

- (d) for the Republic of Panama, the sustainable use of biological diversity,

but does not include any statute or regulation, or any provision thereof, directly related to worker health and safety, and does not include any statute or regulation, or provisions thereof, for which the primary purpose is managing the commercial harvest or exploitation, or subsistence or aboriginal harvesting, of natural resources;

“**persistent pattern**” means a sustained or recurring course of action or inaction beginning after the date of entry into force of this Agreement;

“**person**” means a natural person, or a legal person such as an enterprise or non-governmental organization incorporated pursuant to the laws of a Party;

“**province**” means a province of Canada, and includes Yukon, the Northwest Territories and Nunavut;

“**territory**” means:

- (a) with respect to Canada,
- (i) the land territory, air space, internal waters and territorial sea of Canada,
  - (ii) the exclusive economic zone of Canada, as determined by its domestic law, consistent with Part V of the *United Nations Convention on the Law of the Sea* of 10 December 1982 (UNCLOS), and
  - (iii) the continental shelf of Canada, as determined by its domestic law, consistent with Part VI of UNCLOS;
- (b) with respect to Panama, the land, maritime, and air space under its sovereignty; the exclusive economic zone, and the continental shelf within which it exercises sovereign rights and jurisdiction in accordance with its domestic law and international law.