

4 February 2016

The Honourable
Pehin Dato Lim Jock Seng
Minister at the Prime Minister's Office and
Second Minister of Foreign Affairs and Trade
Bandar Seri Begawan
Brunei Darussalam

Dear Minister Pehin Dato Lim Jock Seng,

In connection with the signing on this date of the Trans-Pacific Partnership Agreement (the "TPP Agreement"), I have the honour to confirm the following understanding reached between the Government of Brunei Darussalam and the Government of the Republic of Peru during the course of negotiations on the TPP Agreement:

Subject to domestic law, in a manner that is consistent with the Agreement on Trade Related Aspects of Intellectual Property Rights (the "TRIPS Agreement"), the Government of the Republic of Peru and the Government of Brunei Darussalam confirm that geographical indications for wines and spirits from each Party will be protected in the other Party.

Consistent with the previous paragraph, the Government of Brunei Darussalam confirms that it will provide the legal means to protect the geographical indication "Pisco" only to the extent permitted by, and according to the provisions set out in, its law.

I have the honour to propose that this letter and your letter in reply confirming this understanding constitute an understanding between the Government of the Republic of Peru and the Government of Brunei Darussalam, which will come into effect on the date on which the TPP Agreement enters into force for both Brunei Darussalam and the Republic of Peru.

The English and Spanish texts of this agreement are equally authentic. In the event of any divergence between those texts, the English text shall prevail.

Yours sincerely,

Magali Silva Velarde-Álvarez
Minister for Foreign Trade and Tourism
Peru

4 February 2016

Magali Silva Velarde-Álvarez
Minister for Foreign Trade and Tourism
Peru

Dear Minister Silva,

I have the honour of acknowledging receipt of your letter of today's date, which states as follows:

“In connection with the signing on this date of the Trans-Pacific Partnership Agreement (the “TPP Agreement”), I have the honour to confirm the following understanding reached between the Government of Brunei Darussalam and the Government of the Republic of Peru during the course of negotiations on the TPP Agreement:

Subject to domestic law, in a manner that is consistent with the Agreement on Trade Related Aspects of Intellectual Property Rights (the “TRIPS Agreement”), the Government of Peru and the Government of Brunei Darussalam confirm that geographical indications for wines and spirits from each Party will be protected in the other Party.

Consistent with the previous paragraph, the Government of Brunei Darussalam confirms that it will provide the legal means to protect the geographical indication “Pisco” only to the extent permitted by, and according to the provisions set out in, its law.

I have the honour to propose that this letter and your letter in reply confirming this understanding constitute an understanding between the Government of the Republic of Peru and the Government of Brunei Darussalam, which will come into effect on the date on which the TPP Agreement enters into force for both Brunei Darussalam and the Republic of Peru.

The English and Spanish texts of this agreement are equally authentic. In the event of any divergence between those texts, the English text shall prevail.”

I have the further honour to confirm that your letter reflects the undertakings made by the Government of the Republic of Peru and the Government of Brunei Darussalam during the course of the negotiations on the TPP Agreement and that your letter and this letter in reply shall constitute an understanding between Brunei Darussalam and the Republic of Peru.

Yours sincerely,

PEHIN DATO LIM JOCK SENG
Minister at the Prime Minister's Office and
Second Minister of Foreign Affairs and Trade