

ALLIANCE TREATY OBLIGATIONS AND PROVISIONS (ATOP)
CODING SHEET

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Version 8.0; August, 2000

SECTION I: FORMATION, MEMBERS, AND DURATION

1. ATOP ID: 4978

2. COW Alliance # (if applicable): N/A

3. Signature date(s) (may vary for members in multilateral alliances):
July 6, 2001

4. Members of alliance (use COW country codes):
369 Ukraine
702 Tajikistan

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 10 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 successive 10 year periods unless one of the Contracting Parties declares its intention to denounce the treaty to the other party in writing not later than 12 months before the expiration of the treaty (Art. 24).

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 23, 2018 according to the Ukrainian Parliament's website
(http://zakon4.rada.gov.ua/laws/card/762_026)

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

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

18. Describe the obligations of the alliance partners.

“The High Contracting Parties shall base their relationship as friendly states, consistently guided by the principles of mutual respect for sovereignty and territorial integrity, the peaceful settlement of international disputes and the [non]use of force or threat of force, economic or other pressures, equality and non-interference in internal affairs...” (Art. 1) [Nonaggression]

“Each of the High Contracting Parties shall refrain from supporting any action or measures against the other High Contracting Party, or to participate in such actions...” (Art. 4) [Nonaggression]

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.

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.

No use of economic or other means of pressure against the other party (Art. 1)

“[The Contracting Parties] do not let its territory was used for the preparation or implementation of aggression or other acts of violence against the other High Contracting Party.” (Art. 4)

“The High Contracting Parties undertake to prohibit unlawful activities and to constrain the creation on their territory of organizations, groups and activities of individuals directed against the independence, territorial integrity of each state.” (Art. 8)

“In the event of a situation that, in the opinion of one of the High Contracting Parties, creates, a threat to peace that violates peace in the region or affects its security interests. The High Contracting Parties, if necessary, may conduct mutual consultations in order to coordinate their positions.” (Art. 4) (Note: “if necessary” implies consultation is not an obligation)

“The High Contracting Parties undertake to carry out on its territory effective measures, including the adoption of appropriate legislation to prevent and stop any action that may qualify as incitement to national, racial, ethnic, linguistic or religious intolerance, hostility or hatred.” (Art. 6)

“Each of the High Contracting Parties shall refrain from actions that could cause economic harm to another High Contracting Party to promote the exchange of economic information and inform each other about the economic decisions that affect the rights and legitimate interests of the other High Contracting Party, following with current legislation two states in part that relates to access to information.” (Art. 9)

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.

No.

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:

“The legal regime of public property, corporate property and nationals of the High Contracting Parties, which is located on the territory of another High Contracting Party shall be governed by the legislation of a Contracting Party in whose territory the property is located.” (Art. 10)

“Each of the High Contracting Parties shall refrain from actions that could cause economic harm to another High Contracting Party to promote the exchange of economic information and inform each other about the economic decisions that affect the rights and legitimate interests of the other High Contracting Party, following with current legislation two states in part that relates to access to information.” (Art. 9)

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 High Contracting Parties shall base their relationship as friendly states, consistently guided by the principles of...the peaceful settlement of international disputes...” (Art. 1)

“Disputes concerning the interpretation or application of this Agreement shall be settled through consultation and negotiation between the High Contracting Parties.” (Art. 20)

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.

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:
“In order to implement this Treaty the High Contracting Parties shall consult on its implementation and, if necessary, make appropriate coordinating bodies.” (Art. 20)

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 OSCE as a framework for peace and security (Preamble) and UN with reference to peacekeeping (Art. 3);
GATT/WTO as a framework for economic cooperation (Art. 9)

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-OSCE-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 to ensure the rights of citizens living in the territory of the other party (Art. 5)

Cooperation to promote the development and preservation of ethnic, cultural, linguistic and cultural identity of national minorities living in the territory of the other party (Art. 7)

Economic and trade cooperation (Art. 9)

Cooperation in agricultural policy (Art. 11)

Cooperation in the mining industry, energy, construction, transformation and information and communication (Art. 11)

Cooperation in transport operations by sea, river, air, rail, road and pipeline transport (Art. 12)

Cooperation in the fields of health, social and humanitarian areas (Art. 13)

Cooperation in the fields of science, culture, art, education, tourism and sports (Art. 14)

Cooperation in the fields of natural resources management, and environmental protection (Art. 15)

Cooperation in the fields of basic and applied research, the use of modern science, engineering and technology (Art. 16)

Cooperation in the protection of intellectual and industrial property rights (Art. 16)

Cooperation in the fight against organized crime, terrorism, illegal migration and drug trafficking (Art. 17)

Inter-parliamentary cooperation (Art. 18)

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.

Agreement on a consular convention; agreement on legal assistance in civil, family and criminal cases; agreement on guaranteeing the rights of citizens living on the territory of the other party (Art. 5)

Agreement on ensuring the rights of ethnic, linguistic, cultural and religious minorities (Art. 7)

Agreement on mutual recognition of rights and regulation of property (Art. 10)

Agreement on cooperation in agricultural policy; agreements on cooperation in the mining industry, energy, construction, transportation, information and communication (Art. 11)

Agreement on transportation operations (Art. 12)

Agreement on cooperation in the fields of health, social and humanitarian areas (Art. 13)

Agreement on cooperation in the fields of science, culture, art, education, tourism and sports (Art. 14)

Agreement on cooperation in the fight against organized crime, terrorism, illegal migration and drug trafficking (Art. 17)

Agreement on military-technical cooperation (Art. 17)

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.

No.

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 High Contracting Parties shall base their relationship as friendly states, consistently guided by the principles of...non-interference in internal affairs...” (Art. 1)

SECTION V: DOCUMENTATION

57. Additional coder comments on this alliance treaty:

The original language of this treaty is Ukrainian and the text is translated by using the Google Chrome browser.

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

Treaty: Treaty on Friendship and Cooperation between Ukraine and Tajikistan

59. Treaty citation: Ukrainian Parliament Website: http://zakon4.rada.gov.ua/laws/show/762_026 (Accessed on May 10, 2018)

60. Date of last revision of this coding sheet: June 21, 2018

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