



Notice of establishment of foreign legal entities in the Mexican Republic to provide services

What does it consist of?

Foreign legal entities established in accordance with the laws of the Members of the World Trade Organization who intend to establish themselves in the Mexican Republic to provide a service in accordance with the General Agreement on Trade in Services by commercial presence of a branch or representative office, shall not be subject to an authorization in accordance with Article 17 of the *Foreign Investment Law*, As long as they submit a written document under oath of saying truth by which they declare the data indicated.

Who is it addressed to?

Foreign legal persons constituted in accordance with the laws of the Members of the World Trade Organization. [See Annex]

Where is it done?

In the General Directorate of Foreign Investment, through the Direction of Legal Affairs and the National Commission of Foreign Investments, located at Insurgentes Sur 1940, 8th floor, Colonia Florida, Postal Code 01030, Mexico City. The reception times are Monday through Friday from 9:00 a.m. to 2:00 p.m.

Or, in the rest of the country in the Delegations and Sub-delegations of the Ministry of Economy, who will send their request to the Legal Affairs Department and the National Foreign Investment Commission.

Which are the requirements?

1. Writing and under oath, in original and copy, containing:
 - i. Name of the requesting foreign company;
 - ii. Name of the representative or who promotes on behalf of the company;
 - iii. Address to hear and receive notifications, and if applicable the persons who can receive them on behalf of the company;
 - iv. Statement under oath of:
 - a) Its social contract and other constitutive documents are not contrary to public order;
 - b) Indicate the main activity that they intend to carry out in the national territory (which must comply with the provisions of articles 5, 6, 7 and 8 of the *Foreign Investment Law*);
 - c) Have been constituted in accordance with the laws of their country of origin (indicate country);



- d) In the case of establishment in the Republic of an agency or branch (to carry out acts of commerce) provide the corresponding address; and,
 - e) In the case of the establishment of Representation Offices, that said persons shall have a representative domiciled in the place where they are going to operate, authorized to respond to the obligations they contract, and must provide the corresponding name and address.
 - v. Place and date of application; and,
 - vi. Autograph signature of the representative or person acting on his behalf.
2. Public instrument that shows the representation of the legal entity on behalf of the person who submits the notice, or, if applicable, power granted before a public notary duly legalized or apostilled.

If the documents are written in a language other than Spanish, must be translated into Spanish by an expert translator. The translation of the document must be complete, including the apostille. In case the power is written simultaneously in Spanish and in another language, the translation will be necessary on the parts written in a language other than Spanish, as is the case of the apostille.

Maximum response time

Immediate.

Rights payment

No applicable.

Legal Foundation

General Resolution expanding the criteria established for the application of article 17 of the Foreign Investment Law relating to the establishment of foreign legal entities in Mexico, published in the Official Journal of the Federation on May 13, 2014.

Articles 17, fractions I and II and 17a of the Foreign Investment Law, 21 Regulation of the Foreign Investment Law and the Foreign Investments National Registry , article 2,736 of the Federal Civil Code, 250 and 251 of the General Law of Commercial Companies.

What happens once the authorization is obtained?

1. It is enough to present the mentioned document containing the stamp and date of receipt, as well as the corresponding folio granted by the Secretariat of Economy, to register in the Public Registry of Commerce; Or, if appropriate, establish the Representative Office in the Mexican Republic.



2. In case of foreign legal entities who intend to carry out acts of commerce, register in the Foreign Investments National Registry.

Annex A

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|----|---------------------------------|----|-------------------------------------|----|----------------------------|
| 1 | Republic of Albania | 17 | Republic of Botswana | 23 | Republic of Cape Verde |
| 2 | Federal Republic of Germany | 18 | Federative Republic of Brazil | 24 | State of Cambodia |
| 3 | Republic of Angola | 19 | Sultanate of Brunei Darussalam | 25 | Republic of Cameroon |
| 4 | Antigua and Barbuda | 20 | Republic of Bulgaria | 26 | Canada |
| 5 | Kingdom of Saudi Arabia | 21 | Burkina Faso (formerly Upper Volta) | 27 | Republic of Chad |
| 6 | Argentina republic | 22 | Republic of Burundi | 28 | Republic of Chile |
| 7 | Republic of Armenia | | | 29 | People's Republic of China |
| 8 | Australia | | | 30 | Republic of Cyprus |
| 9 | Republic of Austria | | | 31 | Republic of Colombia |
| 10 | Kingdom of Bahrain | | | 32 | Republic of Congo |
| 11 | People's Republic of Bangladesh | | | 33 | Republic of Korea |
| 12 | Barbados | | | 34 | Republic of Costa Rica |
| 13 | Kingdom of Belgium | | | 35 | Republic of Cote d'Ivoire |
| 14 | Belize | | | 36 | Republic of Croatia |
| 15 | Republic of Benin | | | 37 | Republic of Cuba |
| 16 | Republic of Bolivia | | | 38 | Kingdom of Denmark |



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| 39 | Republic of Djibouti | 46 | Kingdom of Spain | 64 | Republic of Haiti |
| 40 | Commonwealth of Dominica | 47 | United States of America | 65 | Hellenic Republic |
| 41 | Republic of Ecuador | 48 | Republic of Estonia | 66 | Republic of Honduras |
| 42 | Arab Republic of Egypt | 49 | Republic of Macedonia | | |
| 43 | Republic of El Salvador | 50 | Russian Federation | | |
| 44 | United Arab Emirates | 51 | Republic of Fiji | | |
| 45 | Republic of Slovenia | 52 | Republic of the Philippines | | |
| | | 53 | Republic of Finland | | |
| | | 54 | French Republic | | |
| | | 55 | Gabon Republic | | |
| | | 56 | Republic of The Gambia | | |
| | | 57 | Georgia | | |
| | | 58 | Republic of Ghana | | |
| | | 59 | Grenada | | |
| | | 60 | Republic of Guatemala | | |
| | | 61 | Republic of Guinea | | |
| | | 62 | Republic of Guinea-Bissau | | |
| | | 63 | Cooperative Republic of
Guyana | | |



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| 67 Hong Kong Special
Administrative Region | 85 Grand Duchy of Luxembourg | 90 Republic of Maldives |
| 68 Republic of Hungary | 86 Republic of Madagascar | 91 Republic of Mali |
| 69 Republic of India | 87 Macau Special Administrative
Region | 92 Republic of Malta |
| 70 Republic of Indonesia | 88 Malaysia | 93 Kingdom of Morocco |
| 71 Ireland | 89 Republic of Malawi | 94 Republic of Mauritius |
| 72 Republic of Iceland | | 95 Islamic Republic of Mauritania |
| 73 Solomon Islands | | 96 Republic of Moldova |
| 74 State of Israel | | 97 Republic of Mongolia |
| 75 Italian Republic | | 98 Republic of Montenegro |
| 76 Jamaica | | 99 Republic of Mozambique |
| 77 Japan | | 100 Republic of the Union of
Myanmar |
| 78 Hashemite Kingdom of Jordan | | 101 Republic of Namibia |
| 79 Republic of Kenya | | 102 Federal Democratic Republic of
Nepal |
| 80 State of Kuwait | | 103 Republic of Nicaragua |
| 81 Kingdom of Lesotho | | 104 Federal Republic of Nigeria |
| 82 Republic of Latvia | | 105 Republic of Niger |
| 83 Principality of Liechtenstein | | 106 Kingdom of Norway |
| 84 Republic of Lithuania | | |



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| 107 New Zealand | 112 Papua New Guinea | 128 Federation of Saint Kitts and Nevis |
| 108 Sultanate of Oman | 113 Republic of Paraguay | |
| 109 Kingdom of the Netherlands | 114 Republic of Peru | 129 Sovereign State of Samoa |
| 110 Islamic Republic of Pakistan | 115 Republic of Poland | 130 St. Lucia |
| 111 Republic of Panama | 116 Portuguese Republic | 131 St. Vincent and the Grenadines |
| | 117 State of Qatar | 132 Republic of Senegal |
| | 118 United Kingdom of Great Britain and Northern Ireland | |
| | 119 Central African Republic | |
| | 120 Czech Republic | |
| | 121 Democratic Republic of Congo | |
| | 122 Lao People's Democratic Republic | |
| | 123 Dominican Republic | |
| | 124 Slovak Republic | |
| | 125 Republic of Kyrgyzstan | |
| | 126 Romania | |
| | 127 Republic of Rwanda | |



133 Sierra Leone	142 Distinguished Customs Territory of Taiwan, Penghu, Kinmen and Matsu (Chinese Taipei)	150 Ukraine
134 Republic of Singapore		151 Republic of Uganda
135 Democratic Socialist Republic of Sri Lanka		152 European Union
136 Republic of South Africa	143 United Republic of Tanzania	153 Eastern Republic of Uruguay
137 Kingdom of Sweden	144 Republic of Tajikistan	154 Republic of Vanuatu
138 Swiss Confederation	145 Togolese Republic	155 Bolivarian Republic of Venezuela
139 Suriname	146 Kingdom of Tonga	156 Socialist Republic of Vietnam
140 Kingdom of Swaziland	147 Republic of Trinidad and Tobago	157 Republic of Zambia
141 Kingdom of Thailand		158 Republic of Zimbabwe
	148 Republic of Tunisia	
	149 Republic of Turkey	