Article 12
Dispute Settlement

Arbitral tribunals established under Article 209 for disputes on prudential issues and other financial matters shall have the necessary expertise relevant to the specific financial service under dispute.

Appendix
Specific Exceptions for Peru

1. Chapter 7 and this Annex shall apply to measures adopted or maintained by a Party relating to activities or services described in subparagraph 2(a)(ii) of Article 2 of this Annex only to the extent that a Party allows its financial service suppliers to supply such activities or services in competition with a public entity or another financial service supplier. For Peru, Chapter 7 and this Annex shall not apply to such measures:

(a) to the extent that Peru reserves such activities or services to the government, a public entity or a financial service supplier and they are not supplied in competition with another financial service supplier; or

(b) relating to those contributions with respect to which the supply of such activities or services is so reserved.

2. With respect to the activities or services described in subparagraph 2(a)(ii) of Article 2 of this Annex, Peru may:

(a) designate, formally or in effect, a monopoly, including a financial service supplier, to supply some or all activities or services;

(b) permit or require participants to place all or part of their relevant contributions under the management of an entity other than the government, a public entity or a designated monopoly;

(c) preclude, whether permanently or temporarily, some or all participants from choosing to have certain activities or services supplied by an entity other than the government, a public entity or a designated monopoly; and

(d) require that some or all activities or services be supplied by financial service suppliers located in the Area of Peru. Such activities or services may include the management of some or all contributions or the provision of annuities or other withdrawal (distribution) options using certain contributions.

3. For the purposes of this Appendix, the term "contribution" means an amount paid by or on behalf of an individual with respect to, or otherwise subject to, a plan or system described in subparagraph 2(a)(ii) of Article 2 of this Annex.