

法規名稱：EXCHANGE OF LETTERS BETWEEN THE TAIPEI ECONOMIC AND CULTURAL REPRESENTATIVE OFFICE AND THE AMERICAN INSTITUTE IN TAIWAN CONCERNING MUTUAL RECOGNITION AGREEMENT FOR EQUIPMENT SUBJECT TO ELECTRO-MAGNETIC COMPATIBILITY (EMC) REGULATIONS

簽訂日期：民國 88 年 03 月 16 日

生效日期：民國 88 年 03 月 16 日

March 16, 1999

Dear Representative Chen：

I have the honor to refer to the results of the recent discussions between representatives of the American Institute in Taiwan (AIT) and the Taipei Economic and Cultural Representative Office in the United States (TECRO) on the subject of a mutual recognition agreement for equipment subject to Electro-Magnetic Compatibility (EMC) regulations. The agreement, as embodied in this letter and in your return letter, shall become effective upon AIT's receipt of your return letter.

AIT confirms that the equipment covered by this letter is the equipment subject to the EMC regulations of the U.S. Federal Communications Commission (FCC). AIT further confirms that the United States will apply the general provisions, Appendix A, and Phase I Procedures in Appendix B of the Asia Pacific Economic Cooperation Mutual Recognition Arrangement for Telecommunications Equipment (APEC Telecom MRA) to equipment from Chinese Taipei covered by this letter. The APEC Telecom MRA is attached for reference to this letter.

In particular, the United States will apply the Phase I Procedures in Appendix B for the recognition of testing laboratories designated by Chinese Taipei as Conformity Assessment Bodies (CABs) and for the acceptance of test reports from recognized Chinese Taipei CABs for conformity assessment of the equipment

covered by this letter with the EMC regulation of the FCC. Attached is the list of Technical Regulations for which the FCC will accept test reports in accordance with the preceding paragraph, if required, from recognized Chinese Taipei CABs. Any modifications to this list shall be notified to the Taipei Economic and Cultural Representative Office in the United States (TECRO) and the Bureau of Standards, Metrology and Inspection (BSMI) .

I also am pleased to inform you that the National Institute of Standards and Technology (NIST) is the Designating Authority for the United States. NIST may designate testing laboratories in accordance with the general provisions and Appendix A of the APEC Telecom MRA for recognition as CABs by Chinese Taipei with respect to the EMC regulations of the BSMI.

The United States understands that it will be necessary to exchange information on the technical criteria for accrediting CABs. In addition, the FCC is the point of contact for the United States for the equipment covered by this letter. AIT further confirms that the United States will undertake steps with Chinese Taipei for mutually satisfactory implementation of the Phase II Procedures in Appendix C of the APEC Telecom MRA with respect to the equipment covered by this letter with the goal of beginning such implementation as early as possible after completion of necessary domestic procedures.

Notwithstanding the exchange of these letters, the United States notes its position that all phenomena, such as EMC, which can cause harmful interference to telecommunications, are subject to the APEC Telecom MRA.

Sincerely

Richard Bush
Chairman of the Board and Managing Director

Attachments : APEC Telecom MRA

Annex I List of Technical Regulations (omitted)

March 16, 1999

Dear Mr. Bush :

I acknowledge receipt of your letter of March 16, 1999 which reflects the results of the recent discussions between representatives of the Taipei Economic and Cultural Representative Office (TECRO) and the American Institute in Taiwan (AIT) on the subject of a mutual recognition agreement for equipment subject to Electro-Magnetic Compatibility (EMC) regulations. The agreement, as embodied in your letter and in this return letter, shall become effective upon AIT's receipt of this letter.

TECRO confirms that the equipment covered by this letter is the equipment subject to the EMC regulations of the Bureau of Standards, Metrology and Inspection (BSMI) , which is also subject to the EMC regulations of the U.S. Federal Communications Commission (FCC) . TECRO further confirms that Chinese Taipei will apply the general provisions, Appendix A, and Phase I Procedures in Appendix B of the Asia Pacific Economic Cooperation Mutual Recognition Arrangement for Conformity Assessment of Telecommunications Equipment (APEC Telecom MRA) to equipment from the United States covered by this letter. The APEC Telecom MRA is attached for reference to this letter.

In particular, Chinese Taipei will apply the Phase I Procedures in Appendix B for the recognition of testing laboratories designated by the United States as Conformity Assessment Bodies (CABs) and for the acceptance of test reports from recognized U.S. CABs for conformity assessment of the equipment covered by this letter with the EMC regulation of the BSMI. Attached is the list of EMC regulations and products for which the BSMI will accept

test reports in accordance with the preceding paragraph, if required, from recognized U.S. CABs. Any modifications to this list shall be notified to the American Institute in Taiwan (AIT) and the FCC.

I also am pleased to inform you that BSMI is the Designating Authority for Chinese Taipei for purposes of this letter. BSMI may designate testing laboratories in accordance with the general provisions and Appendix A of the APEC Telecom MRA for recognition as CABs by the United States with respect to the EMC regulations of the FCC. Chinese Taipei understands that it will be necessary to exchange information on the technical criteria for accrediting CABs. In addition, BSMI is the contact point for Chinese Taipei for the equipment covered by this letter.

TECRO further confirms that the Chinese Taipei will undertake steps with the United States for mutually satisfactory implementation of the Phase II Procedures in Appendix C of the APEC Telecom MRA with respect to the equipment covered by this letter with the goal of beginning such implementation as early as possible after completion of necessary domestic procedures.

The exchange of these letters is to achieve a mutual recognition agreement between Chinese Taipei and the United States for equipment covered by this letter, and without further explicit agreement, reference to the APEC Telecom MRA herein should not in any way be interpreted as a reflection of Chinese Taipei's position regarding the scope of equipment covered by the APEC Telecom MRA.

Sincerely

Stephen S.F Chen

Representative,

Taipei Economic and Cultural Representative Office

Attachments : APEC Telecom MRA

BSMI EMC regulations and product list (omitted)