

Mexico City, July 10, 2020

## Quality Infrastructure Law

---

### Dear clients and friends,

On July 1st, the new Quality Infrastructure Law ("LIC") was published in the Federal Official Gazette, which will abrogate the Federal Law on Metrology and Standardization ("LFMN"); this Law aims to establish and develop the basis of industrial policy within the National Quality Infrastructure System, through the activities of standardization, accreditation, conformity assessment and metrology, promoting economic development and quality in the production of goods and services, in order to expand productive capacity and continuous improvement in value chains, foster international trade and protect legitimate public interest objectives.

In addition, the LIC has the following purposes

- I.** Promote the concurrence of the public, social and private sectors in the elaboration and observance of the Mexican Official Standards and the Standards (which replace the Mexican Standards -NMX-);
- II.** Establish coordination and collaboration mechanisms on standardization, conformity assessment and metrology between the Standardizing Authorities, the National Metrology Center, the Designated Metrology Institutes, accreditation bodies and conformity assessment bodies, local and municipal entities, as well as the social and private sectors;
- III.** Promote technological innovation in goods, products, processes and services to improve the quality of life of people throughout the country;
- IV.** Promote the creation of greater physical and digital infrastructure for the adequate development of Conformity Assessment activities;
- V.** Establish and maintain the General System of Units of Measurement, to create the Designated Institutes of Metrology and to establish what refers to scientific metrology, legal metrology, as well as applied or industrial metrology; and,
- VI.** Promote and disseminate the activities of standardization, accreditation, conformity assessment and metrology.

The new Quality Infrastructure Law introduces the concept of "legitimate public interest objectives" and establishes that it is up to the Mexican Official Standards to address the causes of problems identified by the Standardization Authorities, which affect or jeopardize these objectives. In terms of the Law, the following are legitimate public interest objectives:

- 1.** The protection and promotion of health;
- 2.** Protection of the physical integrity, health and life of workers in the workplace;
- 3.** The protection of organic production, of genetically modified organisms, health and food safety, aquaculture, fisheries, animal and plant;
- 4.** Food security to education and culture;
- 5.** Tourist services;
- 6.** National security;
- 7.** Environmental protection and climate change;
- 8.** The use and exploitation of natural resources;
- 9.** Healthy rural and urban development;
- 10.** Public works and services;
- 11.** Road safety;
- 12.** The protection of the right to information;
- 13.** The protection of designations of origin; and,
- 14.** Any other public need, in terms of the applicable legal provisions.

Among some of the novel elements to highlight of the SCI, it is worth mentioning the following:

- a.** Standardization authorities should promote harmonization with international models, principles and best practices.
- b.** The National Commission on Standardization will now be the National Commission on Quality Infrastructure.
- c.** Much more detailed procedures than the LFMN are established for the development, issuance, modification and cancellation of Mexican Official Standards.

- d. The requirements for the operation of Accreditation Bodies are increased.
- e. The National Register of Evaluators is created.
- f. The Quality and Innovation System is created.

The SCl will also regulate: (i) the National Quality Infrastructure System; (ii) the Quality and Innovation System; (iii) the Metrology System and Scientific Metrology; (iv) Legal Metrology and Industrial or Applied Metrology; and, (v) the Quality Infrastructure Technology Platform, as well as incentives and market surveillance.

According to its first transitory article, the Quality Infrastructure Law will come into force sixty (60) days after its publication in the Federal Official Gazette - that is, on August 31, 2020 - and with its entry into force it will repeal the Federal Law on Metrology and Standardization. The Federal Executive shall issue its regulations within a term of twelve months and, in the meantime, the Regulations of the Federal Law on Metrology and Standardization shall continue to be applied as long as it is not opposed.

The lawyers of Mañón Quintana are at your service for any doubt or comment related to the scope of the new Quality Infrastructure Law.

Sincerely,

**Antonio Mañón**  
antonio.manon@mqsc.mx

**Gerardo Quintana-Pineda**  
gerardo.quintana@mqsc.mx

**Jorge Rosales-Fernandez**  
jorge.rosales@mqsc.mx

**Dario Jandette-Fuentes**  
dario.jandette@mqsc.mx

**Santiago J. Nuñez-Chaim**  
santiago.nunez@mqsc.mx

**Julio J. Copo-Terres**  
julio.copo@mqsc.mx

**Administrative Staff**

**Gerardo Sanchez-Martinez**  
gerardo.sanchez@mqsc.mx

**Enock Perez-Arias**  
enock.perez@mqsc.mx

**C.P. Jazmin Hernandez**  
jazmin.hernandez@mqsc.mx

**Paulina Ruiz**  
paulina.ruiz@mqsc.mx

**Beatriz Gonzalez-Alanis**  
beatriz.gonzalez@mqsc.mx

**Tamara Medina**  
tamara.medina@mqsc.mx

**Nuria Ledezma-Blanchart**  
nuria.ledezma@mqsc.mx

**Ilse Salgado**  
ilse.salgado@mqsc.mx

**Leticia Moreno**  
leticia.moreno@mqsc.mx

**Juan Daniel Martinez**  
daniel.martinez@mqsc.mx

**Sofia Philippe**  
sofia.philippe@mqsc.mx

**Frida Salgado**  
frida.salgado@mqsc.mx

**Paulina Martin-Gonzalez**  
paulina.martin@mqsc.mx

**Hugo Oseguera**  
hugo.oseguera@mqsc.mx

**Ciudad de México**

Córdoba 42, Piso 5 - B,  
Roma Norte, 06700,  
Ciudad de México

C. +52 (55) 8438.0000  
D. +52 (55) 8438.0001  
**contacto@mqsc.mx**

**Tijuana**

Misión de San Javier 10643,  
suite 400, piso 4, Zona Río,  
22010, Tijuana, B.C.

C. +52 (664) 615.7150