

Washington, D.C.
June 15, 2004

The Honorable Robert B. Zoellick
United States Trade Representative

Dear Ambassador Zoellick:

I have the honor to confirm the following understanding reached between the delegations of the Kingdom of Morocco and the United States of America in the course of negotiations regarding Article 15.5.2 (Copyright and Related Rights) of the Free Trade Agreement between our Governments signed this day:

With respect to copies of works and phonograms that have been placed on the market by the relevant right holder, the obligations described in Article 15.5.2 apply only to books, journals, sheet music, sound recordings, computer programs, and audio and visual works (*i.e.*, categories of products in which the value of the copyrighted material represents substantially all of the value of the product). Notwithstanding the foregoing, each Party may provide the protection described in Article 15.5.2 to a broader range of goods.

I have the honor to propose that this letter and your letter of confirmation in reply shall constitute an integral part of the Agreement.

Sincerely,

Taïb Fassi Fihri
Minister Delegate for Foreign Affairs and Cooperation

Washington, D.C.
June 15, 2004

The Honorable Taïb Fassi Fihri
Minister Delegate for Foreign Affairs and Cooperation
Kingdom of Morocco

Dear Minister Fassi Fihri:

I am pleased to receive your letter of today's date, which reads as follows:

“I have the honor to confirm the following understanding reached between the delegations of the Kingdom of Morocco and the United States of America in the course of negotiations regarding Article 15.5.2 (Copyright and Related Rights) of the Free Trade Agreement between our Governments signed this day:

With respect to copies of works and phonograms that have been placed on the market by the relevant right holder, the obligations described in Article 15.5.2 apply only to books, journals, sheet music, sound recordings, computer programs, and audio and visual works (*i.e.*, categories of products in which the value of the copyrighted material represents substantially all of the value of the product). Notwithstanding the foregoing, each Party may provide the protection described in Article 15.5.2 to a broader range of goods.

I have the honor to propose that this letter and your letter of confirmation in reply shall constitute an integral part of the Agreement.”

I have the honor to confirm that the understanding referred to in your letter is shared by my Government, and that your letter and this letter in reply shall constitute an integral part of the Agreement.

Sincerely,

Robert B. Zoellick