

Subject to Legal Review for Accuracy, Consistency, and Clarity
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The Honorable Ambassador Robert E. Lighthizer
United States Trade Representative
Washington, D.C.,
United States of America

Dear Ambassador Lighthizer:

I have the honor to confirm the following understanding of the United Mexican States (Mexico) regarding the term “prior users”, when referred to in the Sub-Section of Geographical Indications of the Intellectual Property Rights Chapter of the Modernized Trade Pillar of the Mexico-European Union Global Agreement:

Mexico confirms that it understands the term “prior users” to include any natural or legal person, including their successors and assignees, who have used the corresponding term in good faith, in the territory of Mexico in any of the following activities: production, distribution, marketing, importation, and exportation to Mexico of cheeses. Mexico also confirms that with respect to some terms, “prior users” only refers to persons having used the term in a continuous manner, prior to the agreement in principle between Mexico and the European Union.

I have the honor to propose that this letter and your letter of confirmation in reply, both equally authentic in English and Spanish, shall be treated as an integral part of the Agreement which shall enter into force on the date of entry into force of the Agreement.

Sincerely,

Ildefonso Guajardo Villarreal

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The Honorable Ildefonso Guajardo Villarreal
Secretary of Economy
Mexico City,
Mexico

Dear Secretary Guajardo,

I am pleased to acknowledge your letter, which reads as follows:

I have the honor to confirm the following understanding of the United Mexican States (Mexico) regarding the term “prior users”, when referred to in the Sub-Section of Geographical Indications of the Intellectual Property Rights Chapter of the Modernized Trade Pillar of the Mexico-European Union Global Agreement:

Mexico confirms that it understands the term “prior users” to include any natural or legal person, including their successors and assignees, who have used the corresponding term in good faith, in the territory of Mexico in any of the following activities: production, distribution, marketing, importation, and exportation to Mexico of cheeses. Mexico also confirms that with respect to some terms, “prior users” only refers to persons having used the term in a continuous manner, prior to the agreement in principle between Mexico and the European Union.

I have the honor to propose that this letter and your letter of confirmation in reply, both equally authentic in English and Spanish, shall be treated as an integral part of the Agreement which shall enter into force on the date of entry into force of the Agreement.

I have the further honor of confirming that my Government shares this understanding and that your letter and this letter in reply, equally valid in the English and Spanish languages, shall constitute an integral part of the Agreement.

Sincerely,

Ambassador Robert E. Lighthizer