

**CHAPTER IX****Confidentiality of Information****ARTICLE 17**

1. Any information or intelligence received under this Agreement shall be used solely for the purposes of this Agreement and by the Customs Administrations, except in cases where the Customs Administration which has provided such information or intelligence has expressly approved its use for other purposes or by other authorities; such use shall then be subject to any restrictions imposed by the Customs Administration which has provided the information or intelligence.
2. Any information or intelligence received under this Agreement may only be used in criminal prosecutions after the public prosecution or judicial authorities in the territory of the providing Contracting Party have agreed to such use.
3. Any information or intelligence received under this Agreement shall be treated as confidential and shall be subject to the same protection as is applicable to similar kinds of information or intelligence under the national legislation of the receiving Contracting Party.
4. The disclosure of information or intelligence to the European Commission or any of the Customs Administrations of the European Union Member States under the obligations of the Kingdom of the Netherlands referred to in Article 2 of this Agreement shall occur only on a need-to-know basis. Where information or intelligence is shared pursuant to this paragraph, Canada shall be so informed in advance of sharing the information.

**ARTICLE 18**

1. Personal data exchanged under this Agreement shall be subject to a level of protection equivalent to the level of protection maintained by the Contracting Party providing the data.