

Section C – Settlement of Disputes between an Investor and the Host Party

ARTICLE 19

Purpose

1. Without prejudice to the rights and obligations of the Parties under Section D, this Section establishes a mechanism for the settlement of investment disputes.
2. Any investment dispute between a Party and an investor of the other Party should, whenever possible, be settled amicably through consultations and negotiations between them.

ARTICLE 20

**Claim by an Investor of a Party on Its Own Behalf
or on Behalf of an Enterprise**

1. An investor of a Party may submit to arbitration under this Section a claim that:
 - (a) the respondent Party has breached an obligation under Section B, other than an obligation under paragraph 3 of Article 8 (Senior Management, Boards of Directors and Entry of Personnel), under Article 12 (Transparency) or under Article 15 (Health, Safety and Environmental Measures); and
 - (b) the investor has incurred loss or damage by reason of, or arising out of, that breach.
2. An investor of a Party, on behalf of an enterprise of the respondent Party that is a juridical person that the investor owns or controls directly or indirectly, may submit to arbitration under this Section a claim that:
 - (a) the respondent Party has breached an obligation under Section B, other than an obligation under paragraph 3 of Article 8 (Senior Management, Boards of Directors and Entry of Personnel), under Article 12 (Transparency) or under Article 15 (Health, Safety and Environmental Measures); and
 - (b) the enterprise has incurred loss or damage by reason of, or arising out of, that breach.