

ARTICLE I

Purposes

1. The purposes of this Protocol are:
 - 1.1 To establish conditions and technical criteria for the use of Canadian and Mexican Satellites and Earth Stations for the provision of Fixed-Satellite Services, as defined herein, to, from, and within the territories of the Parties.
 - 1.2 To facilitate the provision of Fixed-Satellite Services covered by this Protocol to, from, and within Canada and Mexico via Satellites licensed by either Party.

ARTICLE II

Scope

1. The provisions of this Protocol are without prejudice to the rights and obligations of Canada and Mexico under the Constitution and Convention of the ITU (Geneva, 1992, as amended from time to time) and its Radio Regulations, the North American Free Trade Agreement and the General Agreement on Trade in Services (GATS) of the World Trade Organization, in particular the Fourth Protocol on Basic Telecommunication Services.
2. For Canada, this Protocol is limited to the consideration of Fixed-Satellite Services and does not include those services which are regulated under the Broadcasting Act of Canada, where such services are intended for direct reception by the public.
3. For Mexico, this Protocol is limited to the consideration of Fixed-Satellite Services and does not include those services which are intended for direct reception by the public, either free or restricted (paid subscription services).

ARTICLE III

Definitions

1. For the purposes of this Protocol:
 - 1.1 Fixed-Satellite Services ("FSS") mean any radiocommunication signals that are transmitted and/or received by Earth Stations, located at specified fixed positions or at any fixed point within a specified area, using one or more Satellites licensed by either Party;
 - 1.2 FSS include, but are not limited to, signals carrying video or video/audio distributed to cable television head-end and multipoint distribution service facilities; and
 - 1.3 The terms "Advance Publication" and "Coordination" shall have the meanings set forth in the ITU Radio Regulations.