

JAPAN - PROCUREMENT OF A NAVIGATION SATELLITE

Notification of Mutually-Agreed Solution

The following communication, dated 19 February 1998, from the Permanent Delegation of the European Commission and the Permanent Mission of Japan, is circulated pursuant to Article 3.6 of the DSU.

We would like to refer to the consultations which were held between the European Communities and the Government of Japan concerning “Japan - Purchase of MTSAT Satellite-based Augmentation System” and, in particular, to the information previously circulated concerning the conclusion of these consultations (Documents WT/DS73/4/Rev.1 and GPA/D1/2/Rev.1 of 14 August 1997).

We have the honour to communicate herewith on behalf of the Government of Japan and the European Communities the attached Joint Statement concerning the resolution of this complaint.

JOINT STATEMENT FOR FOLLOW-UP TO US ENQUIRY IN THE WTO COMMITTEE
ON THE AGREEMENT ON GOVERNMENT PROCUREMENT AND THE
DISPUTE SETTLEMENT BODY CONCERNING RESOLUTION
OF MSAS COMPLAINT BY THE EUROPEAN COMMUNITIES AND JAPAN

In reply to the request by the United States (US) regarding the complaint (WT/DS73/1) of 26 March 1997 in respect of a procurement tender published by the Ministry of Transport of Japan (MOT) to purchase MTSAT Satellite-based Augmentation System (MSAS), the European Communities and Japan can inform the US that the European Commission and the Ministry of Transport of Japan have reached a settlement through the establishment of cooperation between the European Tripartite Group (consisting of the European Commission, the European Space Agency and Euro control) on the one hand and the MOT on the other in the field of interoperability between MSAS and European Geostationary Navigation Overlay Service (EGNOS). This cooperation is aimed at jointly contributing to the implementation of a global seamless navigation service for aeronautical end-users through the interoperability among MSAS, EGNOS and other equivalent systems.

It has also been agreed that the requirements for interoperability will be mentioned in MSAS and EGNOS documentation for all future procurement in and after 1998, on condition that both sides reach the conclusion that the interoperability is feasible.
