

Music

INVESTMENT CONTRACT

INVESTMENT AGREEMENT BETWEEN THE GOVERNMENT OF THE HONG KONG SPECIAL ADMINISTRATIVE REGION OF THE PEOPLE'S REPUBLIC

PREAMBLE

The Government of the Hong Kong Special Administrative Region of the People's Republic of China ("the HKSAR"), having been duly authorised to conclude this Investment Agreement by the Central People's Government of the People's Republic of China, and the Government of the Republic of Chile ("Chile") (together "the Parties"),

Building on the Free Trade Agreement between the Parties done on 7 September 2012 ("the FTA");

Pursuant to Article 19.6 (Future Work Programmes) of the FTA and the Exchange of Notes, which constitutes an agreement on the negotiation of this Investment Agreement, on 7 September 2012; and

Reaffirming that, in accordance with Article V.2 of the General Agreement on Trade in Services ("GATS") contained in Annex 1B to the Marrakesh Agreement Establishing the World Trade Organization, done at Marrakesh on 15 April 1994 ("WTO Agreement"), this Investment Agreement is part of a wider process of economic integration and trade liberalisation between the Parties, initiated by the FTA;

Have agreed as follows:

Section A. Definitions

Article 1. Definitions

For the purposes of this Investment Agreement (hereinafter referred to as "this Agreement"):

"area " means:

(a) in respect of Chile, the land, maritime, and air space under its sovereignty, and the exclusive economic zone and the continental shelf within which it exercises sovereign rights and jurisdiction in accordance with international law and its domestic law; and

(b) in respect of the HKSAR, the HKSAR together with such other area(s) over which the HKSAR may be authorised to exercise jurisdiction in accordance with the laws of the HKSAR;

"claimant " means an investor of a Party that is a party to an investment dispute with the other Party;

"confidential information " means confidential business information, or other information that is privileged or otherwise protected from disclosure under the law of a Party, including classified government information;

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James Riordan



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