

RESOLUTION ON
THE FURTHER CONSIDERATION OF THE EPS PROGRAMME

**Adopted at the 41st meeting of the EUMETSAT Council
on 17 March 1999**

The EUMETSAT Member States,

BEARING IN MIND that all Member States have voted in favour of the EPS Programme,

RECALLING Resolution EUM/C/98/Res. VIII, adopted at the 39th meeting of the EUMETSAT Council on 7 September 1998, which approved the start of the EPS Programme,

RECALLING Resolution EUM/C/98/Res. XIX, adopted at the 40th meeting of the EUMETSAT Council on 25 – 27 November 1998, which approved the continuation of the EPS Programme,

NOTING that the votes of some Member States are still conditional with regard to the finalisation of internal approval procedures,

NOTING that there will not be any Council approval of major new EPS related procurement actions before 1 August 1999,

EXPECTING that the Member States which have voted in favour, ad referendum, will be able to lift their ad referenda in the very near future,

CONVINCED about the need to continue Programme activities,

AGREE:

- I** That EPS Programme activities shall continue nominally until 31 July 1999.
- II** That if the Member States voting in favour, ad referendum, of the EPS Programme are not expected to be in a position to confirm finalisation of their national approval procedure by 31 July 1999 at the latest, the Member States who have agreed unconditionally to contribute to the Programme will decide on the action to be taken.
- III** That the provisions of EUMETSAT Resolution EUM/C/98/Res. XIX shall remain valid and in force unless expressly modified by the present Resolution.
- IV** That this Resolution shall be automatically superseded by the EPS Programme Resolution, Resolution EUM/C/96/Res. V, when all Member States have voted unconditionally in its favour.

RESOLUTION ON
A BORROWING FACILITY
TO BE CONTRACTED BY EUMETSAT ON BEHALF OF FRANCE

Adopted at the 42nd meeting of the EUMETSAT Council
on 22-23 June 1999

The EUMETSAT Council,

CONSIDERING that France has repeatedly informed the Secretariat and the EUMETSAT Member States that it approved the EPS Programme despite the fact that the yearly payment profile was not in line with its yearly budgetary availability of funds,

NOTING that France has assured financing of the EPS Programme in the long term,

RECOGNISING that France will take over full responsibility for any borrowing under the facility by EUMETSAT on its behalf, including the reimbursement of the principal capital amount, all related interests and all other associated costs (such as administrative charges and fees),

CONSIDERING that under these circumstances EUMETSAT acts only as an intermediary between the financial institute and France,

AGREES:

That the Director be authorised to contract a borrowing facility on behalf of France as follows:

- Maximum amount to be drawn: 50 MEUR
- Earliest drawing: 2 August 1999
- Maximum duration: 10 years
- All interests, fees and charges: To be borne fully by France
- Guarantee: All debts guaranteed by France

The provisions of this borrowing facility and France's commitment to assume all liabilities will be confirmed through an exchange of letters between France and EUMETSAT.

RESOLUTION ON
PROCUREMENT FOR CRITICAL LONG LEAD ITEMS
FOR THE METEOSAT SECOND GENERATION (MSG) PROGRAMME
UNDER THE 1999 BUDGET

Adopted at the 42nd meeting of the EUMETSAT Council
on 22-23 June 1999

The EUMETSAT Member States,

RECALLING Resolution EUM/C/92/Res.VI on the MSG Programme, formally adopted at the 24th meeting of the EUMETSAT Council in November 1993, which includes the manufacture of 3 MSG Satellites,

RECALLING the Agreement with ESA signed in October 1996, which establishes ESA as EUMETSAT's Procurement Agent for the MSG Second and Third Satellites,

RECALLING that, under the above Agreement, ESA shall ensure availability of equipment spares and other items left over from MSG-1, to the extent that they are not consumed under the MSG-1 Programme,

BEARING IN MIND that only limited MSG-1 spares will therefore be available for MSG-2 and -3,

NOTING that Article 8 of the above Agreement with ESA establishes an Agreement Change Notice (ACN) procedure for activities not covered by the limit of financial liability defined in the Agreement,

WISHING to ensure the availability of relevant spares to secure the robustness of the MSG-2 and -3 Satellites, and the possible continuity into a future MSG follow-on programme,

BEARING IN MIND the urgency of initiating now the procurement of critical MSG Long Lead Items, some of which are becoming obsolete and will soon cease to be available on the market,

TAKING INTO ACCOUNT that the funds for this procurement are covered within the overall MSG Programme financial envelope,

AGREE:

I To authorise the procurement of Long Lead Items (obsolete parts) for MSG recurring satellites within a maximum limit of liability to EUMETSAT of 1.5 MEUR at 1999 economic conditions.

Council Resolution EUM/C/99/Res. III

- II** That the Secretariat shall request ESA to carry out this procurement under a preliminary Authorisation to Proceed, to be formalised through an ACN to the Agreement on MSG-2 and -3, which will be presented for Council approval at the earliest opportunity.
- III** That the payment to ESA in 1999 for expenditure of Long Lead Items (obsolete parts) for MSG recurring satellites shall not exceed 1.5 MEUR and this will be paid from funds available within the existing 1999 budget.
- IV** That this decision on Long Lead Items (obsolete parts) does not prejudice a decision on the MSG follow-on programme.

RESOLUTION ON
PROCUREMENT OF
CRITICAL LONG LEAD ITEMS FOR
THE METEOSAT SECOND GENERATION (MSG) FOLLOW-ON

Adopted at the 43rd Meeting of the EUMETSAT Council
on 23-25 November 1999

The EUMETSAT Member States,

RECALLING Resolution EUM/C/92/Res. VI on the MSG Programme, formally adopted at the 24th meeting of the EUMETSAT Council in November 1993, which includes the manufacture of 3 MSG Satellites,

RECALLING the Agreement with ESA signed in October 1996, which establishes ESA as EUMETSAT's Procurement Agent for the MSG Second and Third Satellites,

RECALLING that, under the above Agreement, ESA shall ensure availability of equipment spares and other items left over from MSG-1, to the extent that they are not consumed under the MSG-1 Programme,

BEARING IN MIND that only limited MSG-1 spares will therefore be available for MSG-2 and -3,

NOTING that Article 8 of the above Agreement with ESA establishes an Agreement Change Notice (ACN) procedure for activities not covered by the limit of financial liability defined in the Agreement,

TAKING INTO ACCOUNT that the Council, in its 42nd meeting, approved the Resolution for procurement of critical Long Lead Items for the MSG Programme under the 1999 budget within a maximum Limit of Liability (LOL) of 1.5 MEUR at 1999 economic conditions,

WISHING to ensure the continuity of service beyond currently planned MSG satellites,

BEARING IN MIND the urgency of initiating now the continuing procurement of critical MSG Long Lead Items, some of which will soon cease to be available on the market,

TAKING INTO ACCOUNT that the funds for this procurement are foreseen within the EUMETSAT Budgets,

AGREE:

- I** To authorise the continuing procurement of Long Lead Items (obsolete parts) within a maximum limit of liability to EUMETSAT of 3.5 MEUR at 1999 economic conditions, in order to preserve the possibility to procure additional MSG satellites.
- II** That the Secretariat shall request ESA to carry out this procurement under an ACN to the MSG-2 and -3 Agreement.
- III** That the payment to ESA in 1999 and 2000 for expenditure of Long Lead Items shall be paid from funds available within the 1999 and 2000 Budgets.
- IV** That this decision on Long Lead Items (obsolete parts) does not prejudice a decision on the MSG follow-on activities.

RESOLUTION ON
THE CEILING OF THE GENERAL BUDGET 2001-2005

**Adopted at the 43rd Meeting of the EUMETSAT Council
on 23-25 November 1999**

The EUMETSAT Member States,

HAVING REGARD to the EUMETSAT Convention, Annex I Chapter B stating that the General Budget will constitute the programmatic frame for all EUMETSAT core and prospective activities in 1990 and subsequent years,

RECALLING EUM/C/Res. XVIII establishing the first General Budget, a ceiling for the years 1990-1995 and contributions based on a GNP scale of contributions,

RECALLING EUM/C/95/Res. VI establishing the second General Budget, a ceiling for the years 1996-2000 and contributions based on a GNP scale of contributions,

EXPRESSING the need to establish a new ceiling,

AGREE:

- I** to fix a new ceiling of the General Budget for the years 2001-2005.
- II** to link this ceiling to contributions from Member States on a GNP scale.
- III** to limit these contributions to 64 MEUR at 2001 economic conditions.

RESOLUTION ON
THE EUMETSAT SCALE OF CONTRIBUTIONS
Adopted at the 43rd meeting of the EUMETSAT Council
on 23-25 November 1999

The EUMETSAT Member States,

TAKING INTO ACCOUNT that the EUMETSAT scale of contributions laid down in Annex II of the Convention follows a mechanism for automatic updates in triennial intervals on the basis of statistics provided by the OECD,

CONSIDERING that the current scale of contributions is applicable until 31 December 1999,

AWARE that the OECD is currently in the process of amending the methodology for calculations of the relevant economic statistical figures,

AWARE that Member States need time to adjust to the new regime,

ACKNOWLEDGING that the result of the OECD review will not be finalised by the end of 1999,

WISHING to establish a clear legal basis for the EUMETSAT scale of contributions for the financial year 2000 and onwards,

AGREE:

- I** To adopt the scale of contributions attached as Annex to this Resolution for the period from 1 January to 31 December 2000.
- II** That the new scale of contributions for the period 2001-2002 will be established on the basis of the statistics issued by the OECD concerning the period 1995-1997.
- III** That thereafter the scale of contributions shall revert to three-year periods beginning with the period 2003-2005.
- IV** That the OECD statistics used to establish EUMETSAT scales of contributions for the period 2001-2002 and thereafter shall be those available at the Secretariat three weeks before the date of the ordinary autumn AFG meeting preceding the Council meeting to which a new scale of contributions is presented.

**Council Resolution EUM/C/99/Res. VIII
ANNEX**

| MEMBER STATE | SCALE % |
|---------------------|----------------|
| AUSTRIA (A) | 2.47 |
| BELGIUM (B) | 2.96 |
| SWITZERLAND (CH) | 3.34 |
| GERMANY (D) | 25.25 |
| DENMARK (DK) | 1.96 |
| SPAIN (E) | 6.15 |
| FRANCE (F) | 16.58 |
| FINLAND (FIN) | 1.33 |
| UNITED KINGDOM (GB) | 13.51 |
| GREECE (GR) | 1.35 |
| ITALY (I) | 12.66 |
| IRELAND (IRL) | 0.68 |
| NORWAY (N) | 1.69 |
| NETHERLANDS (NL) | 4.34 |
| PORTUGAL (P) | 1.16 |
| SWEDEN (S) | 2.53 |
| TURKEY (TR) | 2.04 |
| TOTAL | 100.00 |

| COOPERATING STATE | SCALE % |
|--------------------------|----------------|
| HUNGARY (H) | 0.48 |
| SLOVAKIA (SK) | 0.20 |
| TOTAL | 0.68 |

RESOLUTION ON

SPECIAL PAYMENT ARRANGEMENTS FOR 2000

**Adopted at the 43rd meeting of the EUMETSAT Council
on 23-25 November 1999**

The EUMETSAT Member States,

RECALLING Resolution EUM/C/98/Res. XVI on Special Payment Arrangements for 1999, adopted at the 40th meeting of the EUMETSAT Council on 25-27 November 1998,

NOTING that the payment due dates for contributions laid down in Article 12 of the Financial Rules continue to cause serious difficulties to a number of Member States,

CONSIDERING the ongoing discussions at AFG regarding a review of Article 12 of the Financial Rules,

WISHING to facilitate the provision of funds to EUMETSAT by Member States in 2000 while awaiting the results of the AFG discussions,

TAKING INTO ACCOUNT that the proposed arrangements do not compromise the smooth execution of EUMETSAT's activities,

AGREE:

- I** That Member States shall, exceptionally, have the right to pay up to 20% of their annual contributions to EUMETSAT not later than 1 August 2000.
- II** That such delays will not incur the payment of interest charges by the relevant Member State as foreseen in Article 12.7 of the Financial Rules.
- III** That 20% of the contributions of those Member States who pay their full annual contributions according to the EUMETSAT budget in accordance with the deadlines defined in Article 12 of the Financial Rules will be credited from the date of receipt and until 1 August 2000, to their respective Working Capital Fund accounts.