

Article 1606: Transfers

1. Subject to paragraph 2, neither Party shall prevent an investor of the other Party from transferring:

- a) any profits from an investment, including dividends;
- b) any royalties, fees, interest and other earnings from an investment; or
- c) any proceeds from the sale of all or any part of an investment or from the partial or complete liquidation of such investment.

2. A Party may, through the equitable, non-discriminatory and good faith application of its laws, prevent any transfer referred to in paragraph 1 if such transfer is inconsistent with any measure of general application relating to:

- a) bankruptcy, insolvency or the protection of the rights of creditors;
- b) issuing, trading or dealing in securities;
- c) criminal or penal offences;
- d) reports of currency transfers;
- e) withholding taxes; or
- f) ensuring the satisfaction of judgments in adjudicatory proceedings.

Article 1607: Existing Legislation

1. The provisions of Articles 1602, 1603, 1604, 1605 and 1606 of this Chapter shall not apply to:

- a) a non-conforming provision of any existing measure;
- b) the continuation or prompt renewal of a non-conforming provision of any existing measure; or