

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 have the honor to propose the following understandings regarding Article 21.1 (General Exceptions) of the Free Trade Agreement signed this day between the Government of the United States of America and the Government of the Kingdom of Morocco:

The measures referred to in Article XX(b) of the *General Agreement on Tariffs and Trade* 1994 (“GATT 1994”) include environmental measures necessary to protect human, animal, or plant life or health, and Article XX(g) of GATT 1994 applies to measures relating to the conservation of living and non-living exhaustible natural resources.

The measures referred to in Article XIV(b) of the *General Agreement on Trade in Services* include environmental measures necessary to protect human, animal, or plant life or health.

I have the honor to propose that this letter and your letter of confirmation in reply shall constitute an agreement between our Governments, to enter into force on the entry into force of the Free Trade Agreement.

Sincerely,

Robert B. Zoellick

COURTESY TRANSLATION

Washington, D.C.  
June 15, 2004

The Honorable Robert B. Zoellick  
United States Trade Representative

Dear Ambassador Zoellick:

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

“I have the honor to propose the following understandings regarding Article 21.1 (General Exceptions) of the Free Trade Agreement signed this day between the Government of the United States of America and the Government of the Kingdom of Morocco:

The measures referred to in Article XX(b) of the *General Agreement on Tariffs and Trade* 1994 ('GATT 1994') include environmental measures necessary to protect human, animal, or plant life or health, and Article XX(g) of GATT 1994 applies to measures relating to the conservation of living and non-living exhaustible natural resources.

The measures referred to in Article XIV(b) of the *General Agreement on Trade in Services* include environmental measures necessary to protect human, animal, or plant life or health.

I have the honor to propose that this letter and your letter of confirmation in reply shall constitute an agreement between our Governments, to enter into force on the entry into force of the Free Trade Agreement.”

I have the honor to confirm that the understandings referred to in your letter are shared by my Government, and that your letter and this letter in reply shall constitute an agreement between our Governments.

Sincerely,

Taïb Fassi Fihri  
Minister Delegate for Foreign Affairs and Cooperation