(i) that the measure indicates that such information has been approved by a person who has taken such measure; and

(ii) that the measure confirms that such information has not been altered; and

(d) the term "trade administration documents" means forms that a Party issues or controls and that must be completed by or for an importer or exporter in connection with the importation or exportation of goods.

Article 9.3
Customs Duties

Each Party shall maintain its practice of not imposing customs duties on electronic transmissions between the Parties.

Article 9.4
Non-Discriminatory Treatment of Digital Products

1. Neither Party shall adopt or maintain:

(a) measures that accord less favorable treatment to digital products of the other Party than it accords to its own like digital products; and

(b) measures that accord less favorable treatment to digital products of the other Party than it accords to like digital products of a non-Party.

2. Paragraph 1 shall not apply to:

(a) government procurement;

(b) subsidies provided by a Party or a state enterprise, including grants, government-supported loans, guarantees and insurance;

(c) measures maintained by a Party in accordance with paragraph 2 of Article 7.4;

(d) measures adopted or maintained by a Party within the scope of Article 7.3 or 7.5 which are:

(i) related to the sectors not committed in its Schedule of Specific Commitments in Annex 6; or

(ii) not inconsistent with the terms, limitations, conditions and qualifications agreed and specified in its Schedule of Specific Commitments in Annex 6; and

(e) non-conforming measures adopted or maintained by a Party in accordance with Article 10.8.

3. In implementing its obligations under paragraph 1, each Party shall, where necessary, determine in good faith whether a digital product is a digital product of a Party, of the other Party or of a non-Party. Such determination shall be made in a transparent, objective, reasonable and fair manner.

4. Each Party shall, upon request of the other Party, explain how it determines the origin of a digital product where it determines such origin in implementing its obligations under paragraph 1.

5. The Parties shall cooperate in international organizations and fora to foster the development of criteria for the determination of the origin of a digital product, with a view to considering the incorporation of such criteria into this Agreement.

Article 9.5
Electronic Signature

1. Neither Party shall adopt or maintain measures regulating electronic signature that would:

(a) prohibit parties to an electronic transaction from mutually determining the appropriate electronic signature methods for their transaction; or