

investor of a third country means an investor other than an investor of a Party, that makes or has made an investment.

investor of the United States of America for purposes of paragraph 4 of Article 1607 shall have the same meaning as in Annex 1607.3.

joint venture means an association of two or more persons or entities where the relationship among those associated persons or entities does not, under the laws in force in the territory of the Party in which the investment is made, constitute a corporation, a partnership or a trust and where all those associated persons or entities own or will own assets of a business enterprise, or directly or indirectly own or will own voting interests in an entity that carries on a business enterprise.

located in the territory of a Party means, with respect to a business enterprise, a business enterprise that is, or in the case of an establishment will be, carried on in the territory of such Party and has, or in the case of an establishment will have therein:

- a) a place of business;
- b) an individual or individuals employed or self-employed in connection with the business; and
- c) assets used in carrying on the business.

measure shall have the same meaning as in Article 201, except that it shall also include any published policy.

ownership means beneficial ownership and with respect to assets also includes the beneficial ownership of a leasehold interest in such assets.

person means a Party or agency thereof, a province or state of a Party or agency thereof, or a national of a Party.

voting interest with respect to

- a) a corporation with share capital, means a voting share;
- b) a corporation without share capital, means an ownership interest in the assets thereof that entitles the owner to rights similar to those enjoyed by the owner of a voting share; and
- c) a partnership, trust, joint venture or other organization means an ownership interest in the assets thereof that entitles the owner