

December 7, 2021

Mr. Marcelo Ebrard Casaubón
Secretary of Foreign Relations (SRE)

Mr. Rogelio Ramírez de la O Secretary
of Finance and Public Credit (SHCP)

Mme. Raquel Buenrostro Sánchez Chief
of the Tax Administration Service (SAT)

Mme. Tatiana Clouthier
Carrillo Secretary of
Economy (SE)

Mr. Jorge Arganis Díaz Leal
Secretary of Infraestructura,
Communications and Transportation
(SICT)

Dear Secretaries Ebrard, Arganis, Ramírez de la O, & Clouthier, & Chief Buenrostro:

We are writing on behalf of our member companies to express concerns about the Digital Fiscal Document via Internet and the waybill complement (*CFDI y Complemento de la Carta de Porte*) proposed by Servicio de Administración Tributaria (SAT), and to urgently request that Mexico suspend their implementation. Autos Drive America represents the U.S. operations of international automakers, including BMW, Honda, Hyundai, Kia, Mazda, Mercedes-Benz, Mitsubishi, Nissan, Subaru, Toyota, Volkswagen, and Volvo. Our members have substantial operations in Mexico and millions of imported shipments into Mexico are critical to maintaining their Mexican production.

Implementing the Carta de Porte on January 1, as currently scheduled, despite the delays that have already been granted, would still create significant hurdles for my member companies to be able to comply, and would add significant delays to our members' importing operations, at a time when deliveries and production schedules are already stressed by global supply chain bottlenecks. Providing the voluminous data elements and digital invoices for every waybill required by the Carta de Porte necessitates extensive changes to existing operational practices and information technology systems. Such massive changes cannot be made overnight; they require careful planning, programming, testing, and training. Yet our members still lack critical information and guidance on these new requirements (for example, regarding the Customs clearance process).

We certainly understand and support Mexico's interest in obtaining data and using it to target suspicious shipments. However, we question whether the extensive list of data elements currently called for – some of which are not readily available to all partners in the supply chain and would necessitate major changes in supply chain practices – is the

[BMW](#) . [Honda](#) . [Hyundai](#) . [Kia](#) . [Mazda](#) . [Mercedes-Benz](#) . [Mitsubishi](#) . [Nissan](#) . [Subaru](#) . [Toyota](#) . [Volkswagen](#) . [Volvo](#)

most practical and effective way to conduct targeting. Furthermore, implementing the new data requirements when businesses still lack important guidance is unlikely to yield the results Mexico is seeking. We encourage the Mexican Government and the trade community to work together to develop an approach that works better for all parties.

We appreciate Mexico's previous willingness, in the face of daunting obstacles, to delay the Carta de Porte's implementation until January 1, and ask that you make a similarly pragmatic decision now as many critical obstacles remain. We urge you to indefinitely suspend implementation of the Carta de Porte and activate a consultative process designed to solve the key outstanding issues. Specifically, we suggest establishing a technical working group with subject matter experts from your agencies and the trade community to: identify those data elements that are both necessary for effective targeting and available to supply chain partners; set a realistic timeline that allows for any business process changes necessitated by the requirement to provide these data elements; and establish phased implementation of any new requirements, to provide a reasonable period of informed compliance that supports appropriate education of and adaptation by the trade community, and that allows the trade community to work through any obstacles before delays and penalties are imposed.

This type of collaborative effort can help ensure that Mexico receives the data it needs for effective targeting on a viable timeline, without disrupting Mexican trade and production. Thank you for considering our views on this important matter.

Sincerely,



Jennifer M. Safavian
President and CEO

cc:

H.E. Esteban Moctezuma Barragán, Ambassador of Mexico to the U.S.

H.E. Ken Salazar, Ambassador of the U.S. to Mexico