

Annex 5
referred to in Chapters 8 and 10

Decree Law 600

1. The obligations and commitments contained in Chapters 8 and 10, do not apply to Decree Law 600, Foreign Investment Statute (*Decreto Ley 600, Estatuto de la Inversión Extranjera*) (hereinafter referred to in this Annex as "DL 600"), to Law 18.657, Foreign Capital Investment Fund Law (*Ley 18.657, Ley de Fondos de Inversión de Capital Extranjero*), to the continuation or prompt renewal of such laws, to amendments to those laws or to any special and/or voluntary investment regime that may be adopted in the future by Chile.

2. For greater certainty, it is understood that the Foreign Investment Committee of Chile has the right to reject applications to invest through DL 600 and Law 18.657. Additionally, the Foreign Investment Committee has the right to regulate the terms and conditions of foreign investment under DL 600 and Law 18.657.

3. Notwithstanding paragraphs 1 and 2, Chile shall accord to an investor of Japan or its investment that is a party to an investment contract under DL 600, the better of the treatment required under Section 1 of Chapter 8, and Chapter 10, or the treatment under the investment contract.

4. Chile shall permit an investor of Japan or its investment that has entered into an investment contract under DL 600 to amend the investment contract to make it consistent with the obligation referred to in paragraph 3.