

Chapter 11  
Competition

Article 126  
Promotion of Competition  
by Addressing Anti-competitive Activities

Each Party shall, in accordance with its laws and regulations, promote competition by addressing anti-competitive activities, in order to facilitate the efficient functioning of its market.

Note: For the purposes of this Chapter, the term "anti-competitive activities" means any conduct or transaction that may be subject to penalties or relief under the competition laws and regulations of either Party.

Article 127  
Cooperation on the Promotion of Competition

1. The Parties shall, in accordance with their respective laws and regulations, cooperate on the promotion of competition by addressing anti-competitive activities, and on the capacity building for strengthening competition policy and implementation of competition laws and regulations, subject to their respective available resources.

2. The details and procedures of cooperation under this Article shall be specified in the Implementing Agreement.

Article 128  
Non-Discrimination

Each Party shall apply its competition laws and regulations in a manner which does not discriminate between persons in like circumstances on the basis of their nationality.

Article 129  
Procedural Fairness

Each Party shall implement administrative and judicial procedures in a fair manner to address anti-competitive activities, pursuant to its relevant laws and regulations.

Article 130  
Non-Application of Paragraph 2 of Article 9

Paragraph 2 of Article 9 shall not apply to this Chapter.