



LETTER OF UNDERSTANDING

BETWEEN THE

ELECTRONIC COMMUNICATIONS COMMITTEE of the CEPT

AND THE

EUROPEAN SATELLITE OPERATORS ASSOCIATION

This Letter of Understanding is made between:

The *Electronic Communications Committee ('ECC')* of the CEPT (Conférence Européenne des Administrations des Postes et des Télécommunications), and

The *European Satellite Operators Association ('ESOA')*, a non-profit making association registered under the laws of Belgium and having its registered office at Bastion Tower, 20th Floor, 5 Place du Champ de Mars, 1050 Brussels, Belgium;

Hereinafter collectively referred to as 'the Parties'.

Whereas:

ECC is an organisation of governmental bodies with limited possibilities to enter binding agreements with private associations;

ESOA is a not-for-profit private association representing the interests of European Satellite Operators;

ECC considers and develops policies on electronic communications activities in a European context and is the recognised organisation in Europe responsible for the efficient use of radio spectrum, satellite orbits and numbering resources, so as to satisfy the requirements of users

ESOA represents the interests of European satellite operators with relevant European and other international organisations in order to ensure that satellites benefit from the appropriate political, industrial and regulatory environment to fulfil their vital role in the delivery of electronic communications

ECC and ESOA have a common interest in ensuring the most efficient use and management of the radio frequency spectrum, satellite orbits and numbering resources for all satellite telecommunications applications;

ECC and ESOA have a common objective to promote and facilitate satellite telecommunications, directly or indirectly, with the aim of contributing to the establishment of a global telecommunications infrastructure;

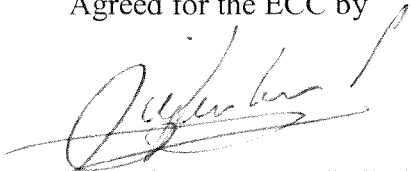
ECC and ESOA have a reciprocal interest in ensuring Europe-wide and world-wide allocations of spectrum for satellite telecommunication networks and services in order to meet the needs of the market;

Noting the need to establish a close relationship in order to foster cooperation:

The Parties now agree as follows:

- 1) ECC and ESOA agree to exchange information and to seek, as far as possible, a common approach concerning electronic communications applications, in particular regarding the allocation and use of frequency spectrum, orbits and numbering resources for satellite telecommunications services. The two Parties may exchange, as appropriate, free of charge, any information on programmes of work in areas of mutual interest ;
- 2) Copies of relevant documents from either Party shall be made available to the other Party on request. The dissemination by one Party of the documents received from the other Party will be limited to the members of the relevant part of the receiving Party, and solely for the purpose of the activities relating to the Party's work programme;
- 3) All copyright and other intellectual and industrial rights embodied in documents exchanged between the ECC and ESOA and any copies thereof, remain with the originating Party and extend to all media in which the information may be embodied. Any reference to these documents shall be submitted for the agreement of the originating Party prior to communication to other bodies;
- 4) The ECC Chairman and the Secretary General of the ESOA should meet periodically at their convenience. Chairmen of ECC subordinate bodies and other Officers of the ESOA may participate in these meetings as appropriate and will be invited accordingly;
- 5) Participation of one nominated Observer, or a substitute, from ESOA is normally permitted at meetings of the ECC, its Working Groups, Project Teams and Task Groups, and a nominated Observer from the ECC family will be invited to the relevant meetings of ESOA or its subordinate bodies, when the agendas contain items of mutual interest.;
- 6) Observers shall, to the extent permitted by the relevant Party's organisational statutes and rules, be entitled to participate fully in discussions on relevant work items, and may submit written contributions, but shall not be party in the decision making process;
- 7) ESOA may submit proposals to the relevant ECC Body. These shall be considered subject to the normal ECC process for approval of work items and outputs;
- 8) This agreement shall last for three years and may be renewed by mutual consent. On its expiry, the Agreement shall be automatically renewed for further one year periods unless otherwise agreed by the Parties. The agreement can be terminated by either Party on giving three months written notice before the expiry date;
- 9) The practical contacts and decisions for the application of this Agreement will be taken between the ECC Chairman and the ESOA Secretary General.


Agreed for the ECC by



CHRIS VAN DIEPENBEEK
ECC Chairman

Date: 29-3-2005

Agreed for ESOA by



AARTI HOLLA-MAINI
Secretary General ESOA

Date: 6-4-05

Wednesday, 06 April 2005

Chris Van Diepenbeek
ECC Chairman
Radiocommunications Agency Netherlands
Emmasingel 1, 9726 AH Groningen
PO Box 450, 9700 AL Groningen
Netherlands

Subject LoU, Your reference: CvD/ECC

Dear Chris,

I am in receipt of the two signed copies of the ECC – ESOA LoU and accordingly return one copy duly signed to you. Thank you for seeing this successfully through the committee.

I too hope that this will be a useful cooperation for both our organisations and will do whatever I can to develop it further. Please feel free to contact me whenever you think necessary to exchange views, etc.

Thank you once again.

Sincerely and with kind regards,

Aarti Holla-Maini
Secretary General
ESOA

