

Draft
Subject to Legal Review for Accuracy, Clarity, and Consistency
March 31, 2004

[Date]

[Moroccan Government Official]
Kingdom of Morocco

Dear [Moroccan Government Official]:

In connection with the signing on this date of the United States – Morocco Free Trade Agreement (“the Agreement”), I have the honor to confirm the following understanding shared by our two Governments, in relation to Chapter 15 (Intellectual Property Rights):

With respect to copies of works and phonograms that have been placed on the market by the relevant right holder, the obligations described in Article 15.5.2 of the Agreement apply only to books, journals, sheet music, sound recordings, computer programs, and audio and visual works (i.e., categories of products in which the value of the copyrighted material represents substantially all of the value of the product). Notwithstanding the preceding, each Party shall be free to provide the protection described in Article 15.5.2 to a broader range of goods.

I would be grateful if you would confirm that this understanding is shared by your Government.

Sincerely,

Robert B. Zoellick

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[Date]

The Honorable Robert B. Zoellick
United States Trade Representative

Dear Ambassador Zoellick:

I am pleased to receive your letter of today's date, which reads as follow:

In connection with the signing on this date of the United States – Morocco Free Trade Agreement (“the Agreement”), I have the honor to confirm the following understanding shared by our two Governments, in relation to Chapter 15 (Intellectual Property Rights):

With respect to copies of works and phonograms that have been placed on the market by the relevant right holder, the obligations described in Article 15.5.2 of the Agreement apply only to books, journals, sheet music, sound recordings, computer programs, and audio and visual works (i.e., categories of products in which the value of the copyrighted material represents substantially all of the value of the product). Notwithstanding the preceding, each Party shall be free to provide the protection described in Article 15.5.2 to a broader range of goods.

I have the honor to confirm that my Government shares the understanding set forth in your letter.

Sincerely,

[Moroccan Government Official]