

WORLD TRADE ORGANIZATION

RESTRICTED

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Communication from Ukraine

The following list of exemptions from Most Favoured Nation Treatment has been received from the Ministry for Foreign Economic Relations and Trade of Ukraine.

SECTOR OR SUBSECTOR	DESCRIPTION OF THE MEASURE INDICATING ITS INCONSISTENCY WITH ARTICLE II	COUNTRY OR COUNTRIES TO WHICH THE MEASURES APPLIES	INTENDED DURATION	CONDITIONS CREATING THE NEED FOR THE EXEMPTION
Audiovisual Services- Production and Distribution of Cinematographic and Other Audiovisual Works, Radio and Television Programmes Through Tele- and Other Forms of Information Transmission	Measures taken for the implementation of, and in conformity with, preferential agreements and financial and/or other support programmes such as the Convention on Transfrontier Television of the Council of Europe, which treat works and programmes of European origin where these works and programmes meet certain linguistic and origin criteria, in such a way that they enjoy national treatment with respect to support and/or access to broadcasting and similar forms of transmission.	European countries	Indefinite	Promotion of cultural values and exchanges within Europe, which are based upon traditional cultural links; achievement of goals in the field of linguistic policy.
Air, River and Maritime Transportation	Restrictions with regard to establishment and activity of the companies	European Union Member-States	Indefinite	Article 31 of the Agreement on Partnership and Co-operation with EU
Air, River and Maritime, Railway and Road Transportation	Licensing of internal and international passenger and shipment transportation, agency and freight of the maritime commercial fleet, execution of aviation and chemical works	All countries	Indefinite	Laws of Ukraine
Passenger and Freight Transportation on Internal Waterways	Measures taken under future agreements which govern access and/or traffic rights and the terms of conduct of the kind of economic activity in the territory of Ukraine or between the countries which are parties to the corresponding agreements including agreements relating to the use of the Rhine-Main-Danube system	All countries with which agreements are or will be in force	Indefinite	Protection of integrity of the infrastructure, as well as environmental protection, and regulation of traffic rights in the territory of Ukraine and between the countries concerned

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Passenger and Freight Transportation by Rail	Measures taken under existing or future agreements which govern access and/or traffic rights and the terms of conduct of this kind of economic activity in the territory of Ukraine or between the countries which are parties to the corresponding agreements	All countries with which agreements are or will be in force	Indefinite	Laws of Ukraine. Protection of the integrity of the infrastructure, as well as environmental protection, and regulation of traffic rights in the territory of Ukraine and between the countries concerned, taking account of the regional specificity of this kind of services.
Road Passenger and Freight Transportation	Measures taken under existing or future agreements which reserve and/or restrict the supply of this kind of transportation services and specify the terms and conditions of this supply, incl. transit permits and/or preferential road taxes, in the territory of Ukraine or across the borders of Ukraine	All countries with which agreements are or will be in force	Indefinite	Bilateral intergovernmental agreements on international road transportation, international conventions. Protection of the integrity of the infrastructure, as well as environmental protection, and regulation of traffic rights in the territory of Ukraine and between the countries concerned.
Aviation Transportation Services	Payment in the amount of 15% of state duty collection for non-parity of operations or regular airlines by foreign operators. Restrictions on charter transportation of Ukrainian nationals by foreign air companies from the territory of Ukraine	All countries	Indefinite	Laws of Ukraine

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Computer Reservation System Services (CRS)	Provision of this type of services through the international investor system "Gabriel" and distributing "Gets" system with gradual transition to "Galileo" system. "Sirena-2" system in the internal market	Parties to the said international systems. CIS countries	Indefinite	The aim of application of such a measure is to guarantee equal access to the market of other countries for Ukrainian suppliers of such kinds of services.
Cargo-Handling Services and Storage in Sea and River Harbours Including Services Relating to Containers and Goods in Containers	The right to supply these kinds of services is granted upon a reciprocity basis and under bilateral agreements with the countries concerned.	All countries	Indefinite	The aim of the application of this measure is to guarantee equal access to the market of other countries for Ukrainian suppliers of such kinds of services
Maritime Transport	Preferential treatment of national lines belonging to countries which are parties to the UN Convention on a Code of Conduct of Liner Conference	The parties to the UN Convention on a Code of Conduct of Liner Conference All countries	Indefinite	International agreement
Maritime Services; Water Lowering and Towage Services	Towage within the territorial waters regardless of the purposes of towage (lead-in of vessels into the ports, lead-out, docking of vessels etc.) shall be carried out exclusively by tugs of national vessel owners under Ukrainian ensign, pilot services on leading the vessels in and out of the ports of Ukraine	All countries	Indefinite	Commercial Navigation Code of Ukraine

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Hospital Services and Other Services Relating to Health Protection	Services shall be provided on a reciprocity basis within the frameworks of bilateral agreements	Countries with which preferential agreements are concluded or will be concluded	Indefinite	Commitments under international agreements