Subject to Legal Review in English and Spanish for Accuracy, Clarity and Consistency
Subject to Authentication of English and Spanish Versions

[DATE]

HE Mr Ildefonso Guajardo Villarreal
Secretary of Economy
Mexico

Dear Secretary

In connection with the signing [on this date] of the Trans-Pacific Partnership Agreement (hereinafter referred to as the "TPP Agreement"), I have the honour to confirm the following agreement reached between the Government of Australia and the Government of the United Mexican States (hereinafter referred to as the "Parties"):

1. Without prejudice to paragraph 2, the Parties agree to terminate the "Agreement between the Government of Australia and the Government of the United Mexican States on the Promotion and Reciprocal Protection of Investments", and its Protocol, signed in Mexico City on 23 August 2005 (hereinafter referred to as the "IPPA"), on the date of entry into force of the TPP Agreement for both Mexico and Australia (hereinafter referred to as the "date of termination").

2. The IPPA shall continue to apply for a period of three years from the date of termination to any investment (as defined in Article 1(1)(a) of the IPPA) which was made before the entry into force of the TPP Agreement for both Australia and Mexico with respect to any act or fact that took place or any situation that existed before the date of termination.

3. A claim under Article 13 of the IPPA (Arbitration: Scope and Standing and Time Periods) may only be made within three years from the date of termination and only with respect to any act or fact that took place or any situation that existed before the date of termination.

4. The Parties agree that the provisions for termination of the IPPA contained in this letter shall, at the date of termination, supersede the provisions for termination contained in Article 24 of the IPPA.

I have the honour to propose that this letter and your letter of confirmation in reply, both equally authentic in the English and the Spanish languages, shall constitute an agreement between our Governments and shall enter into force on the date on which the TPP Agreement is in force for both Australia and the United Mexican States.

Yours sincerely

Andrew Robb

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[DATE]

The Honourable Andrew Robb
Minister for Trade and Investment
Canberra, Australia

Dear Minister Robb

I have the honour to acknowledge receipt of your letter of [DATE], which reads as follows:

> In connection with the signing [on this date] of the Trans-Pacific Partnership Agreement (hereinafter referred to as the "TPP Agreement"), I have the honour to confirm the following agreement reached between the Government of Australia and the Government of the United Mexican States (hereinafter referred to as the "Parties"):
>
> 1. Without prejudice to paragraph 2, the Parties agree to terminate the "Agreement between the Government of Australia and the Government of the United Mexican States on the Promotion and Reciprocal Protection of Investments", and its Protocol, signed in Mexico City on 23 August 2005 (hereinafter referred to as the "IPPA"), on the date of entry into force of the TPP Agreement for both Mexico and Australia (hereinafter referred to as the "date of termination").
>
> 2. The IPPA shall continue to apply for a period of three years from the date of termination to any investment (as defined in Article 1(1)(a) of the IPPA) which was made before the entry into force of the TPP Agreement for both Australia and Mexico with respect to any act or fact that took place or any situation that existed before the date of termination.
>
> 3. A claim under Article 13 of the IPPA (Arbitration: Scope and Standing and Time Periods) may only be made within three years from the date of termination and only with respect to any act or fact that took place or any situation that existed before the date of termination.
>
> 4. The Parties agree that the provisions for termination of the IPPA contained in this letter shall, at the date of termination, supersede the provisions for termination contained in Article 24 of the IPPA.
>
> I have the honour to propose that this letter and your letter of confirmation in reply, both equally authentic in the English and the Spanish languages, shall constitute an agreement between our Governments and shall enter into force on the date on which the TPP Agreement is in force for both Australia and the United Mexican States.

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I have the honour to confirm that the above reflects the agreement reached between the Government of Australia and the Government of the United Mexican Statesduring the course of negotiations on the TPP Agreement, and that your letter and this letter in reply, both equally authentic in the Spanish and the English languages, shall constitute an agreement between Australia and the United Mexican States.

Yours Sincerely

HE Mr Ildefonso Guajardo Villareal