

4 February 2016

The Hon Andrew Robb AO MP  
Minister for Trade and Investment  
Australia

Dear Minister

In connection with the signing on 4 February 2016 of the Trans-Pacific Partnership Agreement (the “TPP Agreement”), I have the honour to confirm the following agreement reached between the Government of the United Mexican States (hereinafter Mexico) and the Government of Australia (hereinafter Australia):

1. The Australian New Zealand Food Standards Code (“the Code”) allows recognition of the following Mexican products: Bacanora, Charanda, Mezcal, Sotol, and Tequila, as products manufactured in Mexico and that no variation of the Code is necessary for such recognition.
2. To the extent contemplated in the Code, and subject to Australia’s law, Australia shall not permit the sale of any Mexican product as Bacanora, Charanda, Mezcal, Sotol, or Tequila, unless it has been manufactured in Mexico according to the laws of Mexico governing the manufacture of Bacanora, Charanda, Mezcal, Sotol, and Tequila and complies with all applicable Mexican regulations for the consumption, sale, or export as Bacanora, Charanda, Mezcal, Sotol, or Tequila.

I have the further honour to propose that this letter and your letter of confirmation in reply, which shall be equally authentic in English and Spanish, shall constitute an agreement between Mexico and Australia which shall enter into force on the first date on which the TPP Agreement is in force for both Mexico and Australia.

Yours sincerely

Ildfonso Guajardo Villarreal

4 February 2016

HE Mr Idefonso Guajardo Villarreal  
Minister of Economy  
Mexico

Dear Minister

I have the honour to acknowledge receipt of your letter of 4 February 2016, which reads as follows:

“In connection with the signing on 4 February 2016 of the Trans-Pacific Partnership Agreement (the “TPP Agreement”), I have the honour to confirm the following agreement reached between the Government of the United Mexican States (hereinafter Mexico) and the Government of Australia (hereinafter Australia):

1. The Australian New Zealand Food Standards Code (“the Code”) allows recognition of the following Mexican products: Bacanora, Charanda, Mezcal, Sotol, and Tequila, as products manufactured in Mexico and that no variation of the Code is necessary for such recognition.
2. To the extent contemplated in the Code, and subject to Australia’s law, Australia shall not permit the sale of any Mexican product as Bacanora, Charanda, Mezcal, Sotol, or Tequila, unless it has been manufactured in Mexico according to the laws of Mexico governing the manufacture of Bacanora, Charanda, Mezcal, Sotol, and Tequila and complies with all applicable Mexican regulations for the consumption, sale, or export as Bacanora, Charanda, Mezcal, Sotol, or Tequila.

I have the further honour to propose that this letter and your letter of confirmation in reply, which shall be equally authentic in English and Spanish, shall constitute an agreement between Mexico and Australia which shall enter into force on the first date on which the TPP Agreement is in force for both Mexico and Australia.”

I have the further honour to confirm that the above reflects the agreement reached between the Government of Australia and the Government of Mexico during the course of negotiations on the TPP Agreement, and that your letter and this letter in reply shall constitute an agreement between Australia and Mexico.

Yours sincerely

Andrew Robb