

Note RE (MIN) N° 6-17/29

Your Excellency,

I have the honour to acknowledge the receipt of your Note dated 11 October 2019 which reads as follows:

"I have the honour to refer to discussions which have taken place between our two Governments concerning the Trade Agreement between Peru, Colombia and Ecuador, of the one part, and the European Union and its Member States, of the other part, signed in Brussels on 26 June 2012, as amended by the Protocols of 30 June 2015<sup>1</sup> and 11 November 2016<sup>2</sup> (hereinafter, the Multiparties Trade Agreement), which is being applied in the United Kingdom of Great Britain and Northern Ireland (hereinafter, the United Kingdom), in its capacity as a Member State of the European Union, and to the Republic of Peru (hereinafter, Peru) (together, the Governments) in the spirit of preserving the rights and obligations derived from the application of the Multiparties Trade Agreement when the United Kingdom ceases to be a Member State of the European Union and when the Multiparties Trade Agreement ceases to apply to the United Kingdom.

In this regard, considering that the Multiparties Trade Agreement will cease to apply to the United Kingdom after it ceases to be a Member State of the European Union, I have the honour to propose that, by the will of both States and with the intention of maintaining the framework that governs the trade relations between our countries, both Governments reach an understanding that the effects of the Multiparties Trade Agreement between the European Union and Peru will apply, *mutatis mutandis*, between the United Kingdom and Peru, on a temporary basis, having regard to the Trade Agreement between the United Kingdom, of the one part, and Colombia, Ecuador and Peru, of the other part, that has been signed in Quito on 15 May 2019 (hereinafter, the Trade Agreement) and that requires the completion of their internal procedures for its entry into force or provisional application<sup>3</sup>. It is further understood that the extension, *mutatis mutandis*, of the effects of the Multiparties Trade Agreement will take due account of the fact that the United Kingdom will no longer be a Member State of the European Union. In respect of this proposal, the Governments' understanding of the proportion of the tariff-rate quotas and origin quotas and the approach to rules of origin and agricultural safeguards established in the Multiparties Trade Agreement that will apply during this temporary arrangement, and a Joint Declaration on Geographical Indications, are further set out in Annexes A-D to this Note.

Secondly, I have the honour to propose that this temporary arrangement will continue, unless either Government otherwise decides by giving one month's written notice, until the earlier of either nine months from the date this arrangement comes into effect or until the Trade Agreement enters into force between Peru and the United Kingdom or they agree on its provisional application. The nine-month period may be extended by mutual understanding between the Governments.

To Her Excellency  
Kate Harrisson  
Ambassador of the United Kingdom  
of Great Britain and Northern Ireland in Peru  
Lima.-

Thirdly, I have the honour to propose that to support the application, *mutatis mutandis*, of the effects and provisions of the Multiparties Trade Agreement and for the purpose of channelling issues of a practical and operational nature, both States approve that the Ministry of Foreign Trade and Tourism of Peru and the Department for International Trade of the United Kingdom, will be established as contact points. The Trade Committee referred to in Article 12 of the Multiparties Trade Agreement, as applied between the United Kingdom and Peru may also provide a forum for our Governments to meet to discuss the operation of this arrangement.


Concerning the aforementioned, I have the honour to propose that this Note and your reply in the affirmative, both equally valid in the Spanish and English languages, will constitute an understanding between our two Governments, with effect from when the United Kingdom ceases to be a Member State of the European Union and when the Multiparties Trade Agreement ceases to apply to the United Kingdom only, in order to strengthen our cooperation and mutual economic development.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration."

I have the honour to inform you that my Government shares the understanding contained in your Note and its annexes.

I avail myself of this opportunity to renew to Your Excellency the assurances of my highest consideration.

Lima, 11 October 2019



Gustavo Adolfo Meza-Cuadra Velásquez  
Minister of Foreign Affairs

<sup>1</sup> Additional Protocol to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part, to take account of the Accession of the Republic of Croatia to the European Union.

<sup>2</sup> Protocol of Accession to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part, to take account of the Accession of Ecuador.

<sup>3</sup> For greater certainty, this understanding will not apply to the Sovereign Base Areas of Akrotiri and Dhekelia in the Republic of Cyprus.