

**Subject to Legal Review for Accuracy, Clarity and Consistency**

The Honorable Michael B.G. Froman  
United States Trade Representative  
Washington, D.C., United States of America

Dear Ambassador Froman:

I have the honor to refer to the following understanding between representatives of the Government of Viet Nam (Viet Nam) and the Government of the United States of America (United States) reached during the negotiations of Chapter 18 of the Trans-Pacific Partnership Agreement (TPP Agreement):

Viet Nam confirms that, from the date of entry into force of the TPP Agreement for Viet Nam and for those applications filed after that date, it will apply Article 9.6 of Chapter II of the Agreement between the United States of America and the Socialist Republic of Viet Nam on Trade Relations to any new pharmaceutical product that is or contains a biologic.

I have the honor to propose that this letter and your letter of confirmation in reply shall constitute an agreement between our two Governments, subject to dispute settlement under Chapter 28 of the TPP Agreement, which shall enter into force on the date of entry into force of the TPP Agreement as between Viet Nam and the United States.

Sincerely,

Vu Huy Hoang

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The Honorable Vu Huy Hoang  
Minister of Trade and Industry  
Hanoi, Vietnam

Dear Minister Hoang:

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

I have the honor to refer to the following understanding between representatives of the Government of Viet Nam (Viet Nam) and the Government of the United States of America (United States) reached during the negotiations of Chapter 18 of the Trans-Pacific Partnership Agreement (TPP Agreement):

Viet Nam confirms that, from the date of entry into force of the TPP Agreement for Viet Nam and for those applications filed after that date, it will apply Article 9.6 of Chapter II of the Agreement between the United States of America and the Socialist Republic of Viet Nam on Trade Relations to any new pharmaceutical product that is or contains a biologic.

I have the honor to propose that this letter and your letter of confirmation in reply shall constitute an agreement between our two Governments, subject to dispute settlement under Chapter 28 of the TPP Agreement, which shall enter into force on the date of entry into force of the TPP Agreement as between Viet Nam and the United States.

I have the honor to confirm that your letter and this letter in reply shall constitute an agreement between our two Governments, subject to dispute settlement under Chapter 28 of the TPP Agreement, which shall enter into force on the date of entry into force of the TPP Agreement as between Viet Nam and the United States.

Sincerely,

Ambassador Michael B.G. Froman