

ties, on a basis no less favourable than that which it accords in like circumstances to its own companies and nationals or companies and nationals of any other Contracting Party or any third state, whichever is the most favourable.

- (2) A Contracting Party may adopt and maintain programmes providing for access to public loans, grants, guarantees or insurance for facilitating trade or Investment abroad. It shall make such facilities available, consistent with the objectives, constraints and criteria of such programmes (including any objectives, constraints or criteria relating to the place of business of an applicant for any such facility or the place of delivery of goods or services supplied with the support of any such facility) for Investments in the Economic Activity in the Energy Sector of other Contracting Parties or for financing trade in Energy Materials and Products with other Contracting Parties.
  - (3) Contracting Parties shall, in implementing programmes in Economic Activity in the Energy Sector to improve the economic stability and investment climates of the Contracting Parties, seek as appropriate to encourage the operations and take advantage of the expertise of relevant international financial institutions.
  - (4) Nothing in this Article shall prevent:
    - (a) financial institutions from applying their own lending or underwriting practices based on market principles and prudential considerations; or
    - (b) a Contracting Party from taking measures:
      - (i) for prudential reasons, including the protection of Investors, consumers, depositors, policy-holders or persons to whom a fiduciary duty is owed by a financial service supplier; or
      - (ii) to ensure the integrity and stability of its financial system and capital markets.
2. En kontraherende part kan vedtage og videreføre programmer for adgang til offentlige lån, tilskud, garantier eller forsikring til fremme af handel eller investeringer i udlandet. Den skal tilbyde disse muligheder i overensstemmelse med de pågældende programmets mål, betingelser og kriterier (der omfatter mål, betingelser eller kriterier vedrørende forretningsområdet for en ansøger om sådanne muligheder eller vedrørende leveringsstedet for varer eller tjenesteydelser, der leveres med støtte fra en af disse muligheder), til investeringer i økonomiske aktiviteter i energisektoren i andre kontraherende parter eller til finansiering af handel med energimaterialer og -produkter med andre kontraherende parter.
  3. Når de kontraherende parter gennemfører programmer for økonomiske aktiviteter i energisektoren for at forbedre de kontraherende parters økonomiske stabilitet og investeringsklima, bestræber de sig på at fremme transaktionerne og udnytte de relevante internationale finansinstitutters fagkundskab.
  4. Intet i denne artikel hindrer:
    - a) finansinstitutter i at anvende deres egen udlåns- eller garantipraksis baseret på markedsprincipper og forsigtighedshensyn; eller
    - b) en kontraherende part i at træffe foranstaltninger:
      - i) af forsigtighedsgrunde, herunder til beskyttelse af investorer, forbrugere, deponenter, forsikringstagere eller personer, over for hvilke en leverandør af finansielle tjenesteydelser har en betroet forpligtelse; eller
      - ii) til at sikre sit finanssystems og sine kapitalmarkeds integritet og stabilitet.