

TRADE AGREEMENT
between the People's Republic of Bangladesh
And the Hungarian People's Republic

The Government of the People's Republic of Bangladesh and the Government of the Hungarian People's Republic, led by the desire to establish and develop trade relations between the two countries on the basis of equality and mutual benefit, have agreed to conclude the following Trade Agreement:

Article-1

The Contracting Parties accord to each other unconditional most favoured nation treatment in all matters with respect to trade, navigation and the other economic relations.

Article-2

The citizens of either Contracting Party shall enjoy the most favoured nation treatment with respect to the right of entry into the territory of the other Contracting Party for establishing provisional residence, for travel and sojourn and departure therefrom, in accordance with the rules and regulations in force in the respective country.

The provisions of the above paragraph do not preclude the possibility for the Contracting Parties to settle questions related to passports and visas, in accordance with their internal law or under special arrangement with third countries for a visa-free region.

The citizens of either Contracting Party are accorded in the territory of the other Contracting Party the most favoured nation treatment with respect to protection and security of their personality and property.

Article-3

Either Contracting Party accords to the products originating in or destined for the territory of the other Contracting Party the most favoured nation treatment unconditionally in all matters with respect to issuing import and export licenses, customs duties and charges of any kind imposed on or in connection with importation or exportation and in respect of the methods of levying such duties or charges, in respect to the rules, formalities and charges connected with the clearance of goods through customs, as well as in respect to all internal taxes or other internal charges of any kind imposed on or in connection with imported and exported products.

Article-4

The provisions of Article-1., 2. and 3. shall not be applied in the cases of special advantages accorded or to be accorded by one of the Contracting Parties:

1. to neighbouring countries in order to facilitate frontier trade and traffic;
2. to other countries with which one of the Contracting Parties participates or shall participate in a customs union, free-trade zone or duty-free trade zone or any other special trade arrangements.

Article-5

Observing the regulations for provisional imports and exports of either Contracting Party, the following articles shall be freed from duties, fees, taxes and other such payments when being imported or exported provided these are not sold or let out on hire:

- a./ Samples of goods;
- b./ Articles intended for tests, examinations, experiments;
- c./ Articles intended to be displayed at fairs, exhibitions and contests;
- d./ Tools and appliances to be used by assemblers in assembling and installing equipment;
- e./ Marked containers, packing or wrapping of the exported goods, or the imported ones when they are sent back;
- f./ All other kinds of goods and articles upon mutual consent of the Contracting Parties.

Article-6

Exchange of goods between the Contracting Parties is conducted on the basis of contracts concluded between competent physical and juridical persons of the two Contracting Parties, being entitled to foreign trade activities in accordance with laws and regulations in the respective countries.

Article-7

The vessels of either Contracting Party, their crews, passengers and cargo shall be admitted in the territorial water and in the ports of the other country and they will be accorded the most favoured nation treatment in all matters related to entry, sojourn and leaving the ports, using the letter for loading-unloading operations, embarking and disembarking of passengers, performing all commercial operations, supply with fuel, fresh water and provisions, also for using all facilities intended for maritime commercial navigation.

Article-8

All payments between the two Parties, unless otherwise agreed upon, shall be effected in convertible currency in compliance with the foreign exchange laws, rules and regulations which are or may come into force in the country of either of the Contracting Parties.

Article-9

The Contracting Parties shall consult each other upon the request of one of them concerning the necessary measures for expansion of mutual co- operation, trade relations, also settling questions related to the implementation of this Agreement.

For the implementation of this Trade Agreement the Contracting Parties may conclude barter agreements, protocols and other arrangements aiming at facilitating and expansion of exchange of goods and other economic relations between the two countries.

Article-10

The provisions of this Agreement shall be applied also after the expiry of its validity term as regards to all commercial transactions which had been concluded but were not entirely implemented before the expiration of the validity of the Agreement.

Article-11

The two Contracting Parties shall enforce the arbitration awards on the disputes related to trade contracts, concluded between the physical and legal persons mentioned in Article-6 of this Agreement, provided that the settlement of such disputes by arbitration has been stipulated in the contracts themselves or in separate arrangements executed in due form.

Arbitration awards shall be enforced in accordance with the laws of the Contracting Party in which the enforcement of the awards is sought.

Article-12

The provisions of the present Agreement shall not limit the right of either Contracting Party to adopt or execute measures relating to the protection of:

a./ its security; and

b./ public health or the prevention of diseases and pests in animals and plants.

Article-13

For the purpose of promoting trade between the two countries, the two Contracting Parties shall, on terms and conditions as shall be agreed upon by the competent authorities of both countries, subject to laws, rules and regulations in force in either country, and within their competence, facilitate each other's participation in trade fairs, to be held in either country and organization of commercial exhibitions by one of the Contracting Parties in the territory of the other.

Article-14

Each Contracting Party may, on the basis of reciprocity, establish in the capital of the other Contracting Party, its Trade Representation or Commercial Section of the Embassy of the respective country.

The legal status of such Representation or Commercial Section of the Embassy is determined as follows:

The Trade Representative and his deputy shall enjoy all the immunities and privileges accorded by the Vienna Convention of 1961 to members of a diplomatic mission.

The office and residential premises of the Trade Representation or Commercial Section of the Embassy shall enjoy the immunities and privileges accorded by the Vienna Convention of 1961 to the office and residential premises of a diplomatic mission.

The Trade Representation or Commercial Section of the Embassy shall have the right to use cypher.

The Trade Representation or Commercial Section of the Embassy shall not be subject to registration.

The member of the Trade Representation or Commercial Section of the Embassy shall not be subject to taxation on wages and salaries they receive from their respective Government for the performance of their duties.

The Trade Representations or Commercial Sections of the Embassies shall act on behalf of their respective Governments in trade matters.

Article-15

The Agreement shall come into force on the day of its signature and shall remain effective till 31st December 1974.

After the expiry of the above period the Agreement remains automatically in force for a further period of one year each until one of the Contracting Parties states in writing its intention to terminate the Agreement at least 90 days prior to the expiry of each period.

Done in Budapest on 5th April 1972 in two original copies in English, both texts being equally authentic.

FOR THE GOVERNMENT OF THE PEOPLE'S
REPUBLIC OF BANGLADESH

Signed

M.R. Siddiqi,
Minister for Trade and Commerce

FOR THE GOVERNMENT OF THE
HUNGARIAN PEOPLE'S REPUBLIC

Signed

Dr. J. Biro
Minister of Foreign Trade