

The Government of Canada (hereinafter called "Canada"),

and

the European Space Agency, established by the Convention opened for signature in Paris on 30 May 1975 (hereinafter called "the Agency"),

CONSIDERING the Cooperation Agreement between the Agency and Canada signed in Paris on 21 June 2000 and in particular Article III thereof (hereinafter called "the cooperation Agreement"),

CONSIDERING that the Agency has engaged in a programme of advanced research in telecommunications systems (ARTES) in pursuance of the Resolution adopted by its Council on 25 March 1993 and that the Arrangement between the Agency and Canada concerning the participation of Canada in the ARTES programme, signed in Ottawa on 10 July 1996, has allowed Canada to participate in the satellite navigation programme element ARTES-9,

CONSIDERING that the Agency has engaged in a programme comprising the European activities for the definition, development and validation of the space and related ground segment of Galileo (hereinafter called "GalileoSat") in pursuance of the Resolution adopted by its Council on 9 April 1999 (ESA/C/CXXXIX/Res.1 (Final)),

CONSIDERING that certain Member States of the Agency (hereinafter called the "participating States") established on 12 May 1999 a Declaration covering the GalileoSat Programme (ESA/JCB/CXXXII/Dec.1 (Final), rev.8),

CONSIDERING the request by Canada to participate in the GalileoSat Programme and in particular the definition work and the participating States' acceptance of that request, which lead to the conclusion of the Arrangement between the Government of Canada and the European Space Agency concerning participation by the Government of Canada in the definition activities of the GalileoSat programme, signed in Paris on 21 June 2000,

CONSIDERING the new request by Canada to participate also in the Development and Validation activities of the GalileoSat programme,

RECOGNISING that considerations of security and sovereignty relating to the strategic dimension of Galileo for the European Union may make it necessary to impose conditions for access to information and deliberations concerning these questions in accordance with policy guidelines expressed by the Agency and by the European Union, in particular on the development and procurement of sensitive technologies,