

## TREATY

## BETWEEN

THE GOVERNMENT OF CANADA

## AND

THE GOVERNMENT OF THE REPUBLIC OF PANAMA

FOR THE PROMOTION AND

PROTECTION OF INVESTMENTS

THE GOVERNMENT OF THE REPUBLIC OF PANAMA AND THE GOVERNMENT OF CANADA, hereinafter referred to as the "Contracting Parties",

RECOGNIZING that the promotion and the protection of investments of investors of one Contracting Party in the territory of the other Contracting Party will be conducive to the stimulation of business initiative and to the development of economic cooperation between them,

DESIRING to increase the favourable conditions for the reciprocal investment of capital by nationals of both Contracting Parties;

TAKING into consideration the importance of establishing a predictable environment for the development of investments;

CONVINCED of the need to facilitate transfers of capital and technology between the Contracting Parties, with the goal of favouring economic and social developments;

The Contracting Parties **HAVE AGREED** to sign the present Treaty, to be governed by the provisions set out below:

**ARTICLE I****Definitions**

For the purpose of this Agreement:

- (a) "enterprise" means
  - (i) any entity constituted or organized under applicable law, whether or not for profit, whether privately-owned or governmentally-owned, including any corporation, trust, partnership, sole proprietorship, joint venture or other association; and
  - (ii) a branch or subsidiary of any such entity;
- (b) "measure" includes any law, regulation, procedure, requirement, or established governmental or administrative practice. "Non-conforming measure", for the purposes of Article IV, shall mean any measure which does not conform to the obligations of paragraph 3(a) of Article II, paragraph 1 of Article IV, and paragraphs 1 and 2 of Article V;