

**RESOLUTION ON**  
**THE FINANCIAL ENVELOPE OF THE EPS PROGRAMME**

**Adopted at the 55<sup>th</sup> Meeting of the EUMETSAT Council  
on 22-23 June 2004**

**The EUMETSAT Member States**

**HAVING REGARD** to the EUMETSAT Convention which states that the primary objective of EUMETSAT is to establish, maintain and exploit European systems of operational meteorological satellites, and that a further objective is to contribute to the operational monitoring of the climate and the detection of global climatic changes,

**HAVING REGARD** to Resolution EUM/C/96/Res.V establishing the EUMETSAT Polar System (EPS) Programme, formally adopted at the 42nd meeting of the EUMETSAT Council on 22-24 June 1999,

**HAVING REGARD** to Article 2 of the EUMETSAT Convention, which defines mandatory programmes as the basic programmes required to continue the provision of observations from geostationary and polar orbits,

**TAKING INTO ACCOUNT** that EPS is a mandatory EUMETSAT programme to which all Member States contribute on the basis of a GNI based scale of contributions,

**TAKING INTO ACCOUNT** that a number of risks, described in document EUM/C/54/03/DOC/05, have materialised and that the financial envelope defined in the EPS Programme Resolution will not be sufficient to complete all activities of the approved EPS Programme,

**TAKING INTO ACCOUNT** that a number of risks, described in document EUM/C/54/03/DOC/05, remain to be resolved and that, therefore, the final amount necessary to complete all activities of the approved EPS programme can not be established fully today,

**RECOGNISING** the need to continue and complete the activities of the EPS Programme, including the operations of the EPS Central Ground Segment and the Satellite Applications Facilities as required to deliver agreed data and products to users and to introduce improvements in response to evolving needs of Member States,

**STRESSING THE NEED** to implement cost-effective solutions and to ensure that the EPS Programme represents best value for money for the users,

**RECALLING** AGREE V of the EPS Programme Resolution, which establishes that Member States may approve possible cost overruns of up to 10% of the overall programme envelope by a vote representing at least two-thirds of the Member States present and voting, representing also at least two-thirds of the total amounts of contributions,

**AGREE:**

- I** That the overall EPS Programme financial envelope of 1464 M€ at 1994 economic conditions will be insufficient to complete all activities of the approved EPS Programme.
- II** That the Director-General will be authorised to reassign the minimum necessary up to 146.4 M€ at 1994 economic conditions, presently assigned to support EPS spacecraft and ground segment operations, to cover
- contingencies arising from presently known cost overruns and unresolved risks
  - SAF operations for the period 2007 to 2012
- and that all elements of the EPS Programme Resolution shall remain valid and in force.
- III** That the Director-General shall, once operational status of the first METOP satellite is achieved, review the technical status and financial situation of the EPS Programme and shall bring to the Council, when necessary in due course, a proposal to extend the Programme Envelope by the minimum necessary amount to cover for the remaining activities until the end of life of the EPS system. Such proposal will be submitted to Council in a draft Resolution to be voted upon in accordance with the relevant provisions of the Convention.
- IV** That the indicative EPS expenditure profile relating to the original Programme Envelope shall be amended accordingly following the review mentioned under AGREE III above, and provided to Council in due course.

**RESOLUTION ON**  
**A FURTHER EXTENSION OF THE**  
**METEOSAT TRANSITION PROGRAMME (MTP)**

**Presented for adoption at the 55<sup>th</sup> Meeting of the EUMETSAT Council**  
**on 22-23 June 2004, entered into force on 7 October 2004**

**The EUMETSAT Member States,**

**HAVING REGARD** to the EUMETSAT Convention, which states that the primary objective of EUMETSAT is to establish, maintain and exploit European systems of operational meteorological satellites, and that a further objective of EUMETSAT is to contribute to the operational monitoring of the climate and the detection of global climatic changes,

**CONSIDERING** that the MTP Programme was set up to ensure a continuous operational service to provide data from geostationary satellites, and to fill the gap between the Meteosoat Operational Programme (MOP) and the Meteosat Second Generation Programme (MSG),

**CONSIDERING** the Council decision to fund the Initial Period of the EARS Service under the MTP Programme envelope (EUM/C/48/01/DOC/20) and the proposal to extend the EARS Service until 31 December 2008 (EUM/C/55/04/DOC/14),

**NOTING** that the MTP Programme, established through Resolution EUM/C/Res. XXVII in November 1990 and extended through Resolutions EUM/C/97/Res. VII and EUM/C/02/Res.I, will end on 31 December 2006,

**TAKING INTO ACCOUNT** that nominal operations of the first MSG satellite started in February 2004, and that the MSG system will not provide for a hot backup until mid-2005 at the earliest,

**TAKING INTO ACCOUNT** that the MSG System will not provide for a fully redundant DCP service until the completion of MSG-3 commissioning, which is not expected earlier than 2008,

**HAVING REGARD** to the very positive impact that the Meteosat Indian Ocean Data Coverage (IODC) Services have had on operational meteorology and on climate monitoring since 1998,

**WISHING** to ensure a continuation of the IODC Services until a viable alternative for providing equivalent operational data to Member States is established,

**REQUIRING** therefore a further extension of the MTP Operations,

**AGREE:**

- I** To extend the MTP Programme at least until 31 December 2009, in order to cover the extension of the MTP operational service at least until 31 December 2008, and subsequent close-out activities.
- II** That the extension of the MTP operations shall cover at least the following services:
- half-hourly imaging from 63°E using Meteosat-7;
  - direct HRI dissemination from 63° using Meteosat-7;
  - meteorological products from 63°E;
  - half-hourly IODC image data dissemination using EUMETCast;
  - extension of the EARS service.
- III** To limit the funding of the extension of the Meteosat Transition Programme to stay within the overall programme envelope of M€ 280 at 1989 economic conditions.

**RESOLUTION ON**  
**THE EUMETSAT CONTRIBUTION TO GMES IN 2004 - 2008**

**Adopted at the 55<sup>th</sup> Meeting of the EUMETSAT Council  
on 22-23 June 2004**

**The EUMETSAT Member States,**

**TAKING INTO ACCOUNT** that the primary objective of EUMETSAT is to establish, maintain and exploit European systems of operational meteorological satellites, and that a further objective of EUMETSAT is to contribute to the operational monitoring of the climate and the detection of global climate changes,

**RECALLING** that the Initiative on Global Monitoring for Environment and Security (GMES) was launched in May 1998 and adopted by the ESA and EU Councils respectively in June and November 2001,

**RECALLING** that European countries have shown a keen interest in GMES by hosting several high-level conferences and workshops for further progress on the GMES definition,

**RECALLING** further that initiative to improve global cooperation on Earth Observation (Group on Earth Observations, GEO) initiated at an Earth Observation Summit in Washington in July 2003, has led to the preparation of a 10 year GEO implementation plan to be submitted to a summit to be held in Brussels in February 2005,

**TAKING INTO ACCOUNT** that the Communication from the European Commission to the European Parliament and the European Council on GMES (COM (2004) 65 final) proposes a way forward for GMES activities in the period 2004-2008,

**TAKING INTO ACCOUNT** that the GMES Initial Period Report explicitly refers to EUMETSAT activities as one of the most prominent European achievements in Earth Observation,

**TAKING INTO ACCOUNT** that EUMETSAT and its Member States have also taken a very active role in developing the GEO framework document and the 10 year implementation plan,

**AWARE** that the earth observation activities planned within the GMES framework will be complementary in nature to EUMETSAT's mandatory programmes, defined as the basic programmes required to continue the provision of observations from geostationary and polar orbits,

**AWARE** that the GMES activities will require an operational suite, and that EUMETSAT's framework for optional programmes and third party activities would provide the necessary legal basis for EUMETSAT's involvement,

**AGREE:**

- I** That EUMETSAT remains an active player in both GMES and GEO initiatives, in consistency with the EUMETSAT Strategy.
- II** That therefore the main aims of EUMETSAT's involvement should be:
- that EUMETSAT data, products and services are recognised and exploited to the maximum extent;
  - that the GMES and GEO planning take into account EUMETSAT planned programmes and related opportunities;
  - that the GMES and GEO planning reflect the EUMETSAT ambition;
  - that EUMETSAT is considered as a partner, and that the political profile of Earth Observation is raised.
- III** That EUMETSAT shall contribute to the short term GMES objectives by
- Ensuring that EUMETSAT data and products can be utilised by the research community;
  - Providing access to third party data to GMES users;
  - Making EUMETCAST available for dissemination of GMES relevant non-EUMETSAT data;
  - Supporting the incorporation of PUMA and AMESD as an African component of GMES.
- IV** That EUMETSAT shall contribute to the longer term GMES objectives by:
- seeking the inclusion of satellite missions relevant to EUMETSAT in the GMES plans; and by
  - facilitating the availability of new non-EUMETSAT funding for such missions.
- V** That, in order to achieve the above, EUMETSAT detaches a staff member to work at the EU Commission in Brussels and to support the next phase of development of GMES. This person will retain the EUMETSAT reporting line and will be charged with assisting the Director-General in ensuring that the EUMETSAT goals are incorporated into GMES and GEO planning.
- VI** That, in preparation of the ESA Council at Ministerial Level to be held in June 2005, the Secretariat works with ESA to ensure that the proposed ESA GMES activities specifically cite EUMETSAT as the operational agency for:
- missions for atmospheric chemistry monitoring, including instruments providing continuity to ERS and ENVISAT-class data streams,
  - missions for global operational ocean monitoring capabilities that complement the existing programmes Jason-2 and METOP,
  - a multi-spectral optical imaging satellite at medium resolution for global applications.
- VII** That any necessary financial implications will be submitted to Council and approved separately.

**RESOLUTION ON**  
**ACCESSION OF THE SLOVAK REPUBLIC TO**  
**THE EUMETSAT CONVENTION**

**Adopted at the 55th Meeting of the EUMETSAT Council**  
**on 22-23 June 2004**

**The EUMETSAT Council,**

**CONSIDERING** that, according to Article 16 of the EUMETSAT Convention, any State may accede to the said Convention following a decision of the Council taken in conformity with the provisions of Article 5.2(a),

**CONSIDERING** that the Slovak Republic and EUMETSAT signed a Cooperating State Agreement on 6 July 1999,

**BEARING IN MIND** that Article 7 of the above-mentioned Agreement establishes that the Agreement shall remain in force for a period of 5 years and that it requires, during the fifth year following the entry into force of the Agreement, a formal review of the cooperation in view of a possible accession by the Slovak Republic to EUMETSAT as a full Member State,

**WELCOMING** the formal request by the Slovak Republic to become a full member of EUMETSAT, expressed through a letter from the Minister of Environment of Slovak Republic on 9 March 2004,

**CONVINCED** that this accession will contribute to the achievement of the objectives set out in the EUMETSAT Convention,

**HAVING REGARD** to Articles 16 and 17 of the EUMETSAT Convention,

**AGREES:**

- I** To the accession of the Slovak Republic to the EUMETSAT Convention in accordance with Article 16.3 of the EUMETSAT Convention.
- II** To approve the accession agreement attached to this Resolution as Annex I and to authorise the Director-General to sign it.
- III** To fix, in accordance with Article 16.5 of the EUMETSAT Convention, the payment to be made by the Slovak Republic with regard to the investments already made at €900,000.
- IV** To amend the scale of Member State contributions for the year 2005 as attached in Annex II.
- V** That all legal and financial implications of the accession of the Slovak Republic will formally enter into force at the date of deposit of the instrument of accession of the Slovak Republic, with effect from 1 January 2005.





***DRAFT AGREEMENT***

***BETWEEN***

***THE GOVERNMENT OF THE SLOVAK REPUBLIC***

***AND***

***THE EUROPEAN ORGANISATION***

***FOR THE EXPLOITATION OF***

***METEOROLOGICAL SATELLITES***

***(EUMETSAT)***

***CONCERNING***

***THE ACCESSION OF THE SLOVAK REPUBLIC***

***TO THE CONVENTION FOR THE***

***ESTABLISHMENT***

***OF A EUROPEAN ORGANISATION***

***FOR THE EXPLOITATION OF***

***METEOROLOGICAL SATELLITES***

***(EUMETSAT)***

***AND RELATED TERMS AND CONDITIONS***



## Preamble

The **Government of the Slovak Republic**, (hereinafter referred to as "the Slovak Republic"),

and

the **European Organisation for the Exploitation of Meteorological Satellites**, established by the Convention opened for signature in Geneva on 24 May 1983 and entered into force on 19 June 1986 (hereinafter referred to as "EUMETSAT"),

**TAKING INTO ACCOUNT** that the EUMETSAT Council at its 15<sup>th</sup> meeting on 4 and 5 June 1991 recommended the Members States to accept Amendments to the Convention as proposed in the "Amending Protocol", attached to Resolution EUM/C/Res. XXXVI, and that these Amendments entered into force on 19 November 2000,

**CONSIDERING** that, according to Article 16 of the EUMETSAT Convention, any State may accede to the said Convention following a decision of the Council taken in conformity with the provisions of Article 5.2(a),

**CONSIDERING** further that the EUMETSAT Council, at its 34<sup>th</sup> meeting on 24-26 June 1997, has defined the "Cooperating State" status as an intermediate step for European countries wishing to become full EUMETSAT Member States,

**CONSIDERING** that the Slovak Republic and EUMETSAT signed a Cooperating State Agreement on 6 July 1999,

**BEARING IN MIND** that Article 7 of the above-mentioned Agreement establishes that the Agreement shall remain in force for a period of 5 years and that it requires, during the fifth year following the entry into force of the Agreement, a formal review of the cooperation in view of a possible accession by the Slovak Republic to EUMETSAT as a full Member State,

**FOLLOWING** the wish expressed by the Slovak Republic to become a EUMETSAT Member State within the framework conditions established by the EUMETSAT Convention, expressed through a letter from the Minister of Environment of the Slovak Republic dated 9 March 2004.

**RECALLING** that the EUMETSAT Council at its ... Meeting on ... June 2004 agreed to welcome the Slovak Republic as a Member State through adoption of Council Resolution EUM/C/04/Res. ...,

**CONVINCED** that this accession will contribute to the achievement of the objectives set out in the EUMETSAT Convention,

**HAVING REGARD** to Articles 16 and 17 of the EUMETSAT Convention,

**HAVE AGREED AS FOLLOWS:**

### **Article 1**

The Slovak Republic accedes to the EUMETSAT Convention in accordance with Article 16.3 of the EUMETSAT Convention.

### **Article 2**

1. As from the date of accession, the provisions of the EUMETSAT Convention and all EUMETSAT rules, together with all decisions taken by the Council, including all approved mandatory programmes (General Budget, Meteosat Transition Programme, Meteosat Second Generation Programme and its Extension and EUMETSAT Polar System Programme) shall be binding for the Slovak Republic. Participation in approved optional Programmes will require a separate decision by the Slovak Republic and is subject to agreement by the Participating States.
2. As from the date of accession, the Slovak Republic shall be placed in the same situation as the other Member States with regard to decisions, rulings, resolutions or any other acts made by the Council or by any subordinate body and with regard to any Agreement concluded by EUMETSAT. Therefore, the Slovak Republic shall abide by the principles and policies stemming therefrom, and shall whenever necessary take appropriate measures to ensure their full implementation.
3. The Slovak Republic shall at the same time as the accession to the EUMETSAT Convention also accede to the Amending Protocol to the EUMETSAT Convention attached to Resolution EUM/C/Res. XXXVI.
4. The Slovak Republic shall accede to the EUMETSAT Protocol on Privileges and Immunities, which was opened for signature on 1 December 1986 and entered into force on 5 January 1989, at the same time as the accession to the EUMETSAT Convention. This accession to the EUMETSAT Protocol on Privileges and Immunities shall include the editorial amendments as notified to all Member States on 3 December 2002, and which entered into force on 1 January 2004.
5. The Slovak Republic shall take all the appropriate measures to adapt its internal legislation and rules to the rights and obligations resulting from its accession to EUMETSAT.

### **Article 3**

1. In accordance with Article 16.5 of the EUMETSAT Convention, the Slovak Republic shall make a special payment to EUMETSAT of 900.000 EUR. This payment shall be made no later than 31 January 2005.
2. No further payments will be requested from the Slovak Republic for the period up to the end of 2004.

**Article 4**

1. The Slovak Republic shall with regard to the provision of Article 3.2 above start to contribute to the EUMETSAT annual budgets as from 1 January 2005.
2. The Slovak Republic shall acquire full voting rights at the EUMETSAT Council from the date of deposit of its instrument of accession.

**Article 5**

1. The present Agreement shall enter into force on the date of deposit of the Slovak Republic's instrument of accession with the Depository of the EUMETSAT Convention, the Government of the Swiss Confederation.
2. In accordance with its Article 17.4, the EUMETSAT Convention shall become effective for the Slovak Republic on the date referred to in Article 5.1 above.
3. In accordance with its Article 24.4, the EUMETSAT Protocol on Privileges and Immunities shall become effective for the Slovak Republic thirty days after the date referred to in Article 5.1 above.

**IN WITNESS WHEREOF**, the undersigned being duly authorised, have signed this Agreement.

Done in ....., on.....in two originals, in the English and Slovak languages, both texts being equally authentic.

For the Government  
of the Slovak Republic

For the European Organisation for the  
Exploitation of Meteorological Satellites  
(EUMETSAT)

Dr. Tillmann Mohr  
Director-General

**SCALE OF CONTRIBUTIONS 2005**

<b>MEMBER STATE</b>	<b>CONTRIBUTION (%)</b>
AUSTRIA (AT)	2.24
BELGIUM (BE)	2.78
SWITZERLAND (CH)	3.07
GERMANY (DE)	22.68
DENMARK (DK)	1.87
SPAIN (ES)	6.46
FINLAND (FI)	1.38
FRANCE (FR)	15.77
UNITED KINGDOM (GB)	16.20
GREECE (GR)	1.37
IRELAND (IE)	0.90
ITALY (IT)	12.76
LUXEMBOURG (LU)	0.21
NETHERLANDS (NL)	4.32
NORWAY (NO)	1.71
PORTUGAL (PT)	1.22
SWEDEN (SE)	2.62
SLOVAK REPUBLIC (SK)	0.23
TURKEY (TR)	2.21
TOTAL	100.00

<b>COOPERATING STATE</b>	<b>CONTRIBUTION (%)</b>
CROATIA (HR)	0.22
HUNGARY (HU)	0.47
POLAND (PL)	1.69
ROMANIA (RO)	0.41
SLOVENIA (SI)	0.21