



13 March 2018

(18-1498)

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Committee on Technical Barriers to Trade

Original: Spanish

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6.

1. Notifying Member: <u>MEXICO</u> If applicable, name of local government involved (Articles 3.2 and 7.2): N/A
2. Agency responsible: <i>Secretaría de Economía</i> (Ministry of the Economy) Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: <i>Comité Consultivo Nacional de Normalización de la Secretaría de Economía, CCONNSE (National Advisory Committee on Standardization of the Ministry of the Economy) Av. Av. Puente de Tecamachalco No. 6 Col. Lomas de Tecamachalco, Sección Fuentes Naucalpan de Juárez, C.P. 53950 Estado de México Tel.: 57 29 61 00, Ext.: 43219 and 43235, Email: claudia.sama@economia.gob.mx and consultapublica@economia.gob.mx</i>
3. Notified under Article 2.9.2 [X], 2.10.1 [], 5.6.2 [], 5.7.1 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): Telecommunications terminal equipment
5. Title, number of pages and language(s) of the notified document: <i>Proyecto de Norma Oficial Mexicana PROY-NOM-184-SCFI-2017, Elementos normativos y obligaciones específicas que deben observar los proveedores para la comercialización y/o prestación de los servicios de telecomunicaciones cuando utilicen una red pública de telecomunicaciones</i> (Draft Mexican Official Standard PROY-NOM-184-SCFI-2017: Regulatory elements and specific obligations to be observed by providers for the marketing and/or provision of telecommunications services using a public telecommunications network) (cancels Mexican Official Standard NOM-184-SCFI-2012) (23 pages, in Spanish)
6. Description of content: The notified draft Mexican Official Standard is binding on all natural and legal persons engaged directly or indirectly in the marketing or provision of telecommunications services and/or equipment to consumers in the Mexican Republic. For the purpose of the notified draft Mexican Official Standard, networks used to provide broadcasting services are not considered as telecommunications networks. Providers shall not use standard form contracts: (a) when participating in procurement processes with public entities, for the provision of their telecommunications services; (b) when their clients fall outside the definition of consumer under the Federal Consumer Protection Law; and (c) when wholesale services are contracted (the exemption only applies to these services).

7.	<p>Objective and rationale, including the nature of urgent problems where applicable: The notified draft Mexican Official Standard establishes the regulatory elements and specific requirements with which telecommunications service provide must comply in the marketing and/or provision of telecommunications services, as well as the minimum requirements to be contained by standard form contracts for the provision of telecommunication services, which are used by providers of telecommunications services in their trade relations with consumers. It seeks to ensure that the rights of consumers are effectively protected, and that consumers may obtain adequate information so as to take decisions that are best suited to their interests. Importers, marketers and manufacturers of telecommunications terminal equipment must all comply with the provisions established in Chapter 11 of the notified draft Mexican Official Standard.</p>
8.	<p>Relevant documents: -</p>
9.	<p>Proposed date of adoption: Not determined Proposed date of entry into force: 60 calendar days after publication in the Official Journal as a final standard</p>
10.	<p>Final date for comments: 6 May 2018 (60 calendar days)</p>
11.	<p>Texts available from: National enquiry point [X] or address, telephone and fax numbers and email and website addresses, if available, of other body:</p> <p><i>Secretaría de Economía</i> (Ministry of the Economy) <i>Subsecretaría de Competitividad y Normatividad</i> (Under-Secretariat of Competitiveness and Standardization) <i>Dirección General de Normas</i> (General Directorate of Standards) Tel.: (+52) 55 5729 9100, Ext. 43244 Fax: (+52) 55 5520 9715 Website: http://www.economia.gob.mx/comunidad-negocios/normalizacion/catalogo-mexicano-de-normas Email: normasomc@economia.gob.mx/sofia.pacheco@economia.gob.mx/jose.ramosr@economia.gob.mx Text available at: http://www.dof.gob.mx/nota_detalle.php?codigo=5515364&fecha=07/03/2018 https://members.wto.org/crnattachments/2018/TBT/MEX/18_1284_00_s.pdf</p>