

TRADE AND INVESTMENT

**Agreement Between the
UNITED STATES OF AMERICA
and MOROCCO**

Signed at Washington March 16, 1995

with

Annex



NOTE BY THE DEPARTMENT OF STATE

Pursuant to Public Law 89—497, approved July 8, 1966
(80 Stat. 271; 1 U.S.C. 113)—

“ . . .the Treaties and Other International Acts Series issued under the authority of the Secretary of State shall be competent evidence . . . of the treaties, international agreements other than treaties, and proclamations by the President of such treaties and international agreements other than treaties, as the case may be, therein contained, in all the courts of law and equity and of maritime jurisdiction, and in all the tribunals and public offices of the United States, and of the several States, without any further proof or authentication thereof.”

MOROCCO

Trade and Investment

*Agreement signed at Washington March 16, 1995,
with annex;
Entered into force March 16, 1995.*

AGREEMENT BETWEEN
THE GOVERNMENT OF THE UNITED STATES OF AMERICA
AND
THE GOVERNMENT OF THE KINGDOM OF MOROCCO
CONCERNING THE DEVELOPMENT OF
TRADE AND INVESTMENT RELATIONS

The Government of the United States of America and the Government of the Kingdom of Morocco (individually a "Party" and collectively the "Parties"):

Desiring to enhance the friendship and spirit of cooperation between the two countries;

Desiring to develop further both countries' international trade and economic interrelationship, with reference to the Bilateral Investment Treaty of 1991 concluded between the Kingdom of Morocco and the United States of America, and both countries' membership in the World Trade Organization;

Recognizing the importance of fostering an open and predictable environment for international trade and investment;

Recognizing the benefits to each Party resulting from increased international trade and investment and agreeing that trade-distorting investment measures and protectionism would deprive the Parties of such benefits;

Recognizing the essential role of private investment, both domestic and foreign, in furthering growth, creating jobs, expanding trade, improving technology and enhancing economic development;

Recognizing that foreign direct investment confers positive benefits on each Party;

Recognizing the increased importance of services in their economies and in their bilateral relations;

Taking into account the need to eliminate non-tariff barriers in order to facilitate greater access to the markets of both countries;

Recognizing the importance of providing adequate and effective protection and enforcement of intellectual property rights and of membership in intellectual property rights conventions;

Recognizing the significance to both countries' economic welfare of working toward the observance and promotion of internationally recognized worker rights;

Recognizing the desirability of resolving trade and investment problems as expeditiously as possible;

Considering that it would be in their mutual interest to establish a bilateral mechanism between the Parties for encouraging the liberalization of trade and investment between them.

To this end, the Parties agree as follows:

ARTICLE ONE

The Parties shall designate an agency or office within their respective governments that will be responsible for conducting trade and investment negotiations.

ARTICLE TWO

The Parties affirm their desire to expand trade in products and services consistent with the terms of this Agreement. They shall take appropriate measures to encourage and

facilitate the exchange of goods and services and to secure favorable conditions for long-term development and diversification of trade between their respective nationals and companies.

ARTICLE THREE

For the purpose of further developing bilateral trade and providing for a steady increase in the exchange of products and services, both Parties shall strive to achieve mutually acceptable agreements on trade, taxation, intellectual property and investment issues.

ARTICLE FOUR

1. Either Party may raise for consultation any trade or investment matter between the Parties. Requests for consultation shall be accompanied by a written explanation of the subject to be discussed and consultations shall be held within 30 days of the request, unless the requesting Party agrees to a later date.

2. This Article shall be without prejudice to the rights of either Party under domestic law or under any other instruments to which both countries are parties.

ARTICLE FIVE

This Agreement shall enter into force on the date of its signature by both Parties.

ARTICLE SIX

This Agreement shall remain in force unless terminated by mutual consent of the Parties or by either Party upon six months written notice to the other Party.

IN WITNESS WHEREOF, the undersigned, being duly authorized by their respective governments, have signed this Agreement.

DONE at *Washington* this *16th* day of *March*, 1995, in two original copies in the English language. A text shall be prepared in the official language of the Kingdom of Morocco which shall be considered equally authentic upon an exchange of diplomatic notes confirming its conformity with the English language text.

FOR THE GOVERNMENT OF THE
UNITED STATES OF AMERICA:

FOR THE GOVERNMENT OF
THE KINGDOM OF MOROCCO:



ANNEX
AGREED LIST OF FUTURE DISCUSSION ITEMS
BETWEEN THE UNITED STATES AND MOROCCO

- Item 1 Measures to Qualify Moroccan Red Tomatoes for Import into the United States

- Item 2 Alternatives for Expanding U.S.-Moroccan Trade