

- (ii) a contract where remuneration depends substantially on the production, revenues or profits of an enterprise;
- (i) intellectual property rights; and
- (j) any other tangible or intangible, moveable or immovable, property and related property rights acquired in the expectation of or used for the purpose of economic benefit or other business purpose;

but **“investment”** does not mean:

- (k) a claim to money that arises solely from:
 - (i) a commercial contract for the sale of a good or service by a national or enterprise in the territory of a Contracting Party to an enterprise in the territory of the other Contracting Party, or
 - (ii) the extension of credit in connection with a commercial transaction, such as trade financing; or
- (l) any other claim to money,

that does not involve the kinds of interests set out in subparagraphs (a) to (j);

“investment of an investor of a Contracting Party” means an investment owned or controlled directly or indirectly by an investor of that Contracting Party;

“investor of a Contracting Party” means a national or an enterprise of a Contracting Party, that seeks to make, is making or has made an investment;

“measure” includes a law, regulation, procedure, requirement or practice;

“national” means:

- (a) for Canada, a natural person who is a citizen or permanent resident of Canada; and
- (b) for Benin, a natural person who is a citizen or permanent resident of Benin;

except that:

- (c) a natural person who is a dual citizen of Canada and Benin shall be deemed to be exclusively a national of the Contracting Party of their dominant and effective nationality; and
- (d) a natural person who is a citizen of one Contracting Party and a permanent resident of the other Contracting Party shall be deemed to be exclusively a national of the Contracting Party of their citizenship;

“national government” means for Canada, the federal government; and for Benin, the Government of the Republic of Benin;