

- a) a place of business;
- b) an individual or individuals employed or self-employed in connection with the business; and
- c) assets used in carrying on the business.

NOTE: A part of a business enterprise that is capable of being carried on as a separate business enterprise is itself a business enterprise.

control or controlled, with respect to:

- a) a business enterprise carried on by an entity, means
 - i) the ownership of all or substantially all of the assets used in carrying on the business enterprise, and
 - ii) includes, with respect to an entity that controls a business enterprise in the manner described in subparagraph (i), the ultimate direct or indirect control of such entity through the ownership of voting interests; and
- b) a business enterprise other than a business enterprise carried on by an entity, means the ownership of all or substantially all of the assets used in carrying on the business enterprise.

Crown corporation means a Crown corporation within the meaning of the *Financial Administration Act (Canada)* or a Crown corporation within the meaning of any comparable provincial legislation or that is incorporated under other applicable provincial legislation.

cultural industry has the same meaning as in Article 2012.

entity means a corporation, partnership, trust or joint venture.

establishment means a start-up of a new business enterprise and the activities related thereto.

indirect acquisition has the same meaning as in Annex 1607. 3.

investment means:

- a) the establishment of a new business enterprise, or
 - b) the acquisition of a business enterprise;
- and includes:
- c) as carried on, the new business enterprise so established or the business enterprise so acquired, and controlled by the investor who has made the investment; and