:

### Article 1

Austria shall reduce its import duties for agricultural products of Turkish origin as specified in Annex I to this Agreement.

### Article 2

In conformity with the Article 3 of the Protocol A annexed to the Agreement between Turkey and the EFTA countries, Turkey shall accord to Austria for products listed in Table VIII attached to the said Protocol, the same treatment as it accords to the European Economic Community.

### Article 3

The rules of origin for this Agreement are laid down in Annex II.

### Article 4

Austria and Turkey shall have, upon request of one of the Parties and without delay, consultations for the orderly implementation of the agreement and for the elaboration of possible amendments.

Both Parties shall aim at an harmonious development of trade of agricultural products and shall be ready to consider further concessions for agricultural and processed agricultural products.

### Article 5

Should one of the Parties to the Agreement see a necessity to restrain or withdraw concessions, consultations with the other Party shall take place prior to any measures in this direction. Such measures may not be taken before three months after notification to the other Party.

<sup>1</sup> Came into force on 1 October 1992, i.e., the date on which the Agreement between the European Free Trade Association countries and Turkey entered into force in relation to Austria, subject to the exchange of the instruments of ratification, which took place at Geneva on 30 September 1992, in accordance with article 6.

<sup>2</sup> United Nations, *Treaty Series*, vol. 1740, No. I-30369.

#### Article 6

This Agreement will be subject to ratification and will enter into force at the same date as the Agreement between the EFTA countries and Turkey.

#### Article 7

Each Party may withdraw from this Agreement by means of a written notification, the withdrawal taking effect one year later following the date of the ratification.

#### Article 8

The Parties will promote scientific and technical cooperation in agriculture and related fields on the basis of mutual interests. This cooperation may consist i.a. of exchanges of information and documentation, exchange of experts, in areas such as cattle breeding (including the possibilities of joint ventures), embryo and semen transfer (artificial insemination techniques), forestry development techniques and their implementation and organization of seminars and workshops on the above mentioned themes.

The contents and modalities of this cooperation are specified in the common declaration of intention on technical cooperation in the field of agriculture between the Government of the Republic of Austria and the Government of the Republic of Turkey, realized between the Parties on the date of this agreement.

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

Done at Geneva, 10 December 1991, in a single authentic copy in English.

For the Republic  
of Austria:

JOSEF MAYER  
Director

Subject to ratification

For the Republic  
of Turkey:

TANER BAYTOK  
Ambassador

## [ANNEX I]

TURKEY — AUSTRIA<sup>1</sup>*List of agricultural products*

---

<sup>1</sup> Annex I is not published herein *in extenso*, in accordance with article 12 (2) of the General Assembly regulations to give effect to Article 102 of the Charter of the United Nations as amended in the last instance by General Assembly resolution 33/141 A of 19 December 1978.

## ANNEX II

## Rules of Origin in the bilateral Agreement on Agricultural Products between Austria and Turkey

## Article 1

(1) For the purpose of implementing the Agreement, a product shall be considered to be originating in Turkey if it has been wholly obtained there.

(2) The following shall be considered as wholly obtained in Turkey:

- a) vegetable products harvested there;
- b) live animals born and raised there;
- c) products from live animals raised there;
- d) products obtained by fishing conducted there;
- e) products of sea fishing and other products taken from the sea by their vessels;
- f) products made aboard their factory ships exclusively from products referred to in subparagraph (2) e);
- g) goods produced there exclusively from products specified in subparagraphs (2) a) to f).

(3) Packing materials and packing containers presented with a product therein shall not be included with this product for the purpose of determining whether it has been wholly obtained and it shall not be necessary to establish whether such packing materials or packing containers are originating or not.

## Article 2

Notwithstanding paragraph 1, the products mentioned in columns 1 and 2 of the list in the Appendix, obtained in Turkey and incorporating materials which have not been wholly obtained there, shall also be considered as originating, provided that the conditions set out in column 3 concerning working or processing carried out on such materials have been fulfilled.

## Article 3

(1) The preferential treatment provided for under the Agreement applies only to products which are transported directly from Turkey to Austria without passing through the territory of another country. However, products originating in Turkey and constituting one single shipment which is not split up may be transported through territory other than that of Austria or Turkey with, should the occasion arise, transshipment or temporary warehousing in such territory, provided that the crossing of the latter territory is justified for geographical reasons, that the products have remained under the surveillance of the customs authorities in the country of transit or of warehousing, that they have not entered in the commerce of such countries or been delivered for home use there and have not undergone operations other than unloading, reloading or any operation designed to preserve them in good condition.

(2) Evidence that the conditions referred to in subparagraph (1) have been fulfilled shall be supplied to the customs authorities of the importing country in accordance with Article 12 (6) of Protocol 8 to the Agreement between the EFTA States and Turkey.

## Article 4

Originating products within the meaning of this Agreement shall, on importation into Austria, benefit from the Agreement upon submission of either a movement certificate EUR.1 or an invoice declaration issued or made out in accordance with the provisions of Protocol B to the Agreement between the EFTA States and Turkey.

#### Article 5

The provisions on drawback or exemption of duties, proof of origin and arrangements for administrative cooperation contained in Protocol B to the Agreement between the EFTA States and Turkey shall apply *mutatis mutandis*. It is understood that the prohibition of drawback of, or exemption from, customs duties contained in these provisions shall apply only in respect of materials which are of the kind to which the Agreement between the EFTA States and Turkey applies.

#### APPENDIX<sup>1</sup>

List of products, referred to in paragraph 2, subject to other conditions than the wholly obtained criterion

---

<sup>1</sup> The Appendix is not published herein *in extenso*, in accordance with article 12 (2) of the General Assembly regulations to give effect to Article 102 of the Charter of the United Nations, as amended.

## DECLARATION OF INTENT ON TECHNICAL COOPERATION IN THE FIELD OF AGRICULTURE BETWEEN THE GOVERNMENT OF THE REPUBLIC OF AUSTRIA AND THE GOVERNMENT OF THE REPUBLIC OF TURKEY

The Government of the Republic of Austria and the Government of the Republic of Turkey

- wishing to establish and to develop technical cooperation in the field of agriculture between the two countries,
- with the aim of promoting the process of economic development of the Turkish agriculture,
- taking into account the wish of both Parties to support this process through concrete actions,

agree to cooperate as follows:

The envisaged cooperation will be sustained and facilitated within the context of concrete projects by:

- the mutual exchange of technical and scientific information and documentation,
- the exchange of experts,
- the cooperation between public institutes of research of the two countries,
- the mutual organization of seminars, conferences and other meetings.

With a view to permitting the smooth implementation of the activities to be undertaken within the framework of the agricultural cooperation, the Government of the Republic of Austria and the Government of the Republic of Turkey will facilitate as much as possible their realization and will maintain contacts between themselves at an adequate level.

The list of the fields of cooperation mentioned in article 8 of the Agreement between the Republic of Austria and the Republic of Turkey regarding trade in agricultural products is not exhaustive. It could be amended according to the needs of both Parties.

The question of financing of the concrete projects will be decided case by case. Each party will cover the costs of travel of its nationals.

The following authorities will be responsible for the coordination of the cooperation:

From the Austrian side:

Federal Ministry of Agriculture and Forestry  
Vienna/Austria

From the Turkish side:

Ministry of Agriculture and Rural Affairs  
Ankara/Turkey  
and

Ministry of Forestry  
Ankara/Turkey

This instrument will not create juridical obligations for the Parties. It reflects the intention of the two Parties for conducting cooperation in the agricultural field. Furthermore, it is agreed that this instrument takes into consideration the existing legislation in force in Austria and Turkey, including the legislation of both Parties concerning the employment and the residence of foreigners.

This declaration of intention will enter into force on the date of the signature.

Done at Geneva, on 10 December 1991 in two copies in English.

For the Government  
of the Republic of Austria:

JOSEF MAYER  
Director

For the Government  
of the Republic of Turkey:

TANER BAYTOK  
Ambassador

---