

8 March 2018

The Honourable
Dato Erywan Penin Yusof
Second Minister of Foreign Affairs and Trade
Brunei Darussalam

Dear Minister,

I refer to the *Trans-Pacific Strategic Economic Partnership Agreement*

Dear Minister, I refer to the Trans-Pacific Strategic Economic Partnership Agreement (TPSEP) which was signed in Singapore on 4 February 2017. The TPSEP is a free trade agreement between the United States, Canada, Chile, Peru, Colombia, and Brunei Darussalam. The agreement aims to reduce trade barriers and promote economic growth in the Asia-Pacific region. It covers a wide range of areas, including trade in goods, services, and intellectual property, as well as investment and dispute resolution. The TPSEP is expected to create new jobs and opportunities for businesses in all participating countries. I am pleased to see that Brunei Darussalam has signed the agreement, which will further strengthen our economic ties with the United States and other regional partners. I will be happy to discuss the agreement with you in more detail if you have any questions or concerns.

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I have the further honour to propose that this letter and your letter of confirmation in reply, will constitute the understandings between our two Governments on the interpretation of the Agreements, which shall enter into effect on the date on which the CPTPP enters into force for both New Zealand and Brunei Darussalam.

Yours sincerely

A handwritten signature in blue ink, appearing to read 'David Parker', written in a cursive style.

Hon David Parker
Minister for Trade and Export Growth
New Zealand

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MINISTRY OF FOREIGN AFFAIRS AND TRADE
BRUNEI DARUSSALAM

Your Reference:

Our Reference:

8 March 2018

The Honourable David Parker
Minister for Trade and Export Growth
New Zealand

Dear Minister,

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

"I refer to the Trans-Pacific Strategic Economic Partnership Agreement reached by New Zealand, Singapore and Malaysia (TPSEP), the Agreement Establishing the ASEAN-Australia-New Zealand Free Trade Area done at Cha-am on 27 February 2009 (AANZFTA) and the Comprehensive and Progressive Agreement for Trans-Pacific Partnership done at Santiago on this date (CPTPP) (referred to collectively as the "Agreements" and individually as "Agreement").

I have the honour to confirm the following understandings relating to the Agreements reached by New Zealand and Brunei Darussalam during the course of the negotiations on the CPTPP. Nothing in the CPTPP will derogate from the rights and obligations of New Zealand or Brunei Darussalam under the TPSEP or AANZFTA. To the greatest extent possible the Agreements will be interpreted consistently. Where the TPSEP, AANZFTA or CPTPP provides different treatment for an exporter, service supplier or investor of

neW Zealand or Brunei Darussalam, that exporter, service supplier or investor is entitled to claim the more favourable of the treatment accorded to that exporter, service supplier or investor under that Agreement.

I have the further honour to propose that this letter and your letter of confirmation in reply will constitute the understandings between our two Governments on the interpretation of the Agreements, which shall enter into effect on the date on which the RCEP enters into force for both New Zealand and Brunei Darussalam."

I have the further honour to confirm that your letter and this letter in reply will constitute the understandings between the Governments of Brunei Darussalam and New Zealand on the interpretation of the Agreements.

Yours sincerely,



DATUK ERYWAN PEHIN YUSOF

Second Minister of Foreign Affairs and Trade