

ANNEX I

For the purposes of this Annex only, 'Canada' shall refer to the country rather than the Government of Canada.

Canadian Access Control Policy

The following principles were announced on 9 June 1999 by the Government of Canada to the interdepartmental team of experts elaborating Canada's access control policy and developing the necessary legislative means to implement it.

The Government of Canada reserves the right to:

1. Review and approve all commercial remote sensing satellite systems owned, operated or registered in Canada, considering data access, system architecture, system performance and foreign ownership on a case-by-case basis and specifying limits deemed necessary and sufficient to protect Canada's national security and foreign affairs interests.
2. Interrupt normal commercial service when the availability of data may be detrimental to Canada's national security and foreign affairs interests. Access control directives may consist of spatial, temporal, performance or customer-specific denials or restrictions, or combinations thereof, as deemed necessary on a case-by-case basis. Decisions to invoke, modify or revoke the shutter control directives will be made at the level of a federal minister or designate.
3. Obtain priority access when the availability of data may be beneficial to Canada's national security and foreign affairs interests. Decisions to authorize priority access requests will be made at the level of a federal deputy minister or designate.

The owner, operator or registered entity shall, as appropriate:

1. Register with an appropriate Government of Canada department for approval of the system.
2. Maintain a record of all satellite tasking and allow the Government of Canada timely access to this record and archived data upon request in accordance with lawful authority.
3. Not change the operational characteristics of the system from that registered without formal notification and approval of the appropriate minister(s).
4. Obtain import or export permit(s) pursuant to applicable laws.