

4 CHAPTER 21]

5 INVESTMENT
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8 Article 2101: Scope
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- 10 1. This Chapter applies to measures adopted or maintained by a Party relating to:
- 11 a) investments of investors of another Party in the territory of the Party existing
12 at the time of entry into force of this Agreement as well as to investments
13 made or acquired thereafter by such investors;
14 b) investors of another Party; and
15 c) with respect to Article 2107, all investments in the territory of the Party
- 16 2. A Party has the right to perform exclusively the economic activities set forth in
17 Annex C and to refuse to permit the establishment of investment in such activities.
- 18 3. This Chapter shall not apply to [financial services except as provided in the
19 Chapter on Financial Services.]¹
- 20 4. Nothing in this Chapter shall be construed to prevent a Party from providing
21 functions or services such as law enforcement, correctional services, income security or
22 insurance, social security or insurance, social welfare, public education, public training,
23 health, and child care, in a manner that is not inconsistent with this Chapter.
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26 TREATMENT OF INVESTORS AND INVESTMENTS
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32 Article 2102: National Treatment
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- 35 1. Each Party shall accord to investors of another Party treatment no less favorable
36 than that which it accords, in like circumstances, to its own investors with respect to the
37 establishment, acquisition, expansion, management, conduct, operation and sale or other
38 disposition of investments.
- 39 2. Each Party shall accord to investments of investors of another Party treatment no
40 less favorable than that which it accords, in like circumstances, to investments of its own
41 investors with respect to the establishment, acquisition, expansion, management, conduct,
42 operation and sale or other disposition of investments.
- 43 3. The treatment accorded by a Party under paragraphs 1 and 2 means, with respect
44 to a state or province, treatment no less favorable than the most favorable treatment
45 accorded by such state or province in like circumstances to investors, and, their
46 investments, of the Party of which it forms a part.
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¹ Mexico will confirm deletion of this paragraph.