

Association Agreement
between
the European Union and its Member States
and
Ukraine

incorporating a Deep and Comprehensive Free Trade Area (DCFTA)

Published in the Official Journal of the European Union on 29 May 2014 (L161, Vol 57)

Legal act, treaty no. 2014/295/EU

Table of Contents

Preamble		3
Article 1	Objectives	6
Article 2	TITLE I - General principles	6
Article 4	TITLE II - Political dialogue and reform, political association, foreign and security policy	7
Article 14	TITLE III - Justice, Freedom and Security	10
Article 25	TITLE IV Trade and Trade-related matters	13
Article 25	Chapter 1 - National treatment and market access for goods	13
Article 25	Section 1 – Common provisions	13
Article 27	Section 2 – Elimination of customs duties, fees and other charges	14
Article 34	Section 3 – Non-tariff measures	15
Article 36	Section 4 – Specific provisions related to goods	16
Article 37	Section 5 – Administrative cooperation and coordination with other countries	16
Article 40	Chapter 2 – Trade remedies	17

Article 40	Section 1 – Global safeguard measures	17
Article 44	Section 2 – Safeguard measures on passenger cars	18
Article 45 bis	Section 3 – Non-cumulation	21
Article 46	Section 4 – Anti-dumping and countervailing measures	21
Article 50 bis	Section 5 – Consultations	23
Article 51	Section 6 – Institutional provisions	23
Article 52	Section 7 – Dispute settlement	23
Article 53	Chapter 3 – Technical barriers to trade	24
Article 59	Chapter 4 – Sanitary and phytosanitary measures	26
Article 75	Chapter 5 – Customs and trade facilitation	37
Article 85	Chapter 6 – Establishment, trade in services and electronic commerce	41
Article 85	Section 1- General provisions	41
Article 87	Section 2 – Establishment	45
Article 92	Sections 3 – Cross-Border supply of services	47
Article 97	Section 4 – Temporary presence of natural persons for business purposes	48
Article 103-	Section 5 - Regulatory framework	52
Article 103	Sub-section 1 - Domestic regulation	52
Article 106	Sub-section 2 – Provisions of general application	53
Article 108	Sub-section 3 – Computer services	54
Article 109	Sub-section 4 – Postal and courier services	55
Article 115	Sub-section 5 - Electronic communication	56
Article 125	Sub-section 6 – Financial services	61
Article 134	Sub-section 7 – Transport services	64
Article 139	Section 6 - Electronic commerce	68
Article 141	Section 7 – Exceptions	68
Article 144	Chapter 7 – Current payments and movement of capital	70
Article 148	Chapter 8 – Public procurement	71
Article 157	Chapter 9 – Intellectual property	75
Article 157	Section 1 – General provisions	75
Article 161	Section 2 – Standards concerning intellectual property rights	76
Article 162	Sub-section 1 – Copyright and related rights	76

Article 193	Sub-section 2 – Trade-Marks	86
Article 201	Sub-section 3 – Geographic indications	89
Article 212	Sub-section 4 – Designs	93
Article 219	Sub-section 5 – Patents	96
Article 224	Sub-section 6 – Topographies of semi-conductor products	100
Article 228	Sub-section 7 – Other provisions	101
Article 230	Section 3 – Enforcement of intellectual property rights	102
Article 232	Sub-section 1 – Civil measures, procedures and remedies	102
Article 244	Sub-section 2 – Liability of intermediary service providers	106
Article 250	Sub-section 3 – Other provisions	108
Article 253	Chapter 10 – Competition	110
Article 253	Section 1 – Antitrust and mergers	110
Article 262	Section 2 – State aid	113
Article 268	Chapter 11 – Trade-related energy	115
Article 281	Chapter 12 – Transparency	119
Article 289	Chapter 13 – Trade and sustainable development	121
Article 303	Chapter 14 – Dispute settlement	126
Article 306	Section 1 – Arbitration procedures	127
Article 311	Section 2 – Compliance	129
Article 317	Section 3 – Common provisions	131
Article 323	Sections 4 – General provisions	132
Article 327	Chapter 15 – Mediation mechanism	133
Article 328	Section 1 – Procedure under the mediation mechanism	134
Article 332	Section 2 – Implementation	136
Article 333	Section 3 – General provisions	136
Article 337	Title V – Economic and sector cooperation	137
Article 337	Chapter 1 – Energy cooperation, including nuclear issues	137
Article 343	Chapter 2 – Macro-Economic cooperation	139
Article 346	Chapter 3 – Management of public finance, internal control and external audit	140
Article 349	Chapter 4 – Taxation	141

Article 355	Chapter 5 – Statistics	141
Article 360	Chapter 6 – Environment	143
Article 367	Chapter 7 – Transport	145
Article 371	Chapter 8 – Space	146
Article 374	Chapter 9 - Cooperation in science and technology	147
Article 378	Chapter 10 – Industrial and enterprise policy	148
Article 381	Chapter 11 – Mining and metals	149
Article 383	Chapter 12 – Financial services	149
Article 387	Chapter 13 – Company law, corporate governance, accounting and auditing	150
Article 389	Chapter 14 – Information society	150
Article 396	Chapter 15 – Audi-Visual policy	151
Article 399	Chapter 16 – Tourism	152
Article 403	Chapter 17 – Agriculture and rural development	153
Article 407	Chapter 18 – Fisheries and maritime policy	154
Article 407	Section 1 – Fisheries policy	154
Article 411	Section 2 – Maritime policy	155
Article 413	Section 3 – Regular dialogue on fisheries and maritime affairs	155
Article 414	Chapter 19 - Danube river	155
Article 415	Chapter 19 – Consumer protection	156
Article 419	Chapter 20 – Cooperation on employment, social policy an equal opportunities	156
Article 426	Chapter 22 – Public health	157
Article 430	Chapter 23 – Education, training and youth	158
Article 437	Chapter 24 – Culture	159
Article 441	Chapter 25 – Cooperation in the field of sport and physical activity	160
Article 443	Chapter 26 – Civil society cooperation	160
Article 446	Chapter 27 – Cross-Border and regional cooperation	161
Article 450	Chapter 28 – Participation in European Union agencies and programmes	162
Article 453	TITLE VI – Financial cooperation and anti-fraud provisions	162
Article 460	TITLE VII – Institutional, general and final provisions	163

Annex XII to Chapter 4 - Certification	1645
Annex XIII to Chapter 4 - Outstanding issues	1647
Annex XIV to Chapter 4 - Compartmentalisation	1647
Annex XV to Chapter 5 - Approximation of customs legislation	1648
Annex XVI to Chapter 6 - List of reservations on establishment, List of commitments on cross-border supply of services, List of reservations on contractual services suppliers and independent professionals	1657
Annex XVI – A to Chapter 6 - EU reservations on establishment	1659
Annex XVI – B to Chapter 6 - List of commitments on cross-border services	1669
Annex XVI – C to Chapter 6 - Reservations on contractual services suppliers and independent professionals (EU Party)	1699
Annex XVI – D to Chapter 6 - Ukraine reservations to establishment	1705
Annex XVI – E to Chapter 6 - Ukraine commitments on cross-border services	1708
Annex XVI – F to Chapter 6 - Reservations on contractual services suppliers and independent professionals (Ukraine)	1722
Annex XVII Regulatory approximation	1725
Appendix XVII –1 – Horizontal adaptations and procedural rules	1730
Appendix XVII -2 - Rules applicable to financial services	1732
Appendix XVII – 3 - Rules applicable to telecommunication services	1740
Appendix XVII – 4 - Rules applicable to postal and courier services	1742
Appendix XVII – 5 - Rules applicable to international maritime transport	1743
Appendix XVII – 6 - Provisions on monitoring	1746
Annex XVIII to Chapter 6 - Enquiry Points	1747
Annex XIX to Chapter 6 - EU indicative list of relevant product and services markets to be analysed according to Article 116	1748
Annex XX to Chapter 6 – Ukraine indicative list of relevant markets to be analysed according to Article 116	1749
Annex XXI to Chapter 8 - Public Procurement	1749
Annex XXI – A to Chapter 8 - Indicative time schedule for institutional reform, legislative approximation and market access	1750
Annex XXI – B to Chapter 8 - Basic elements of Directive 2004/18/EC (Phase 2)	1751
Annex XXI – C to Chapter 8 - Basic elements of Directive 89/665/EEC as amended by Directive 2007/66/EC (Phase 2)	1755
Annex XXI – D to Chapter 8 - Basic elements of Directive 2004/17/EC (Phase 3)	1756

Annex XXI – E to Chapter 8 - Basic elements of Directive 92/13/EEC as amended by Directive 2007/66/EC (Phase 3)	1761
Annex XXI – F to Chapter 8 - Other non-mandatory elements of Directive 2004/18/EC (phase 4)	1762
Annex XXI – G to Chapter 8 - Other mandatory elements of Directive 2004/18/EC (phase 4)	1764
Annex XXI – H to Chapter 8 - Other elements of Directive 89/665/EEC as amended by Directive 2007/66/EC (Phase 4)	1766
Annex XXI – I to Chapter 8 - Other non-mandatory elements of Directive 2004/17/EC (Phase 5)	1767
Annex XXI – J to Chapter 8 - Other elements of Directive 92/13/EEC as amended by Directive 2007/66/EC (Phase 5)	1769
Annex XXI – K to Chapter 8 - Provisions of Directive 2004/18/EC outside the scope of the process of legislative approximation	1770
Annex XXI – L to Chapter 8 - Provisions of Directive 2004/17/EC outside the scope of the process of legislative approximation	1772
Annex XXI – M to Chapter 8 - Provisions of Directive 89/665/EEC as amended by Directive 2007/66/EC outside the scope of the process of legislative approximation	1775
Annex XXI – N to Chapter 8 - Provisions of Directive 92/13/EEC as amended by Directive 2007/66/EC outside the scope of the process of legislative approximation	1776
Annex XXI – O to Chapter 8 - Indicative list of issues for cooperation Annex XXI – P to Chapter 8 Thresholds	1777
Annex XXI – P to Chapter 8 – Thresholds	1778
Annex XXII – A to Chapter 9 - Geographical indications - Legislation of the Parties and elements for registration and control	1779
Annex XXII – B to Chapter 9 - Geographical indications – Criteria to be included in the objection procedure	1780
Annex XXII – C to Chapter 9 - Geographical indications of agricultural products and foodstuffs as referred to in Article 202(3) of this Agreement	1781
Annex XXII - D to Chapter 9 - Geographical indications of wines, aromatised wines and spirit drinks as referred to in Articles 202(3) and 202(4) of this Agreement	1816
Annex XXIII to Chapter 10 - Glossary of Terms	1931
Annex XXIV to Chapter 14 Rules of procedure for dispute settlement	1933
Annex XXV to Chapter 15 - Code of conduct for members of arbitration panels and mediators	1938
ANNEXES OF TITLE V	1940
Annex XXVI to Chapter 1 - Energy cooperation, including nuclear issues	1940
Annex XXVII to Chapter 1 - Energy cooperation, including nuclear issues	1942

Annex XXVIII to Chapter 4 - Taxation	1945
Annex XXIX to Chapter 5 - Statistics	1946
Annex XXX to Chapter 6 - Environment	1947
Annex XXXI to Chapter 6 - Environment	1960
Annex XXXII to Chapter 7 - Transport	1961
Annex XXXIII to Chapter 7 – Transport	1968
Annex XXXIV to Chapter 13 - Company law, Corporate Governance, Accounting and Auditing	1970
Annex XXXV to Chapter 13 - Company law, Corporate Governance Accounting and Auditing	1972
Annex XXXVI to Chapter 13 - Company law, Corporate Governance Accounting and Auditing	1973
Annex XXXVII to Chapter 15 - Audiovisual Policy 1973	
Annex XXXVIII to Chapter 17 - Agriculture and Rural Development	1974
Annex XXXIX to Chapter 20 - Consumer Protection	1978
Annex XL to Chapter 21 - Cooperation on Employment, Social Policy and Equal Opportunities	1980
Annex XLI to Chapter 22 - Public Health	1985
Annex XLII to Chapter 23 - Education, Training and Youth	1987
ANNEXES OF TITLE VI	1988
Annex XLIII to Title VI - Financial Cooperation, with Anti-Fraud Provisions	1988
Annex XLIV to Title VI - Financial Cooperation, with Anti-Fraud Provisions	1993
PROTOCOLS	
Protocol I - concerning the definition of the concept of "Originating Products" and methods of administrative co-operation	1994
Protocol II - on Mutual Administrative Assistance in Customs Matters	2121
Protocol III - on a Framework Agreement between the European Union and Ukraine on the General Principles for the Participation of Ukraine in Union Programmes	2127
JOINT DECLARATION on Ukraine seeking free trade agreements bilaterally with states in customs union with the EU	2129

