



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 24 June 2004
(OR. en)**

**10260/04
COR 21 (en)**

**TRANS 228
MAR 110
AVIATION 143
RECH 124
USA 59**

LEGISLATIVE ACTS AND OTHER INSTRUMENTS: CORRIGENDUM

Subject : Agreement on the promotion, provision and use of GALILEO and GPS
satellite-based navigation systems and related applications between the
United States of America, of the one part, and the European Community and its
Member States, of the other part

Pages CE/USA/en 25, CE/USA/Annex/en 2 and CE/USA/Annex/en 3 shall be replaced by the
pages attached hereto.

6. This Agreement may only be amended by agreement of the Parties. Any amendment to this Agreement shall be subject to approval by the Parties in accordance with their respective internal procedures.

7. The Parties shall review the implementation of this Agreement in 2008 and, may consider at that time to amend it in accordance with the procedure in paragraph 6.

8. This Agreement may be terminated at any time upon one year's written notice.

Done at Dromoland Castle, Co Clare, on the twenty-sixth day of June 2004, in duplicate in the Danish, Dutch, English, Finnish, French, German, Greek, Italian, Portuguese, Spanish, Swedish, Czech, Estonian, Hungarian, Latvian, Lithuanian, Maltese, Polish, Slovakian and Slovenian languages. English shall be the authentic language.

- (1) The classified assumptions and methodology used to determine the National Security Compatibility criteria, and the criteria themselves, are contained in the following documents: National Security Compatibility Compliance for GPS and GALILEO Signals in the 1559-1610 MHz Band, Part 1, Part 2 and Part 3, (hereinafter, "Part 1," "Part 2," and "Part 3," respectively) dated 9 June 2004, including any future amendments, changes or modifications to these documents as mutually agreed in accordance with paragraph 6.a. of this Annex. Access to Part 1, Part 2 and Part 3 shall be only by the United States and those Member States that are a party to a General Security of Military Information Agreement (hereinafter "GSOMIA") or a General Security of Information Agreement (hereinafter "GSOIA") with the United States, which shall apply to the access, maintenance, use and release of these classified documents. Should an applicable agreement regarding security of information between the European Community and the United States be concluded in the future, it shall govern the access, maintenance, use and release of Part 1, Part 2 and Part 3. For the time being, representatives of the European Commission and staff members of the GALILEO Joint Undertaking and European Space Agency shall be granted oral and visual access to Part 2 for the purposes of implementation of and compliance with this Agreement, on the basis of an established security clearance with a Member State that has a GSOMIA or GSOIA with the United States, in accordance with the national security procedures and laws of the Member State, and with the GSOMIA or GSOIA with the United States. Representatives of the European Commission and staff members of the GALILEO Joint Undertaking and European Space Agency shall be granted access to Part 1 and Part 3 in accordance with applicable security rules. The classified information shall at all times be protected and handled only in facilities with an appropriate facility security clearance in accordance with the applicable security procedures, laws and the GSOMIA or GSOIA.

- (2) Assumptions for radio frequency signal compatibility analyses are contained in the following document: "Reference Assumptions for GPS/GALILEO Compatibility Analyses", 9 June 2004 including any future amendments, changes or modifications to this document as mutually agreed by the Parties.
- (3) Methodology for radio frequency compatibility analysis is contained in the following document: "Models and Methodology for GPS/GALILEO Radio Frequency Compatibility Analyses", dated 18 June 2004, including any future amendments, changes or modifications to this document as mutually agreed by the Parties.
- (4) The provision of the time offsets between GALILEO and GPS system time in the navigation messages of their respective services is outlined in the following document: "GPS/GALILEO Time Offset Preliminary Interface Definition" dated 20 March 2003, including any future amendments, changes or modifications to this document as mutually agreed by the Parties.
- (6) (a) Notwithstanding Article 20, paragraph 6, any future amendments, changes or modifications to the documents entitled "National Security Compatibility Compliance for GPS and GALILEO Signals in the 1559-1610 MHz Band, Part 1, Part 2 and Part 3" shall be decided by mutual agreement by a sub-group of the working group established under Article 13, paragraph 2 (d), composed of representatives of the United States on the one hand, and representatives of the European Commission, acting on behalf of the European Community, who have access to these classified documents in accordance with paragraph 2 of this Annex, and representatives of those Member States who have access to these classified documents in accordance with paragraph 2 of this Annex, on the other hand. These decisions shall be binding on the Parties.