

**PART FIVE
TRADE RELATED INVESTMENT MATTERS**

**ARTICLE 22
CROSS-BORDER INVESTMENT**

Member States shall adopt policies and implement measures within the Community to promote an open cross-border investment regime, thereby enhancing economic development, diversification and industrialisation.

**PART SIX
OTHER TRADE RELATED ISSUES**

**ARTICLE 23
TRADE IN SERVICES**

1. Member States recognise the importance of trade in services for the development of the economies of SADC Countries.
2. Member States shall adopt policies and implement measures in accordance with their obligations in terms of the WTO's General Agreement on Trade in Services (GATS), with a view to liberalising their services sector within the Community.

**ARTICLE 24
INTELLECTUAL PROPERTY RIGHTS**

Member States shall adopt policies and implement measures within the Community for the protection of Intellectual Property Rights, in accordance with the WTO Agreement on Trade-Related Aspects of Intellectual Property Rights.

**ARTICLE 25
COMPETITION POLICY**

Member States shall implement measures within the Community that prohibit unfair business practices and promote competition.

**PART SEVEN
OTHER SUBSTANTIVE PROVISIONS**

**ARTICLE 26
TRADE DEVELOPMENT**

Member States shall adopt comprehensive trade development measures aimed at promoting trade within the Community, as provided for in Annex V of this Protocol.

**PART EIGHT
TRADE RELATIONS AMONG MEMBER STATES AND WITH THIRD COUNTRIES**

ARTICLE 27

PREFERENTIAL TRADE ARRANGEMENTS

1. Member States may maintain preferential trade and other trade related arrangements existing at the time of entry into force of this Protocol;
2. Member States may enter into new preferential trade arrangements between themselves, provided that such arrangements are not inconsistent with the provisions of this Protocol.
3. Notwithstanding the provisions of paragraph 1 and 2 of this Article, Member States party to any existing preferential trade arrangements and other trade related arrangements undertake to review the further application of such preferential trade arrangements, with a view to attaining the objectives of this Protocol.

ARTICLE 28

MOST FAVOURED NATION TREATMENT

1. Member States shall accord Most Favoured Nation Treatment to one another.
2. Nothing in this Protocol shall prevent a Member State from granting or maintaining preferential trade arrangements with third countries, provided such trade arrangements do not impede or frustrate the objectives of this Protocol and that any advantage, concession, privilege or power granted to a third country under such arrangements is extended to other Member States.
3. Notwithstanding the provisions of paragraph 2 of this Article, a Member State shall not be obliged to extend preferences of another trading bloc of which that Member State was a member at the time of entry into force of this Protocol.

ARTICLE 29

COORDINATION OF TRADE POLICIES

Member States shall, to their best endeavour, coordinate their trade policies and negotiating positions in respect of relations with third countries or groups of third countries and international organisations as provided for in Article 24 of the Treaty, to facilitate and accelerate the achievement of the objectives of this Protocol.

ARTICLE 30

**CO-OPERATION WITH THIRD COUNTRIES OR
GROUPS OF THIRD COUNTRIES**

Member States shall develop co-operation and conclude agreements with third countries or groups of third countries and international organisations as provided for in Article 24 of the Treaty, to facilitate and accelerate the achievement of the objectives of this Protocol.

PART NINE

INSTITUTIONAL ARRANGEMENTS AND DISPUTE SETTLEMENT PROCEDURES

ARTICLE 31

INSTITUTIONAL ARRANGEMENTS

1. The institutional mechanisms for the implementation of this Protocol shall comprise the CMT, Committee of Senior Officials responsible for trade matters, the TNF and the Secretariat.