

TRADE AGREEMENT

BETWEEN

THE GOVERNMENT OF NEW ZEALAND

AND

THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES

The Government of New Zealand and the Government of the Republic of the Philippines,

Taking note of their existing friendly relations, and desirous of maintaining developing and strengthening their trade relations in accordance with their respective needs and objectives, and for their mutual benefit,

Have agreed as follows:

ARTICLE I

The two Governments shall take all appropriate measures within the framework of the laws and regulations effective in either country, to facilitate, strengthen and diversify trade between the two countries.

ARTICLE II

1. The two Governments shall extend to each other most-favoured nation treatment consistent with the provisions of the General Agreement on Tariffs and Trade in all matters relating to:

- (a) customs duties and charges of any kind, including the method of levying such duties and charges, imposed on or in connection with importation or exportation, or imposed on the international transfer of payments for imports or exports;
- (b) rules and formalities in connection with importation or exportation; and

- (c) all internal taxes and other internal charges of any kind imposed on or in connection with imported and exported products.

2. With reference to the specific matters referred to in paragraph one of this Article, any advantage, favour, privilege or immunity which has been or may hereinafter be granted by either Government in respect of any product originating in or consigned to the territory of any third country shall be immediately accorded to the like product originating in or consigned to the territory of the other Government.

ARTICLE III

No prohibitions or restrictions, whether in the form of quantitative restrictions on imports or exports, regulations or any other measures, shall be instituted or maintained by the Government of either country on the importation of any product from the territory of the other Government or on the exportation of any product consigned to the territory of the other Government except in the case of restrictions which are made applicable to the like products of all third countries in the same circumstances.

ARTICLE IV

The provisions of Articles II and III of this Agreement shall not apply to:

- (a) special preferences or advantages accorded by the Government of the Republic of the Philippines consistent with its relevant international rights and obligations to another country in replacement of previously existing preferences or advantages;

- (b) any preferences or advantages which have been or may be accorded by the Government of New Zealand consistent with its relevant international rights and obligations to any present or former country or territory of the Commonwealth of Nations;
- (c) tariff preferences or other advantages which either Government grants or may grant to facilitate border/frontier trade;
- (d) special preferences or other advantages accorded by either Government resulting from its association in a customs union or a free trade area, or in an interim agreement leading to the formation of a customs union or a free trade area;
- (e) special preferences or other advantages which the Government of the Republic of the Philippines consistent with its relevant international rights and obligations may grant to member countries of ASEAN and other developing countries under any trade expansion or economic cooperation scheme;
- (f) any preferences or advantages extended by either Government to any third country or territory consistent with the rights and obligations of that Government as a Contracting Party to the General Agreement on Tariffs and Trade or under any international commodity agreement to which it may be a party.

ARTICLE V

The two Governments shall in accordance with their respective laws and regulations encourage and facilitate the exchange of trade representatives, groups and delegations and the holding of, and participation in, trade fairs, trade

exhibitions, and other promotional activities in each country by firms, enterprises and organisations of the other country.

ARTICLE VI

The two Governments shall, subject to and to the extent permitted by the laws and regulations in force in their respective countries, exempt from the payment of import duty and other taxes articles for display in fairs and exhibitions as well as samples of goods for advertising purposes which have been imported from the territory of the other Government. Such articles and samples shall not be disposed of in the country into which they are imported without the prior permission of the competent authorities of that country and the payment of the appropriate import duty, and other taxes, if any.

ARTICLE VII

The provisions of this Agreement shall not limit the rights of either Contracting Party to adopt or execute measures:

- (a) for reasons of public health, morals, order or security;
- (b) for the protection of plants and animals against diseases and pests;
- (c) for the protection of national treasures of artistic, historic or archaeological value;
- (d) to safeguard its external financial position and balance of payments.

ARTICLE VIII

All payments arising from trade between the Republic of the Philippines and New Zealand shall be effected in freely convertible currency in accordance with the foreign exchange regulations in force in each country.

ARTICLE IX

The two Governments agree to consult together at any time at the request of either on all matters of mutual interest as well as on the necessary measures aiming at the expansion of mutual cooperation and trade relations between the two countries, or on any matters concerning the operation, application or amendment of this Agreement.

ARTICLE X

The provisions of this Agreement shall have effect for the Cook Islands, Niue and the Tokelau Islands only after the expiration of one month from the date of notification by the Government of New Zealand to the Government of the Republic of the Philippines that the Agreement shall be applied to those territories.

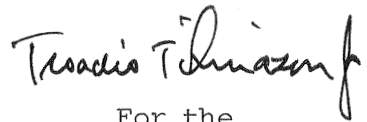
ARTICLE XI

1. This Agreement shall come into force on the date of an exchange of notes between the two Governments confirming the approval of the Agreement by their respective authorities and shall thereupon supersede the Trade Agreement between the Government of New Zealand and the Government of the Republic of the Philippines signed at Manila on the 19th day of July 1968.
2. This Agreement shall remain in force for a period of one year. Thereafter it shall continue in force until the expiration of a period of six months from the date on which either Government has received from the other written notice of its intention to terminate this Agreement.

DONE and signed in Wellington this 30th day
of November 1976 in two original texts in the
English language, one for each Government, both texts being
equally authentic.



For the
Government of
New Zealand



For the
Government of
The Republic of the Philippines

