

No. 9129

**UNITED KINGDOM OF GREAT BRITAIN
AND NORTHERN IRELAND
and
EUROPEAN SPACE RESEARCH ORGANIZATION**

**Agreement concerning the establishment and use of a Tele-
metry Station in the Falkland Islands (with annexes).
Signed at Paris, on 24 November 1967**

Official texts: English and French.

*Registered by the United Kingdom of Great Britain and Northern Ireland on
4 June 1968.*

**ROYAUME-UNI DE GRANDE-BRETAGNE
ET D'IRLANDE DU NORD
et
ORGANISATION EUROPÉENNE DE RECHERCHES
SPATIALES**

**Accord concernant la création et l'utilisation d'une station de
télémessure aux îles Falkland (avec annexes). Signé à
Paris, le 24 novembre 1967**

Textes officiels anglais et français.

*Enregistré par le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord le
4 juin 1968.*

No. 9129. AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE EUROPEAN SPACE RESEARCH ORGANISATION CONCERNING THE ESTABLISHMENT AND USE OF A TELEMETRY STATION IN THE FALKLAND ISLANDS. SIGNED AT PARIS, ON 24 NOVEMBER 1967

The Government of the United Kingdom of Great Britain and Northern Ireland (hereinafter referred to as "the Government of the United Kingdom") on the one part and

The European Space Research Organisation (hereinafter referred to as "the Organisation") on the other part

Considering paragraphs *c*) and *h*) of Article V and paragraph *d*) of Article VI of the Convention for the Establishment of a European Space Research Organisation (hereinafter referred to as "the Convention"),²

Considering the Protocol of 31st October 1963 on the Privileges and Immunities of the Organisation,

Desiring to arrange for the installation of a Satellite Telemetry Station in the Falkland Islands near the Radio and Space Research Station (hereinafter referred to as "the Radio and Space Research Station"),

Have agreed as follows :

PART I

SUBJECT OF THE AGREEMENT

Article 1

In accordance with the provisions of this Agreement, the Government of the United Kingdom, on behalf of the Organisation, shall construct in the Falkland Islands and ensure the functioning of a Satellite Telemetry Station (hereinafter referred to as "the Station") taking into account the facilities available at the Science Research Council's neighbouring Radio and Space Research Station.

¹ Came into force on 24 November 1967, upon signature, in accordance with article 14.

² United Nations, *Treaty Series*, Vol. 528, p. 33.

Article 2

1. The Government of the United Kingdom nominates the Science Research Council of the United Kingdom (hereinafter referred to as "the SRC") as their competent authority for matters pertaining to the implementation of the present Agreement.

2. For the purposes of the application of the present Agreement, the Organisation shall enter into a Contract with the SRC for the provision and operation of the telemetry facilities in the Falkland Islands to meet the Organisation's requirements (hereinafter referred to as "the Operating Contract").

3. The SRC shall lease to the Organisation the sites on which the buildings and facilities for the Station will be situated. In the absence of any special agreement that may be concluded in the circumstances described in paragraph 4 of Article 16 of this Agreement such leases shall be terminated simultaneously with this Agreement.

PART II

DEFINITION OF FACILITIES TO BE PROVIDED

Article 3

1. The Government of the United Kingdom shall :

- a) construct the buildings and facilities necessary to meet the operational requirements of the Organisation, in accordance with the provisions laid down in Part I of Annex I to this Agreement;
- b) undertake any modifications or extensions as may later be required by the Organisation and agreed between the parties;
- c) use its good offices to facilitate the conclusion of a contract between the Government of the Falkland Islands and the Organisation for the establishment and effective operation of a communications link to be provided with the Control Centre of the Organisation;

2. Title to the buildings and facilities referred to in sub-paragraphs 1 a) and, if appropriate, b) of this Article, shall be conveyed to the Organisation.

Article 4

1. The Organisation shall purchase and transport to its place of use in the Falkland Islands all the technical equipment, test equipment, and spares listed in Part II of Annex I to this Agreement. The installation of such equipment, and its acceptance, shall be the responsibility of the Organisation.

2. The equipment and spares referred to in paragraph 1 of this Article shall remain the property of the Organisation. These equipment and spares shall be employed in accordance with the Operating Contract referred to in Article 2.

PART III

FINANCIAL PROVISIONS

Article 5

The Organisation shall reimburse to the SRC, acting on behalf of the Government of the United Kingdom the expenditure incurred in implementation of this Agreement. The financial arrangements between the parties shall be governed by the provisions of Annex II to this Agreement.

Article 6

If the Organisation wishes to carry out a special operation outside the scope of its normal operations, it shall reimburse to the SRC, acting on behalf of the Government of the United Kingdom, the relevant costs, including those for any extra staff to be engaged by the SRC, subject to prior agreement between the parties.

PART IV

PROVISIONS REGARDING TRANSIT OF SATELLITES AND RECORDING OF INFORMATION

Article 7

The Organisation shall inform the SRC with sufficient warning if special action exceeding normal operations is required. Both parties shall agree in advance on the special measures to be undertaken in such a case.

Article 8

The Organisation shall be responsible for providing and transporting the necessary tapes or other recording materials. These tapes and materials shall remain the property of the Organisation; all intellectual property rights concerning information recorded shall be vested in the Organisation.

PART V

GENERAL PROVISIONS

Article 9

Any activity on behalf of third parties carried out in accordance with the provisions of the Convention shall, for the purpose of this Agreement, be considered part of the activities of the Organisation.

Article 10

Each party agrees to give favourable consideration to requests from the other party to use its Station and Staff in the Falkland Islands.

Article 11

1. Staff members of the Organisation, or the Organisation's contractors, or representatives of scientific groups collaborating with the Organisation, shall be entitled to visit the Station. The arrangements regarding the admission of such persons shall be made in advance by both parties.

2. The Government of the United Kingdom shall take the necessary measures to facilitate the entry to the Falkland Islands of the persons referred to in paragraph 1.

Article 12

The Government of the United Kingdom shall ensure that the provisions of the Protocol of 31st October 1963 on the Privileges and Immunities of the Organisation will apply in the Falkland Islands.

Article 13

Annexes I and II to this Agreement form an integral part of this Agreement.

Article 14

This Agreement shall enter into force on signature by both parties.

Article 15

This Agreement may be revised by mutual consent at the request of either party in the event of any essential change in circumstances.