

CHAPTER 21 - INVESTMENT
Chapter XX - Investment
PART 4 - INVESTMENT AND CONDUCT OF BUSINESS OPERATIONS

SCOPE, COVERAGE AND DURATION

Article Y01: Scope ^{USA} and Post Termination Coverage]

1. ^{MEX}[Subject to paragraphs 3, 4 and 5,] ^{CDA}^{MEX} [Chapter] [Part] shall apply to any measure of a Party affecting] [Investment in its territory by an investor of the other Parties] ^{CDA}[investors or service providers of any other Party in respect of:

- a) the establishment;
- b) the acquisition;
- c) the conduct and operation; or
- d) the sale;

of business enterprises in or into its territory.]

^{USA}[2. This Chapter shall apply to investments existing at the time of entry into force as well as to investments made or acquired thereafter. With respect to investments made prior to the date of termination of this Agreement and to which this Chapter otherwise applies, the provisions of all of this Chapter shall thereafter continue to be effective for a further period of ten years from such date of termination.]

^{MEX}[3. This Chapter shall not apply to any measure taken pursuant to a restriction expressly mandated by the Constitution of a Party.]

^{MEX} ^{CDA}[4. This ^{MEX}[Chapter] ^{CDA}[Part] shall not apply to:

- a) the provision of financial services or insurance. [~~EX~~cept as provided in Annex Y01.4(a)];

U.S.: Note 2 -- While financial services will be covered in the financial services chapter, certain provisions of the investment chapter may apply to financial services by cross-reference in the financial services chapter.

- b) government procurement [~~EX~~cept as provided in Part 3 (Internal Measures)];

^{CDA}[c) services listed in Annex Y01.3(c)]

^{CDA}[d) public entities, to the extent such entities conduct activities:

- (i) in pursuit of monetary, fiscal or exchange rate policy; or