

**ANNEX XI**

## ADDITIONAL COVERED PUBLIC PROCUREMENT

## A. European Union:

Works concession contracts covered under Directive 2014/23/EU of the European Parliament and of the Council of 26 February 2014 on the award of concession contracts, as amended, when awarded by an entity listed in the European Union's Annexes 1 and 2 to Appendix I to the WTO Government Procurement Agreement under the regime of that Directive. This regime complies with Articles I, II, IV, VI, VII (except points 2 (e) and 2 (l)), XVI (except paragraphs 3 and 4) and XVIII of the WTO Government Procurement Agreement.

## B. Republic of Armenia:

Concession contracts covered under the regime of the Law on Public Procurement, when awarded by an entity listed in the Republic of Armenia's Annexes 1 and 2 to Appendix I to the WTO Government Procurement Agreement.

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**ANNEX XII**

## to CHAPTER 2: ANTI-FRAUD AND CONTROL PROVISIONS of TITLE VII: FINANCIAL ASSISTANCE AND ANTI-FRAUD AND CONTROL PROVISIONS

The Republic of Armenia undertakes to gradually approximate its legislation to the following legislation of the European Union and international instruments within the stipulated timeframes.

Convention of 26 July 1995 on the protection of the European Communities' financial interests

The following provisions of that Convention shall apply:

- Article 1 – General provisions, definitions
- Article 2(1) by taking the necessary measures to ensure that the conduct referred to in Article 1, and participating in, instigating, or attempting the conduct referred to in Article 1(1), are punishable by effective, proportionate and dissuasive criminal penalties

Timetable: these provisions of that Convention shall be implemented upon the entry into force of this Agreement.

- Article 3 – Criminal liability of heads of businesses

Timetable: these provisions of that Convention shall be implemented within 3 years of the entry into force of this Agreement.

## Protocol to the Convention on the protection of the European Communities' financial interests

The following provisions of that Protocol shall apply:

- Article 1(1)(c) and Article 1(2) – Relevant definitions
- Article 2 – Passive corruption
- Article 3 – Active corruption
- Article 5(1) by taking the necessary measures to ensure that the conduct referred to in Articles 2 and 3, and participating in and instigating the conduct in question, are punishable by effective, proportionate and dissuasive criminal penalties
- Article 7 as far as it refers to Article 3 of the Convention

Timetable: these provisions of that Protocol shall be implemented upon the entry into force of this Agreement.

## Second Protocol to the Convention on the protection of the European Communities' financial interests

The following provisions of that Protocol shall apply:

- Article 1 – Definition
- Article 2 – Money laundering

- Article 3 – Liability of legal persons
- Article 4 – Sanctions for legal persons
- Article 12 as far as it refers to Article 3 of the Convention

Timetable: these provisions of that Protocol shall be implemented upon the entry into force of this Agreement.

#### Protection of money against counterfeiting

Council Regulation (EC) 1338/2001 of 28 June 2001 lays down necessary measures for the protection of the euro against counterfeiting

Directive 2014/62/EU of the European Parliament and of the Council of 15 May 2014 on the protection of the euro and other currencies against counterfeiting, and replacing Council Framework Decision 2000/383/JHA

Timetable: the provisions of Regulation (EC) 1338/2001 and Directive 2014/62/EU shall be implemented within 3 years of the entry into force of this Agreement.

#### International Convention for the suppression of counterfeiting currency (Geneva, 1929)

Timetable: the Convention shall be signed and ratified upon the entry into force of this Agreement.