

8 March 2018

Honorable Mr. Heraldo Muñoz
Minister of Foreign Affairs
Chile

Dear Minister Muñoz,

In connection with the signing on this date in Santiago, Chile, of the *Comprehensive and Progressive Agreement for Trans-Pacific Partnership* (the "CPTPP"), I have the honour to confirm the following understanding:

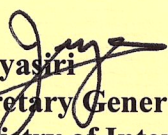
The Governments of Chile and Malaysia confirm their intention to maintain and reaffirm, in the context of the CPTPP, the following understanding and agreement reached in connection with the Trans-Pacific Partnership Agreement (the "TPP"), signed on 4 February 2016, in Auckland, New Zealand:

1. "Understanding regarding biodiversity and traditional knowledge", signed by H.E. Mustapa Mohamed and Hon. Heraldo Muñoz, on 4 February 2016; and
2. Agreement on the relationship between the TPP and Article 3.13 "Wine and Spirits", of Chapter 3 "Trade in Goods" of the Free Trade Agreement between Chile and Malaysia of 2010, confirmed through letters exchanged between H.E. Mustapa Mohamed and Hon. Minister Heraldo Muñoz, on 4 February 2016.

For the purposes of this understanding, all references to the TPP in the exchanged letters of paragraph 2 above will mean references to the CPTPP.

I have the further honour to propose that this letter and your letter in reply will constitute an understanding between the Government of the Republic of Chile and the Government of Malaysia, which will come into effect on the date on which the CPTPP enters into force for both Chile and Malaysia.

Yours sincerely,


J. Jayasiri
Secretary General
Ministry of International Trade and Industry
Malaysia



REPUBLICA DE CHILE
MINISTERIO DE RELACIONES EXTERIORES

8 March 2018

H.E. J.Jayasiri
Secretary General
Ministry of International Trade and Industry
Malaysia

Dear Secretary General,

I have the honour to acknowledge receipt of your letter of 8 March 2018, which reads as follows:

“In connection with the signing on this date in Santiago, Chile, of the *Comprehensive and Progressive Agreement for Trans-Pacific Partnership* (the “CPTPP”), I have the honour to confirm the following understanding:

The Governments of Chile and Malaysia confirm their intention to maintain and reaffirm, in the context of the CPTPP, the following understanding and agreement reached in connection with the Trans-Pacific Partnership Agreement (the “TPP”), signed on 4 February 2016, in Auckland, New Zealand:

1. “Understanding regarding biodiversity and traditional knowledge”, signed by H.E. Mustapa Mohamed and Hon. Heraldo Muñoz, on 4 February 2016; and
2. Agreement on the relationship between the TPP and Article 3.13 “Wine and Spirits”, of Chapter 3 “Trade in Goods” of the Free Trade Agreement between Chile and Malaysia of 2010, confirmed through letters exchanged between H.E. Mustapa Mohamed and Hon. Minister Heraldo Muñoz, on 4 February 2016.

For the purposes of this understanding, all references to the TPP in the exchanged letters of paragraph 2 above will mean references to the CPTPP.

I have the further honour to propose that this letter and your letter in reply will constitute an understanding between the Government of the Republic of Chile and the Government of Malaysia, which will come into effect on the date on which the CPTPP enters into force for both Chile and Malaysia.”

I have the honour to confirm that the above reflects the mutual understanding reached between our Governments, and that your letter and this letter in reply will constitute an understanding between the Government of the Republic of Chile and the Government of Malaysia, which will come into effect on the date on which the CPTPP enters into force for both Chile and Malaysia.

Yours sincerely,

HERALDO MUÑOZ VALENZUELA
Minister of Foreign Affairs
Republic of Chile