

PART SIX

OTHER PROVISIONS

Chapter Nine Further Elaboration

Article 9.1: Intellectual Property Rights

The rights and obligations of the Parties relating to intellectual property rights shall be governed by the Agreement on Trade-Related Aspects of Intellectual Property Rights, Annex 1C of the WTO Agreement, and any subsequent amendments to that Agreement.

Article 9.2: Subsidies and Countervailing Measures

1. The rights and obligations of the Parties relating to subsidies and countervailing measures shall be governed by the Agreement on Subsidies and Countervailing Measures, part of Annex 1A of the WTO Agreement.
2. The rights and obligations of the Parties relating to the application of antidumping measures shall be governed by the Agreement on Implementation of Article VI of the General Agreement on Tariffs and Trade 1994, part of Annex 1A of the WTO Agreement.
3. Each Party reserves the right to apply its antidumping law and countervailing duty law to goods imported from the territory of the other Party in conformity with the principles of the agreements referred to in paragraphs 1 and 2. Antidumping law and countervailing duty law include, as appropriate for each Party, relevant statutes, legislative history, regulations, administrative practice and judicial precedents.

Chapter Ten Exceptions

Article 10.1: General Exceptions

Article XX of GATT 1994 and its interpretative notes, or any equivalent provision of a successor agreement to which both Parties are party, are incorporated into and made part of this Agreement. The Parties understand that the measures referred to in Article XX(b) of GATT 1994 also include environmental measures necessary to protect human, animal or plant life or health, and that Article XX(g) of GATT 1994 applies to measures relating to the conservation of living and non-living exhaustible natural resources.

Article 10.2: National Security

1. Nothing in this Agreement shall be construed: