

APPENDIX I

Chapter H *bis* – Financial Services

Article H *bis*-01: Scope and Coverage

1. This Chapter applies to measures adopted or maintained by a Party relating to:
 - (a) financial institutions of the other Party;
 - (b) investors of the other Party, and investments of such investors, in financial institutions in the Party's territory; and
 - (c) cross-border trade in financial services.
2. Articles G-09 (Investment – Transfers), G-10 (Investment – Expropriation and Compensation), G-11 (Investment – Special Formalities and Information Requirements), G-13 (Investment – Denial of Benefits), G-14 (Investment – Environmental Measures) and H-11 (Cross-Border Trade in Services – Denial of Benefits), including any Annex relevant to their interpretation and application, are hereby incorporated into and made a part of this Chapter. Section II of Chapter G (Investment) is hereby incorporated into and made a part of this Chapter solely for breaches by a Party of Articles G-09 (Investment – Transfers), G-10 (Investment – Expropriation and Compensation), G-11 (Investment – Special Formalities and Information Requirements) and G-13 (Investment – Denial of Benefits) as incorporated into this Chapter. No other provision of Chapter G (Investment) or H (Cross – Border Trade in Services) shall apply to a measure described in paragraph 1.
3. Nothing in this Chapter shall be construed to prevent a Party, including its public entities, from exclusively conducting or providing in its territory:
 - (a) activities or services forming part of a public retirement plan or statutory system of social security; or