



International Mobile Satellite Organization

ASSEMBLY

Twentieth Session

Malta, 29 September to 3 October 2008

Agenda item 7.4

ASSEMBLY/20/7.4

Origin: Director

Date: 28 July 2008

LONG RANGE IDENTIFICATION AND TRACKING OF SHIPS (LRIT)

LRIT "SERVICE AGREEMENT"

Executive Summary:	this document discusses the development of an LRIT "Service Agreement", which will be submitted as an Addendum
Action to be taken:	to note
Related documents:	ASSEMBLY/20/8.1 and ADD/1

1. During its discussions of issues related to the draft LRIT Business Plan at its Twenty-First Session (AC/21/Report, paragraph 6.1.4(c) refers), the Advisory Committee noted that: *"some issues could be dealt with in the Service Contracts that would be developed and signed between IMSO and Data Centres; terms of business would have to be accepted by all those participating in the LRIT system; the model Service Contract would be drafted by the Director, reviewed by the Committee and approved by the Assembly"*.
2. The Director submitted a preliminary draft text of an "LRIT Service Agreement" which was discussed at the Twenty- Second Session of the Advisory Committee (AC/22/Report, Section 7.11 refers). Following a wide ranging discussion, the Committee generally agreed that:
 - "(a) *some governments would require the use of their own standard procurement contracts for this purpose;*

- (b) *in addition to setting out the public duties and obligations of each entity participating in the LRIT system, the main purpose of the service agreement/contract will be to ensure prompt and full payment to IMSO for LRIT audits and reviews;*
 - (c) *applicable national laws and regulations would need to be taken into account in every case;*
 - (d) *the service agreements/contracts should take account of the international interest in audits and reviews, and the need to report to the MSC in particular;*
 - (e) *the Director should be given sufficient flexibility to negotiate individual contracts in the best interests of the Organization; and*
 - (f) *it might therefore be more fruitful to develop a statement of the Organization's goals and objectives, which could inform the Director during contract negotiations and might be attached to individual contracts as a statement of IMSO's interests."*
3. The Committee requested the Director:
- (a) *to develop a statement of the Organization's goals and objectives as described in sub-paragraph (f) above, for further consideration. Some delegations considered that a reference/model Service Agreement would also be useful, specifically for use with private entities acting as data centres or application service providers (ASPs) and subject to audit or review; and*
 - (b) *to continue to develop such a reference/model Service Agreement.*
4. The Director is continuing to develop the statement of the Organization's goals and objectives as well as a reference/model LRIT Service Agreement which will be presented to the Twentieth Session of the Assembly as an Addendum to this document.
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