

ALLIANCE TREATY OBLIGATIONS AND PROVISIONS (ATOP)
CODING SHEET

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SECTION I: FORMATION, MEMBERS, AND DURATION

1. ATOP ID: 4948
2. COW Alliance # (if applicable): N/A
3. Signature date(s) (may vary for members in multilateral alliances):
March 16, 2000
4. Members of alliance (use COW country codes):
369 Ukraine
373 Azerbaijan
5. Was the alliance signed during war? If so, which war, and which member(s) was at war? (check COW data)
No.
6. Means by which alliance was established (e.g., treaty, executive agreement, diplomatic notes, etc.): (Only select "treaty" if the agreement requires ratification.)
Treaty.
7. Was the treaty public, public but with secret articles, or secret? If secret articles, describe the content of secret articles.
Public.
8. Are there provisions for adding additional members mentioned in the treaty? (Yes, No) If Yes, describe these provisions.
No.
9. Are specific state(s) mentioned as possible future members of the alliance? (Yes, No) If Yes, which state(s)?
No.
10. Are there specific provisions in the treaty concerning the length of time the treaty is to last? (Yes, No) If Yes, describe.
Yes. The treaty is concluded for a term of 5 years.
11. Are there conditions under which members may renounce the treaty? If Yes, describe these conditions.
No.
12. Are there specific provisions in the treaty concerning renewal of the treaty? (Yes, No) If Yes, describe these provisions.
Yes. The treaty will be automatically extended for an additional five-year period unless one of the Parties announces its desire to terminate it in writing at least six months prior to the termination of the treaty(Art. 27).
13. Number of times alliance renewed, dates of renewal, and means by which alliance was renewed (Do not include automatic renewals):
Zero.
14. Termination date(s) (may vary for members in multilateral alliances) and source(s) for termination dates(s):
Still in effect as of May 7, 2018, according to Embassy of Ukraine in Azerbaijan (<http://azerbaijan.mfa.gov.ua/en/ukraine-az/legal-acts>).
15. Describe what caused the alliance to terminate.
N/A.

SECTION II: OBLIGATIONS

16. Type of alliance (defense pact, neutrality pact, nonaggression pact, consultation pact, offense pact): (List all that apply to any member of the alliance.)
Nonaggression Pact
Consultation Pact

17. Type of alliance as coded in COW data (if applicable): N/A

18. Describe the obligations of the alliance partners.

“The Contracting Parties shall be guided by the principles of mutual respect of their sovereignty and independence, equality and non-interference into domestic affairs of each other, refrain from use of force or threat of force, including economic or other means of pressure, territorial integrity, inviolability of borders, peaceful settlement of disputes...(Art. 1)”[Nonaggression]

“In case of emergence of a situation that threatens or violates peace or violates vital security interests of one of the Contracting Parties, each Contracting Party may address the other Contracting Party with a request to conduct urgent consultations. The Contracting Parties shall endeavor to coordinate relevant measures to overcome such situation at both bilateral and multilateral bases (Art. 5)”[Consultation]

19. Are any of the obligations contingent upon any of the following: specific adversary, specific location, specific ongoing conflict, number of adversaries, noncompliance with a specific demand, attack, nonprovocation of enemy, or prior agreement among partners? (List all that apply)

No.

20. Describe the nature of the limits to obligations listed in #19.

N/A

21. Are there any additional provisions for assistance in the event of war? (e.g., promise not to participate in economic sanctions against partner, promise not to aid internal or external enemies, etc.) (Yes, No) If Yes, describe.

Yes. “The Contracting Parties (...) refrain from use of force or threat of force, including economic or other means of pressure(Art. 1).”

“The Contracting Parties shall prohibit and prevent creation in their territories of organization and groups that threaten sovereignty, independence and territorial integrity of the other Contracting Party(Art. 6).”

“The Contracting Parties shall not allow use of their territories for acts of aggression and other violent actions aimed against the other Contracting Party(Art. 7)”

22. Are there any additional limits to the alliance obligations or conditions under which treaty obligations do not apply that were not listed in #19? (Yes, No) If Yes, describe.

Yes. Consultation obligation is contingent upon request.

23. Is a specific target/threat mentioned as the object of the treaty? (Yes, No) (Answering Yes to this question does not necessarily mean that obligations are limited only to this adversary.) If Yes, list the target nation(s) (using COW country codes if possible) and describe the general nature of the reference to the target of the treaty.

No.

24. Are the treaty obligations symmetric? (That is, do all members commit to the same obligations?) (Yes, No) If No, describe.

Yes.

25. Does the treaty prohibit members from settling conflicts independently (no separate peace)? (Yes, No) If Yes, describe.

No.

26. Does the treaty have provisions requiring that the contracting parties consult before making commitments to third parties (excluding no separate peace provisions discussed above)? (Yes, No) If Yes, describe these provisions.

No.

27. Does the treaty specify that the contracting parties must not enter into any other alliances that are directed against the alliance in question? (Yes, No) If Yes, describe.

No.

28. Additional coder comments regarding treaty obligations:

SECTION III: INSTITUTIONALIZATION OF THE ALLIANCE

29. Does the treaty make reference to the potential for conflict among members of the alliance? (Yes, No) If Yes, describe.

Yes. “The Contracting Parties shall be guided by the principles of (...) peaceful settlement of disputes...”(Art. 1)

“Any dispute relating to interpretation and implementation of this Treaty shall be settled through consultations and negotiations between the Contracting Parties.”(Art. 24)

30. Does the treaty discuss mediation/arbitration or other means of settling disputes among the signatories? (Yes, No) If Yes, describe.
No.

31. Does the treaty require official contact among the military forces of the participating states? (Yes, No) If Yes, describe. (Note whether official contact is required only in the event of hostilities or also during peacetime.)

No, but “The Contracting Parties shall develop military and military/technical cooperation. To this end, they shall facilitate contacts and exchanges between the military authorities of the two countries.” (Art. 22)

32. Does the treaty include provisions for military aid? (e.g., grants, loans, transfer of technology, training) (Yes, No) If Yes, describe these provisions.

No.

33. Does the treaty provide for integrated command of military forces while the alliance is in effect (peacetime as well as wartime)? (Yes, No) If Yes, describe.

No.

34. Does the treaty require subordination of the forces of one or more member states to another in the event of hostilities? (Yes, No) If Yes, describe.

No.

35. Does the treaty establish any organizations? (include provisions for regularly scheduled meetings) (Yes, No) If Yes, describe.

No.

36. Does the treaty provide for joint military bases, or for one or more states to place troops in the territory of one or more other states? (Yes, No) If Yes, describe.

No.

37. Does the treaty specify contribution levels (funds, troops, etc.)? (Yes, No) If Yes, describe.

No.

38. Does the treaty contain any provisions regarding coordinated increase of armaments, reduction of armaments, prohibition of weapons, or rules of warfare? (Yes, No) If Yes, describe such provisions.

No.

39. Does the treaty explicitly permit or prohibit the acquisition of territory not currently held by either ally? (Yes, No) If Yes, describe reference.

No.

40. Does the treaty include discussion of the division of gains from any future conflict? (Yes, No) If Yes, describe.

No.

41. Does the treaty include discussion of demobilization/withdrawal following conflict? (Yes, No) If Yes, describe.

No.

42. Are there any other provisions in the treaty that describe the means through which the states will coordinate their military efforts and policies? (Yes, No) If Yes, describe.

No.

43. Additional coder comments regarding references to alliance institutionalization:

SECTION IV: TREATY CONTEXT

44. Does the treaty state that it nullifies any existing treaties signed by one or more of the contracting parties? (Yes, No) If Yes, list the treaties/agreements that are nullified and describe the treaty reference.

No.

45. Does the treaty state that it modifies any existing treaties signed by one or more of the contracting parties? (Yes, No) If Yes, list the treaties/agreements that are modified and describe the treaty reference.

No.

46. Does the treaty state that it includes any existing treaties signed by one or more of the contracting parties? (Yes, No) If Yes, list the treaties/agreements that are included and describe the treaty reference.

No.

47. Does the treaty make any references to international organizations? (Yes, No) If Yes, list the international organization and describe the nature of the reference.

Yes – UN and Conference on Security and Cooperation in Europe(CSCE)(Preamble mentions Helsinki Final Act, Paris Charter for New Europe)

Article 8 refers to the GUUAM consultative forum and desires to improve and strengthen it.

48. Does the treaty make any references to other existing alliances? (Yes, No) If Yes, list the alliance and describe the nature of the reference.

Yes – CSCE- see # 47

49. Are there any companion agreements referenced in the treaty? (Yes, No) If Yes, describe the agreements.

No.

50. Does the treaty include statements regarding non-military cooperation (e.g., economic, cultural, scientific exchange)? (Yes, No) If Yes, describe.

Yes. Cooperation in the European integration process(Art. 3); Cooperation in the fields of industry, energy, extraction and transportation of oil and gas, natural resources, environmental protection, labor and social policy, transport, communication, etc(Art. 9); Cooperation in development of infrastructures related to transit/transport communication(Art. 11); Cooperation in the fields of agriculture and food supply(Art. 14); Cooperation in the fields of culture, education, literature, art, healthcare, publishing, cinematography, radio, television, tourism and sport(Art. 15); exchange of teachers who can teach the other Contracting Party's language; cooperation in the fields of science and technology(Art. 17); inter-parliamentary cooperation(Art. 19); and cooperation in fight against organized and international crime, terrorism, smuggling and illegal migration(Art. 21)

51. Does the treaty resolve other conflicts among the parties to the alliance? (Yes, No) If Yes, describe.

No.

52. Does the treaty propose/enforce settlement of a conflict not involving parties to the alliance? (Yes, No) If Yes, describe.

No.

53. Does the treaty propose other agreements among the contracting parties? (Yes, No) If Yes, describe.

Yes.

Separate agreements on trade/economic and scientific/technical cooperation, as well as on monetary/credit and price policies(Art. 12).

Separate agreements on agriculture and food supply(Art. 14).

An additional agreement on recognition of diplomas and scientific degrees(Art. 17)

Agreements on guaranteeing the rights of permanent or temporary residents staying with the territory of the other Contracting Party(Art. 20).

54. Does the treaty mention unresolved conflicts among the contracting parties? (Yes, No) If Yes, describe.

No.

55. Does the treaty include provisions for economic aid or other enticements (include trade concessions, post war recovery, etc.)? (Yes, No) If Yes, describe these provisions.

Yes. MFN. "The Contracting Parties shall grant to each other the most favored nation treatment in trade/economic, financial/credit and custom fields, and shall endeavor to create a free trade area as well."(Art. 9)

56. Does the treaty describe circumstances under which one party may intervene in the internal politics of another party or specifically commit the states to non-intervention? (Yes, No) If Yes, describe.

Yes. "The Contracting Parties shall be guided by the principles of (...) non-interference into domestic affairs of each other..."(Art. 1) [non-intervention]

SECTION V: DOCUMENTATION

57. Additional coder comments on this alliance treaty:

58. Source of coding information (e.g., treaty, treaty and secondary sources, secondary sources only, etc.):

Treaty: Treaty on friendship, cooperation and partnership between Ukraine and the Republic of Azerbaijan

59. Treaty citation: UNTS Reg No.: 39750 (<https://treaties.un.org/doc/Publication/UNTS/Volume%202233/v2233.pdf> accessed on May

7, 2018)

60. Date of last revision of this coding sheet: May 18, 2018

61. Coder: Jaewook Chung, Jae-eon Lee, Jessica Edry, Ashley Leeds