

# LEGAL GUIDE FOR U.S. CITIZENS BUYING PROPERTY AT NAOS



#### WHAT IS THE RESTRICTED ZONE IN MEXICO?

According to the Mexican Constitution, foreigners cannot directly own property within the "Restricted Zone", which includes:



Since NAOS is located along the Pacific coast, it falls within this restricted area.

# HOW CAN FOREIGNERS BUY IN THE RESTRICTED ZONE?

Through a bank trust called a fideicomiso, foreigners can legally acquire full ownership rights to properties in the Restricted Zone without violating constitutional restrictions.

## WHAT IS A FIDEICOMISO?

A fideicomiso is a property trust managed by a Mexican bank, where:



The bank holds legal title to the property.

The foreign buyer is the beneficiary of the trust, with full rights to use, lease, improve, sell, or inherit the property.

The trust is valid for 50 years, renewable for additional 50-year terms.

The buyer pays a yearly trust administration fee, usually between \$500-\$800 USD.

# LEGAL STATUS OF NAOS



The land where NAOS is being developed is already secured through a registered trust:

Trust Nº: 8091/2024

Trustee Bank: Banca Mifel, S.A., Grupo Financiero Mifel

This means the property has already gone through bank-level due diligence and KYC procedures, adding an extra layer of legal and financial security for buyers.

#### ROLES IN THE TRANSACTION



Legal title holder until deed is issued.

Markets the condo units and manages the development process.

After closing, holds all economic rights: use, rent sell or inherit

This structure ensures that NAOS meets all legal requirements for foreign ownership.

#### ASSOCIATED COSTS

When buying as a U.S. citizen, expect the following expenses:



Property acquisition tax (ISAI)

Trust setup and annual fees

Title registration and legal admin fees

Final closing costs upon deed transfer

#### ALTERNATIVE FOR MEXICAN CITIZENS OR DUAL NATIONALS



Mexican - Direct Purchase



If the buyer is a Mexican citizen or dual national, no fideicomiso is required. The property can be acquired directly, which can simplify the process and reduce costs.

## PURCHASE PROCESS AT NAOS

# Schedule a Visit to the Showroom

Learn about the project, review tea documentation, legal permits, and view models. technical

## Final Payment & Deed Transfer

Once the project is completed and the condominium regime is formalized, the deed is issued. Final payment is made at this stage.

## Promise to Purchase Agreement

A Promise to Purchase agreement is signed upon payment of the initial deposit. A payment plan is established

## RECOMMENDED PROFESSIONALS

We strongly recommend hiring local experts with experience supporting international buyers:

# Real estate attorneys

TP Legal

Raúl Escamilla (rescamilla@tplegal.net)

mexicobusinesslawyers.com Juan Felipe Sánchez (Sánchez)fsanchez@gcefe.com)

#### Trust administrators Secure Title Latin America

Miroslava Hovos (mhovos@stla.net)

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## FINANCING OPTIONS FOR U.S. BUYERS

There are mortgage providers that specialize in financing for foreign buyers:



Offers USD-based loans for Americans buying in Mexico.