

F.t. beslutn. vedr. EUTELSAT

acting upon any application for approval of an earth station.

- (c) Each Signatory or telecommunications entity referred to in paragraph a) of this Article shall, for earth stations for which it has submitted an application, be responsible to EUTELSAT for compliance of such stations with the rules and standards specified in the document of approval issued to it by EUTELSAT unless, where a Signatory has submitted the application, its designating Party assumes such responsibility.

Article 16

Allotment of Space Segment Capacity

- (a) Applications for allotment of EUTELSAT Space Segment capacity may be submitted to EUTELSAT only by Signatories or, for a territory not under the jurisdiction of a Party, by a duly authorized telecommunications entity.
- (b) Allotment of EUTELSAT Space Segment capacity shall be authorized by the Board of Signatories in accordance with the terms and conditions established by it under subparagraphs viii) and ix) of paragraph b) of Article XII of the Convention.
- (c) Each entity to which an allotment has been made under this Article shall be responsible for compliance with all the terms and conditions set by EUTELSAT for such allotment unless, where a Signatory has submitted the application, its designating Party assumes such responsibility.

Article 17

Procurement

- (a) All contracts for the procurement of goods and services by EUTELSAT shall be awarded in accordance with Article XIV of the Convention, this Article and Article 18 of the Operating Agreement and the procedures, regulations, terms and conditions established by the Board of Signatories under subparagraph ii) of paragraph b) of Article XII of the Convention.
- (b) The approval of the Board of Signatories shall be required before:

- (i) the issue of requests for proposals or invitations to tender for contracts which are expected to exceed 150,000 ECUs in value;
- (ii) the award of any contract to a value exceeding 150,000 ECUs.

If justified by changes in world price indices, the Board of Signatories may revise these financial limits.

- (c) The procedures, regulations, terms and conditions referred to in paragraph a) of this Article shall provide for the supply of full and timely information to the Board of Signatories. Upon request from any Signatory, the Board of Signatories shall supply to that Signatory such information with respect to any contract, as will enable that Signatory to discharge its responsibilities as a Signatory.
- (d) In the following cases open international tendering may be dispensed with under procedures adopted by the Board of Signatories under subparagraph ii) of paragraph b) of Article XII of the Convention:
- (i) the estimated value of the contract does not exceed 75,000 ECUs and the award of the contract would not, because of the application of the dispensation, place a contractor in such a position as to prejudice at some later date the effective exercise by the Board of Signatories of the procurement policy in Article XIV of the Convention. If justified by changes in world price indices, the Board of Signatories may revise this financial limit;
- (ii) procurement is required urgently in an emergency affecting the operational viability of any activities of EUTELSAT;
- (iii) there is only one source of supply to a specification which is necessary to meet the requirements of EUTELSAT or the sources of supply are so severely restricted in number that it would be neither feasible nor in the best interest of EUTELSAT to incur the expenditure and time entailed in open international tender, provided that, where there is more than one source, all are given