

Response of the Global Legal Entity Identifier Foundation (GLEIF) to the US Department of Labor Wage and Hour Division (WHD) on Interim Final Rule for the High-Wage Components of the Labor Value Content Requirements under the United States-Mexico-Canada Agreement Implementation Act

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The Global Legal Entity Identifier Foundation (GLEIF) is pleased to provide comments to the US Department of Labor Wage and Hour Division (WHD) on Interim Final Rule for the High-Wage Components of the Labor Value Content Requirements under the United States-Mexico-Canada Agreement Implementation Act. GLEIF will focus its comments on the use of the Legal Entity Identifier (LEI) in the consultation.

First, GLEIF welcomes the inclusion of the LEI by the US Department of Labor in the Interim Final Rule for verifying and certifying the vehicle producers or other relevant enterprises as part of the certification process.

The LEI reference data includes information on the legal name, headquarter address, legal address, business registry number of the legal entity (Level 1 information) and information on the direct and ultimate parents (Level 2 information). Moreover, the LEI provides freely accessible look up (identification) of the parties to transactions. The complete repository of LEIs and the associated LEI reference data is available free of any charge or barrier to anyone on the web. GLEIF operates under the Open Data Charter terms, which means the data can be used by all users without limitations.

As an example, GLEIF would like to share the following LEI data from Mexico and Canada, which also include the Registro Federal de Contribuyentes (RFC) number issued by the Mexico's Tax Administration (SAT) and the Business Number (BN) issued by the Canada Revenue Agency, respectively:

- LEI Code 5493001LIRZ9RO7Q4P56 (AUDI MEXICO SA DE CV)

<https://search.gleif.org/#/record/5493001LIRZ9RO7Q4P56>

- LEI Code 213800AOE8G3KERNZV50 (MILL CREEK MOTOR FREIGHT L.P)

<https://search.gleif.org/#/record/213800AOE8G3KERNZV50>

By requiring a single global unique identifier for all producers, importers and exporters within the certification process the US Department of Labor would streamline and standardize its verification process. By leaving the preference to the producer to choose any local identifier, the US Department of Labor would need to navigate negative impacts such as:

- Inconsistent information as the reference data set associated with each identifier will not have the same structure and definitions
- Drain on resources as human intervention is needed to reconcile differences
- Lack of transparency as not all reference data is easily accessible

Use of the LEI on a consistent and standard basis can further facilitate the identification for cross-border usage thanks to the open Global LEI Repository and the public tools to access it. GLEIF ensures that any interested party can access and search the complete LEI data pool free of charge and without the need

to register. GLEIF also makes available the full LEI data set free of charge via its file download service. Lastly, the free of charge GLEIF application programming interface (API) provides developers with the opportunity to access the complete LEI data pool in real-time directly and to perform on-demand checks for changes to specific LEI records in a convenient, easy-to-read format.

The broader LEI requirement also would be consistent with the US Custom and Border Protection Bureau's (Bureau) Global Business Identifier (GBI) Initiative, in which the Bureau will test the LEI as part of an [evaluative proof of concept](#) to determine the optimal GBI solution.

Lastly, GLEIF would also like to suggest to adjust the text under the Subpart E—Certification Provisions as follows “...*the Legal Entity Identifier (LEI) code issued by an **Accredited LEI Issuer** according to the standards and requirements of the Global Legal Entity Identifier System and overseen by the Global Legal Entity Identifier Foundation (GLEIF)*”. GLEIF itself does not issue the LEI codes but is rather responsible for ensuring the operational integrity of the Global LEI System.