

ARTICLE 19: Definitions

For purposes of this Agreement:

A Party has not failed to “effectively enforce its labour law” or comply with Article 3 in a particular case where the action or inaction by agencies or officials of that Party reflects a reasonable exercise of the agency’s or the official’s discretion with respect to investigatory, prosecutorial, regulatory or compliance matters;

“days” means calendar days, including weekends and holidays;

“enterprise” means any entity constituted or organized under applicable law, whether or not for profit, and whether privately-owned or governmentally-owned, including any corporation, trust, partnership, sole proprietorship, joint venture or other association;

“labour law” means laws, regulations and jurisprudence that implement and protect the labour principles and rights set out in Article 1;

“national” means:

- (a) with respect to Canada, a permanent resident of Canada or a citizen of Canada under the legislation of Canada;
- (b) with respect to Panama, a permanent resident of Panama, or a Panamanian national by birth, naturalization, or adoption as provided in Articles 9, 10, and 11 of the Constitution of the Republic of Panama.

“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, an enterprise, or an organization of employers or workers;

“province” means a province or territory of Canada and its successors, and includes the Yukon, the Northwest Territories, and Nunavut;

“territory” means:

- (a) 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;