4. If a Party fails to comply with the obligations in paragraphs 1 and 2, another Party may consult with that Party on the matter in accordance with the consultation procedures under Article 4.20 (Consultations and Contact Points).

Article 4.5: Transparency

1. Each Party shall promptly publish, on the internet to the extent possible, the following information in a non-discriminatory and easily accessible manner in order to enable governments, traders, and other interested persons to become acquainted with them:

   (a) procedures for importation, exportation, and transit (including port, airport, and other entry-point procedures), and required forms and documents;

   (b) applied rates of duties and taxes of any kind imposed on or in connection with importation or exportation;

   (c) fees and charges imposed by or for governmental agencies on or in connection with importation, exportation, or transit;

   (d) rules for the classification or valuation of products for customs purposes;

   (e) laws, regulations, and administrative rulings of general application relating to rules of origin;

   (f) import, export, or transit restrictions or prohibitions;

   (g) penalty provisions for breaches of import, export, or transit formalities;

   (h) procedures for appeal or review;

   (i) agreements to which it is party, or parts thereof with any country or countries relating to importation, exportation, or transit; and

   (j) procedures relating to the administration of tariff quotas.

2. In particular, each Party shall make available, and update to the extent possible and as appropriate, the following through the internet:

   (a) a description[1] of its procedures for importation, exportation, and transit, including procedures for appeal or review, that informs governments, traders, and other interested persons of the practical steps needed for importation, exportation, and transit;

   (b) the forms and documents required for importation into, exportation from, or transit through the territory of that Party; and

   (c) contact information for the enquiry points as well as information on how to make enquiries on customs matters as provided for in Article 4.6 (Enquiry Points).

3. To the extent possible, when developing new, or amending existing, customs laws and regulations, each Party shall publish, or otherwise make readily available such proposed new or amended customs laws and regulations and provide a reasonable opportunity for interested persons to comment on the proposed customs laws and regulations, unless such advance notice is precluded.

4. Each Party shall, to the extent practicable and in a manner consistent with its laws and regulations and legal system, ensure that new or amended laws and regulations of general application related to the movement, release, and clearance of goods, including goods in transit, are published or information on them is otherwise made publicly available, as early as possible before the date of their entry into force, in order to enable traders and other interested persons to become acquainted with them.

5. Nothing in this Article shall be construed as requiring the publication or provision of information other than in the language of the Party.

[1] Each Party has the discretion to state on its website the legal limitations of this description.