

person within its jurisdiction, to all sanctions imposed pursuant to the laws of the other Party to enforce provisions of any protective order or undertaking that such other Party has promulgated or accepted in order to permit access for purposes of panel review or of the extraordinary challenge procedure to confidential, personal, business proprietary or other privileged information;

- f) Canada shall amend the *Special Import Measures Act*, and any other relevant provisions of law, to provide that the following actions of the Deputy Minister shall be deemed for the purposes of this Article to be final determinations subject to judicial review:
- i) a determination by the Deputy Minister pursuant to section 41,
 - ii) a re-determination by the Deputy Minister pursuant to section 59, and
 - iii) a review by the Deputy Minister of an undertaking pursuant to section 53(1); and
- g) each Party shall amend its statutes or regulations to ensure that:
- i) domestic procedures for judicial review of a final determination may not be commenced until the time for requesting a panel under paragraph 4 has expired, and
 - ii) as a prerequisite to commencing domestic judicial review procedures to review a final determination, a Party or other person intending to commence such procedures shall provide notice of such intent to the Parties and to other persons entitled to commence such review procedures of the same final determination no later than ten days prior to the latest date on which a panel may be requested.

Article 1905: Prospective Application

The provisions of this Chapter shall apply only prospectively to:

- a) final determinations of a competent investigating authority made after the entry into force of this Agreement; and