

*Subject to Legal Review in English, Spanish and French for Accuracy, Clarity and Consistency
Subject to Authentication of English, Spanish and French Versions*

Government Procurement Procedures

Letter from Canada to the United States and Mexico

Dear:

In connection with the signing on this date of the Trans-Pacific Partnership Agreement (TPP Agreement), I have the honour to confirm the following agreement reached between representatives of the Government of Canada (Canada), the Government of Mexico (Mexico) and the Government of the United States of America (United States).

In order to facilitate effective government procurement systems in our three countries, with respect to Chapter 10 of the North American Free Trade Agreement (NAFTA), Canada, Mexico and the United States agree to apply Chapter 15 of the TPP Agreement to procurement covered by Article 1001 of Chapter 10 of NAFTA in place of the provisions of Chapter 10 of NAFTA. This Agreement shall enter into effect on the date the TPP Agreement has entered into force as between Canada, Mexico and the United States.

I have the further honour to propose that this letter and your letters of confirmation in reply, which are equally valid in English, French and Spanish, shall constitute an agreement between Canada, Mexico and the United States, subject to dispute settlement under Chapter 28 (Dispute Settlement) of the TPP Agreement, which shall enter into force on the date of entry into force of the TPP Agreement as between Canada, Mexico and the United States.

Sincerely,

Letter from the United States to Canada and Mexico

I am pleased to acknowledge your letter of [date], which reads as follows:

In connection with the signing on this date of the Trans-Pacific Partnership Agreement (TPP Agreement), I have the honour to confirm the following agreement reached between representatives of the Government of Canada (Canada), the Government of Mexico (Mexico) and the Government of the United States of America (United States).

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In order to facilitate effective government procurement systems in our three countries, with respect to Chapter 10 of the North American Free Trade Agreement (NAFTA), Canada, Mexico and the United States agree to apply Chapter 15 of the TPP Agreement to procurement covered by Article 1001 of Chapter 10 of NAFTA in place of the provisions of Chapter 10 of NAFTA. This Agreement shall enter into effect on the date the TPP Agreement has entered into force as between Canada, Mexico and the United States.

I have the honour to propose that this letter and your letters of confirmation in reply, which are equally valid in English, French and Spanish, shall constitute an agreement between Canada, Mexico and the United States, subject to dispute settlement under Chapter 28 (Dispute Settlement) of the TPP Agreement, which shall enter into force on the date of entry into force of the TPP Agreement as between Canada, Mexico and the United States.

I have the honor to confirm that my Government shares this understanding, and that this letter and your letters in reply, which are equally valid in English, French and Spanish, shall constitute an agreement between the United States, Canada and Mexico, subject to dispute settlement under Chapter 28 (Dispute Settlement) of the TPP Agreement, which shall enter into force on the date of entry into force of the TPP Agreement as between the United States, Canada and Mexico.

Letter from Mexico to Canada and the United States

I am pleased to acknowledge your letter of [date], which reads as follows:

In connection with the signing on this date of the Trans-Pacific Partnership Agreement (TPP Agreement), I have the honour to confirm the following agreement reached between representatives of the Government of Canada (Canada), the Government of Mexico (Mexico) and the Government of the United States of America (United States).

In order to facilitate effective government procurement systems in our three countries, with respect to Chapter 10 of the North American Free Trade Agreement (NAFTA), Canada, Mexico and the United States agree to apply Chapter 15 of the TPP Agreement to procurement covered by Article 1001 of Chapter 10 of NAFTA in place of the provisions of Chapter 10 of NAFTA. This Agreement shall enter into effect on the date the TPP Agreement has entered into force as between Canada, Mexico and the United States.

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I have the honour to propose that this letter and your letters of confirmation in reply, which are equally valid in English, French and Spanish, shall constitute an agreement between Canada, Mexico and the United States, subject to dispute settlement under Chapter 28 (Dispute Settlement) of the TPP Agreement, which shall enter into force on the date of entry into force of the TPP Agreement as between Canada, Mexico and the United States.

I have the honor to confirm that my Government shares this understanding and that this letter and your letters in reply confirming this Agreement, which are equally valid in English, French and Spanish, shall constitute an agreement between Mexico, Canada and the United States, subject to dispute settlement under Chapter 28 (Dispute Settlement) of the TPP Agreement, which shall enter into force on the date of entry into force of the TPP Agreement as between Mexico, Canada and the United States.