

	GOOD REGULATORY PRACTICES CHECKLIST Conformity Assessment									
DISCIPLINE TYPE	OBLIGATION	LEGAL GROUNDS						WAS IT FULFILLED?		
		USMCA Chapter 11	CPTPP Chapter 8	PA Chapter 7	TBT Agreement	LIC	LNTB	YES	NO	N/A
1. Conformity Assessment Procedure - National Treatment	1.1 Does COFEPRIS contemplate the participation of conformity assessment bodies located in the territories of Mexico's trading partners in national conformity assessment procedures under conditions no less favorable than those granted to bodies located in Mexico or in other countries? In the answer consider: procedures, criteria, fees, and other conditions related to accreditation, approval, authorization or otherwise, recognition of conformity assessment bodies.	11.6.1	8.1 y 8.7	7.8.5	5.1.1 y 6.4	N/A	N/A			
	1.2 When requesting conformity assessment results from conformity assessment bodies located in the territories of Mexico's trading partners, does COFEPRIS accept the results regardless of whether such body is not located and/or does not operate an office in Mexico?	11.6.2	8.2	7.7.5	6.1	N/A	N/A			
	1.3 If requested by a conformity assessment body located in the territory of one of Mexico's trading partners, does COFEPRIS determine that such body complies with the procedures, criteria and other conditions required to be considered competent? Or does COFEPRIS approves the body to evaluate or certify the product or to perform an inspection?	11.6.2.c	8.6.2.c	7.7.5	6.1 y 6.4	N/A	N/A			
	1.4 Did COFEPRIS authorize the participation of conformity assessment bodies located in the territory of any of Mexico's trading partners in its conformity assessment procedures under conditions no less favorable than those granted to bodies located in Mexico or in any other country?	11.6.1	8.6.1	7.7.5	6.4	N/A	N/A			
2. Conformity Assessment Procedure - Explanations and Information	2.1 If COFEPRIS conducts a conformity assessment procedure directly or through any other government agency or entity, is it able to explain, upon request, the sequence in which a conformity assessment procedure is conducted and concluded?	11.6.3.a	8.4.a	N/A	5.2.3	69 subsection II	N/A			
	2.2 If COFEPRIS conducts a conformity assessment procedure directly or through any other government agency or entity, is it able to explain, upon request, the sequence in which a conformity assessment procedure is conducted and concluded?	11.6.3.b	N/A	N/A	N/A	69 subsection III	N/A			
	2.3 Regarding question 2.2, did COFEPRIS, upon request, publish the normal processing period for a conformity assessment procedure?	N/A	N/A	N/A	5.2.2	69 subsection III	N/A			
	2.4 Regarding question 2.2, can COFEPRIS ensure that a conformity assessment procedure is initiated and completed as quickly as possible and, in an order no less favorable for products originating from Mexico's trading partners than for domestic products?	N/A	N/A	N/A	5.2.1	5 subsection V y VI	N/A			
	2.5 If COFEPRIS carries out a conformity assessment procedure directly or through any other government agency or entity, is it able to explain, upon request, how it ensures that confidential business information is protected?	11.6.3.c	8.4.b	N/5	5.2.4	40, 50 y 56	N/A			
	2.6 Regarding question 2.5, does COFEPRIS protect confidential information regarding products originating from Mexico's trading partners in the same way as it does for domestic products?	N/A	N/A	N/A	5.2.4	12	N/A			
	2.7 If COFEPRIS conducts a conformity assessment procedure directly or through any other government agency or entity, is it able to explain, upon request, the procedure for reviewing complaints regarding the operation of the conformity assessment procedure and for taking corrective action when a complaint is justified?	11.6.3.d	8.4.c	N/A	5.2.8	N/A	45 and 46			
	2.8 COFEPRIS provides procedures for explaining the reasons for declining: i. accredit, approve, license or otherwise recognize a conformity assessment body; ii. recognize the results of a conformity assessment body that is a signatory to a mutual recognition arrangement; iii. accept the results of a conformity assessment procedure carried out in the territory of Mexico's trading partners; or iv. continue with negotiations for a mutual recognition agreement.	11.6.4	8.12, 8.13 y 8.14	7.7.4, 7.7.5	N/A	72	N/A			
3. Conformity Assessment Procedure - Subcontracting	2.9 Does COFEPRIS publish, preferably by electronic means, any procedures, criteria, and other conditions that it may use as a basis for determining whether conformity assessment bodies are competent to receive accreditation, approval, authorization, or other recognition granted pursuant to a mutual recognition agreement?	N/A	8.11	N/A	N/A	72	3, XIX; 24, I; 53			
	3.1 In cases where conformity assessment is required, does COFEPRIS, when required, allow conformity assessment bodies to use subcontractors and accept the results of conformity assessments that use subcontractors to perform tests or inspections related to conformity assessment, including subcontractors located in the territory of Mexico's trading partners that have been accredited and approved in its territory?	11.6.5	N/A	N/A	N/A	67	N/A			
4. Conformity Assessment Procedure - Accreditation	4.1 When requesting conformity assessment results from conformity assessment bodies located in the territories of Mexico's trading partners, does COFEPRIS accept the results regardless of whether such a body has been accredited by a body that: i. operates in the territory of any of Mexico's trading partners where there is more than one accreditation body; ii. is a non-governmental body; iii. is domiciled in the territory of one of Mexico's trading partners that does not maintain a procedure for the recognition of accreditation bodies, provided that the body is internationally recognized; iv. does not operate an office in Mexico, or v. is a for-profit entity?	11.6.6	8.9	N/A	6.1	N/A	N/A			
	4.2 COFEPRIS maintains measures to: i. facilitate and build confidence in mutual or multilateral recognition arrangements for accrediting, approving, licensing or otherwise recognizing a conformity assessment body; and ii. approve or recognize accredited conformity assessment bodies for its technical regulations or standards, by an accreditation body that is a signatory to a recognition or multilateral arrangement.	11.6.7.a 11.6.7.b	8.9.1.a	7.7.2 y 7.7.3	6.1	N/A	N/A			
5. Conformity Assessment Procedure - Conformity Assessment Selection	5.1 In case of a conformity assessment procedure, did COFEPRIS carry out an assessment of the risks involved in the selection of the schemes included in such procedure?	11.6.8	N/A	N/A	5.2.2	12, 30 y 69	33; 34 and 35.			
	5.2 Regarding question 5.1, did COFEPRIS carry out an assessment of the need to adopt procedures to address the risks involved?	11.6.8	N/A	N/A	N/A	12, 30 y 69	35.			
	5.3 Regarding question 5.1, did COFEPRIS justify the selection of such procedure based on relevant scientific and technical information?	11.6.8	Anexo 8-E	N/A	5.2.2	N/A	35			
	5.4 Regarding question 5.1, did COFEPRIS carry out an evaluation of the incidence of non-compliant products?	11.6.8	8.9.3	N/A	5.1.2	N/A	35			

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	5.5 Regarding question 5.1, did COFEPRIS include an assessment of possible alternative approaches to establish that the technical regulation has been met?	11.6.8	8.9.3	N/A	N/A	N/A	35			
	5.6 In case COFEPRIS requests that conformity assessment procedures regarding certain products be carried out by itself or by specific government authorities, does COFEPRIS limit any fees imposed for conformity assessment procedures on products from other Parties to the costs of the services it provides?	11.6.9.a	8.15	N/A	N/A	45	N/A			
	5.7 Does COFEPRIS not impose fees on an applicant from a trading partner of Mexico to provide conformity assessment services, except to recover costs incurred for services rendered?	11.6.9.b	N/A	N/A	N/A	N/A	N/A			
	5.8 Does COFEPRIS make available to the public the amounts of the fees for conformity assessment procedures?	11.6.9.c	N/A	N/A	N/A	45	24, IV; 29, VI; 49, II			
	5.9 Does COFEPRIS not apply a new or modified fee for conformity assessment procedures until the fee and the method to assess the fee are published and, if possible, until it has provided an opportunity for interested persons to comment on the proposed introduction or modification of a conformity assessment fee?	11.6.9.d	N/A	N/A	N/A	45	N/A			
	5.10 Upon request from the governments of any of Mexico's trading partners or from any individual or legal entity applicant from those countries, can COFEPRIS explain how any fees it imposes for such conformity assessment are not higher than the cost of the service provided and, likewise, how any information it requires is necessary to calculate such fees?	11.10.a 11.10.c	N/A	N/A	N/A	N/A	24, IV			
	5.11 Upon request from the governments of any of Mexico's trading partners or from any individual or legal entity requesting such information, can COFEPRIS explain how the fees for its conformity assessment procedures are calculated?	11.10.b	N/A	N/A	N/A	45	24, IV			
	5.12 In case COFEPRIS takes actions to verify the results of a conformity assessment procedure, including requesting information from the conformity assessment or accreditation body, did it ensure that such actions will not subject a product to duplicative conformity assessment procedures?	11.6.11	N/A	N/A	N/A	N/A	6, V; 15, VIII and IX; 16, V			