

## What are the special features of SLSFTA Investment Chapter?

- The investment chapter replaced the Bilateral Investment Treaty (BIT) between Sri Lanka and Singapore which was in effect since 1980. Investments made during the time the BIT was in force, will continue to receive the protection of the provisions of BIT for a further period of 10 years. The provisions of the investment chapter govern the entire investment regime between Sri Lanka and Singapore.
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- Includes a savings clause, so that the termination of SLSFTA will not lead to immediate termination of the investment treaty. The provisions of the investment chapter will stand for 10 years from the date the termination of SLSFTA comes into effect.
- There is greater precision in the definition given to 'Investment' in SLSFTA compared to previous BIT.
- The definition of an investor has a broader scope and covers private and public enterprises as well as not for profit organisations.
- Provisions for National treatment (NT) and Most-Favoured Nation Treatment has narrow scope of application with several economic sectors being excluded from receiving NT and MFN Treatment.
- These sectors include; agriculture; fisheries; forestry; mining and quarrying; real estate; arms and explosives; and traditional handicrafts.
- The investment chapter includes a section on 'INVESTOR-STATE DISPUTE SETTLEMENT' which includes provisions for dispute resolution between a Party to SLSFTA and an investor.
- In the event of any inconsistency between the investment chapter and another chapter, the other chapter shall prevail over the investment chapter to the extent of the inconsistency.

The full investment chapter can be accessed at

[http://modsit.gov.lk/images/pdf/free\\_trade\\_agreement/Chapter-10-Investment.pdf](http://modsit.gov.lk/images/pdf/free_trade_agreement/Chapter-10-Investment.pdf)

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