

PART TWO

OBLIGATIONS

Article 2: General Commitments

Affirming full respect for each Party's Constitution, and recognizing the right of each Party to establish its own domestic labour standards, and to adopt or modify accordingly its labour laws and regulations, each Party shall ensure that its labour laws and regulations provide for high labour standards, consistent with high quality and productivity workplaces, and shall continue to strive to improve those standards in that light.

Article 3: Government Enforcement Action

1. Each Party shall promote compliance with and effectively enforce its labour law through appropriate government action, subject to Article 39, such as:
 - (a) appointing and training inspectors;
 - (b) monitoring compliance and investigating suspected violations, including through on-site inspections;
 - (c) seeking assurances of voluntary compliance;
 - (d) requiring record keeping and reporting;
 - (e) encouraging the establishment of worker-management committees to address labour regulation of the workplace;
 - (f) providing or encouraging mediation, conciliation and arbitration services; or
 - (g) initiating, in a timely manner, proceedings to seek appropriate sanctions or remedies for violations of its labour law.
2. Each Party shall ensure that its competent authorities give due consideration in accordance with its law to any request by an employer, employee or their representatives, or other interested person, for an investigation of an alleged violation of the Party's labour law.

Article 4: Private Action

1. Each Party shall ensure that persons with a legally recognized interest under its law in a particular matter have appropriate access to administrative, quasi-judicial, judicial or labour tribunals for the enforcement of the Party's labour law.
2. Each Party's law shall ensure that such persons may have recourse to, as appropriate, procedures by which rights arising under:
 - (a) its labour law, including in respect of occupational safety and health, employment standards, industrial relations and migrant workers, and
 - (b) collective agreements,
 can be enforced.