

Article 22.2: General Exceptions

1. For the purposes of Chapters Three through Nine and Chapter Sixteen (National Treatment and Market Access for Goods, Rules of Origin, Customs Procedures, Trade Facilitation, Sanitary and Phytosanitary Measures, Technical Barriers to Trade, Emergency Action, and Electronic Commerce), Article XX of the GATT 1994 is incorporated into and made part of this Agreement, *mutatis mutandis*. The Parties understand that the measures referred to in Article XX(b) of the GATT 1994 include environmental measures necessary to protect human, animal, or plant life or health, and that Article XX(g) of the GATT 1994 applies to measures relating to the conservation of living and non-living exhaustible natural resources.
2. For the purposes of Chapters Eleven, Twelve, Fourteen, and Sixteen (Cross-Border Trade in Services, Telecommunications, Temporary Entry for Business Persons, and Electronic Commerce), Article XIV (a), (b) and (c) of GATS is incorporated into and made part of this Agreement *mutatis mutandis*. The Parties understand that the measures referred to in Article XIV (b) of GATS include environmental measures necessary to protect human, animal, or plant life or health.
3. For the purposes of Chapter Ten (Investment):
 - (a) a Party may adopt or enforce a measure necessary:
 - (i) to protect human, animal or plant life or health, which the Parties understand to include environmental measures necessary to protect human, animal or plant life or health,
 - (ii) to ensure compliance with laws and regulations that are not inconsistent with this Agreement, or
 - (iii) for the conservation of living or non-living exhaustible natural resources;
 - (b) provided that the measure referred to in sub-paragraph (a) is not:
 - (i) applied in a manner that constitutes arbitrary or unjustifiable discrimination between investments or between investors, or
 - (ii) a disguised restriction on international trade or investment.

Article 22.3: National Security

This Agreement does not:

- (a) require a Party to furnish or allow access to information if that Party determines that the disclosure of the information would be contrary to its essential security interests;