

Subject to Legal Review for Accuracy, Clarity and Consistency

[DATE]

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

Dear Minister Robb:

In connection with the signing on this date of the Trans-Pacific Partnership Agreement (TPP Agreement), I have the honor to confirm the following agreement reached between representatives of the Government of the United States of America (United States) and the Government of Australia (Australia).

The United States and Australia agree that for the purposes of Chapter 15 (Government Procurement) of United States-Australia Free Trade Agreement (AUSFTA), as between the United States and Australia the only applicable thresholds relevant to the definition of “covered procurement” shall be those specified in the respective Schedules of the United States and Australia to Chapter 15 of the TPP Agreement, as adjusted from time to time in accordance with those schedules.

I have the honor to propose that this letter and your letter of confirmation in reply shall constitute an agreement between the United States and Australia which shall enter into force on the date of entry into force of the TPP Agreement as between the United States and Australia.

Sincerely,

Ambassador Michael B.G. Froman

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[DATE]

The Honourable Michael B.G. Froman
United States Trade Representative
Washington, D.C., United States of America

Dear Ambassador Froman:

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

“In connection with the signing on this date of the Trans-Pacific Partnership Agreement (TPP Agreement), I have the honor to confirm the following agreement reached between representatives of the Government of the United States of America (United States) and the Government of Australia (Australia).

The United States and Australia agree that for the purposes of Chapter 15 (Government Procurement) of United States-Australia Free Trade Agreement (AUSFTA), as between the United States and Australia the only applicable thresholds relevant to the definition of “covered procurement” shall be those specified in the respective Schedules of the United States and Australia to Chapter 15 of the TPP Agreement, as adjusted from time to time in accordance with those schedules.

I have the honor to propose that this letter and your letter of confirmation in reply shall constitute an agreement between the United States and Australia which shall enter into force on the date of entry into force of the TPP Agreement as between the United States and Australia.”

I have the honour to confirm that my government shares this understanding, and that your letter and this letter in reply shall constitute an agreement between our two governments, which shall enter into force on the date of entry into force of the TPP Agreement as between Australia and the United States.

Yours sincerely

Andrew Robb