

Annex I: Explanatory Note – Text of the 2023 Canada - Ukraine Free Trade Agreement

The 2017 CUFTA will remain in force until entry into force of the 2023 modernized agreement. Until such time, please refer to the [2017 CUFTA text](#) for information on the existing trade agreement between Canada and Ukraine.

1. The Schedule of a Party to this Annex sets out, pursuant to Articles 17.18 (Non-Conforming Measures) and 18.7 (Reservations), a Party's existing measures that are not subject to some or all of the obligations imposed by:

- (a) Article 17.6 (National Treatment) or 18.3 (National Treatment);
- (b) Article 17.7 (Most-Favoured-Nation Treatment) or 18.4 (Most-Favoured-Nation Treatment);
- (c) Article 17.12 (Performance Requirements);
- (d) Article 17.13 (Senior Management and Boards of Directors); or
- (e) Article 18.5 (Market Access).

2. Each Schedule entry sets out the following elements:

- (a) **Sector** refers to the sector for which the entry is made;
- (b) **Sub-Sector**, where referenced, refers to the specific subsector for which the entry is made;
- (c) **Obligations Concerned** specifies the obligation(s) referred to in paragraph 1 that, pursuant to Articles 17.18 (Non-Conforming Measures) and 18.7 (Reservations), do not apply to the non-conforming aspects of the law, regulation, or other measure, as set out in paragraph 3;
- (d) **Level of Government** indicates the level of government maintaining the scheduled measure(s);

- (e) **Measures** identifies the laws, regulations, or other measures for which the entry is made. A measure cited in the **Measures** element:
 - (i) means the measure as amended, continued, or renewed as of the date of entry into force of this Agreement, and
 - (ii) includes any subordinate measure adopted or maintained under the authority of and consistent with the measure; and
- (f) **Description**, as indicated in the introductory note for each Party's Schedule, either sets out the non-conforming measure or provides a general non-binding description of the measure for which the entry is made.