

- (d) are not unnecessarily complicated and do not entail unreasonable fees, unreasonable time limits or unwarranted delays.

2. Each Party shall provide that final decisions on the merits of the case in such proceedings are:

- (a) in writing and where appropriate state the reasons on which the decisions are based;
- (b) made available to the parties to the proceedings without undue delay and, in accordance with its law to the public; and
- (c) based on information or evidence in respect of which the parties were offered the opportunity to be heard.

3. Each Party shall further provide, as appropriate, that parties to such proceedings have the right, in accordance with its law, to seek review and, where warranted, correction or redetermination of final decisions in such proceedings.

4. Each Party shall ensure that tribunals that conduct or review such proceedings are impartial and independent, and do not have any substantial interest in the outcome of the matter.

Article 10: Corporate Social Responsibility

Recognizing the substantial benefits brought by international trade and investment, the Parties should encourage voluntary best practices of corporate social responsibility by enterprises within their territories or jurisdictions, to strengthen coherence between economic and environment objectives.

Article 11: Measures to Enhance Environmental Performance

1. The Parties recognize that voluntary and incentive-based measures can enhance environmental performance and contribute to the achievement and maintenance of environmental protection, complementing regulatory provisions under environmental laws. In accordance with its laws and policies, each Party shall promote the development and use of such measures.

2. In accordance with its laws and policies, each Party shall promote the development, establishment, maintenance or improvement of performance goals and standards used in measuring environmental performance.