

INTERNATIONAL INSTITUTE OF SPACE LAW
OF THE INTERNATIONAL ASTRONAUTICAL FEDERATION

INSTITUT INTERNATIONAL DE DROIT SPATIAL
DE LA FEDERATION ASTRONAUTIQUE INTERNATIONALE

3-5, RUE MARIO NIKIS
75015 PARIS - FRANCE
e-mail jtmasson@cyberway.com.sg

Tél. 33-1-45.67.42.60
Telefax 33-1-42.73.21.20
Website: <http://www.IAFASTRO.COM>



NEWSLETTER No. 56 - JUNE 1999

INTRODUCTION

The IISL Board of Directors met on March 21st, 1999 in Paris. The deliberations and decisions of the Spring Meeting are reflected in this Newsletter. Special mention should be made of the fact that our Vice-President, Dr. V. Kopal has recently been elected as the new Chairman of the Legal Subcommittee of UNCOPUOS; our sincere congratulations to him on this occasion!

THE 42ND IISL COLLOQUIUM
AMSTERDAM, NETHERLANDS
4-8 OCTOBER 1999

a) Sessions

- Session 1: Legal Aspects of Space Station Utilization (patents, property rights, crew, commercial uses, debris, international cooperation, private sector,...). Chairmen: Prof. Dr. I. Diederiks-Verschoor (The Netherlands) & Prof. Dr. H.A. Wassenbergh (The Netherlands)
- Session 2: New developments relating to legal aspects of telecommunications (LEOs, tethered structures, geostationary platforms in the stratosphere, and recent ITU regulations). Chairmen: Ms. Marcia Smith (USA) & Dr. L. Perek (Czech Republic)
- Session 3: Legal implications of expanding privatization in space (national law aspects, interaction between government and industry,...). Chairmen: Prof. J. Galloway (USA) & Ms T. Masson-Zwaan (The Netherlands)

- Session 4: Other issues of Space Law, including legal aspects of launching space objects from non-terrestrial sites. Chairmen: Dr. J Monserrat, Filho (Brazil) & Dr. L. Tennen (USA)

The schedule of the sessions and meetings will be as follows: two sessions on Tuesday; one on Wednesday morning; Scientific/Legal Roundtable on Wednesday afternoon; Thursday morning free for travel to The Hague and visit of the Peace Palace; Moot Court on Thursday afternoon; and a last session and General Assembly on Friday morning. The Board meeting will be held on Monday afternoon at 4.30 p.m. The Banquet and Awards will take place on Friday evening. A reception and an IISL dinner will be hosted after the Moot Court (see details below).

Practical information:

All authors have been informed by the IAF whether their paper was accepted. Please follow the instructions closely, and PLEASE DO NOT FORGET TO SIGN THE PROPER COPYRIGHT FORM!!! The Secretary will ask all authors to indicate their intention to travel to Amsterdam.

The AIAA (Betty Guillie) can be reached at 1801 Alexander Bell Drive, suite 500, Reston, VA 22091, USA, Tel 1-703 2647500,

Fax 1-703 2647551, <http://www.aiaa.org>, e-mail bettyg@aiaa.org

- Authors should bring ± 75 copies of their papers for distribution at the Colloquium.

- The aim will be to grant a minimum of 15 minutes for presentation of papers by each speaker.

- The Board intends to organize a separate discussion session on Friday 8 October. For this purpose, two of the other sessions will be combined into one session.

- A paper must be presented at the Colloquium to be considered for publication, either by the author himself, or, in summary, by another person, for instance the Chairman. (acceptance of a paper for the Colloquium does not imply publication).

An author whose paper is published in the Proceedings, as well as all IISL Members, may buy the Proceedings at a reduced price

8th MANFRED LACHS SPACE LAW MOOT COURT COMPETITION

The 8th Manfred Lachs Space Law Moot Court Competition will be held on Thursday, 7 October 1999, in the Great Hall of Justice at the Peace Palace.

The Institute of Air & Space Law at Leiden University is co-organizing the event. Buses will leave Amsterdam at around 10 a.m. A guided tour of the Peace Palace will be organized. Participants can have lunch at their own expense at the Cafeteria. The Finals will start at around 2 p.m. After the announcement of the winners and the award ceremonies, the bus will leave the Peace Palace around 4.30 p.m. A reception will be hosted by the Mayor of Leiden at Restaurant Allemansgeest in Voorschoten near Leiden, and subsequently the Leiden Institute will host a Dinner at the same location. Judge Stephen Schwebel, President of the ICJ, has accepted to give a dinner speech.

In order to arrange for the bus transportation, the number of participants will have to be known by Wednesday at the latest.

Three judges of the ICJ will judge the Finals: Judges Weeramantry, Guillaume and Vereshchetin. The 1999 problem (the "Mor-Toaler Sea-Launch project") was written by Prof. Kerrest de Rozavel and Prof. Lyall; copies may be obtained from the Secretariat. The winners of the US and European

preliminary competitions are Vanderbilt University and the University of Paris XI, respectively. The University of Paris XI will be the Applicant, and Vanderbilt University the Respondent.

An Award for the Best Oralist, sponsored by the Law offices of Sterns and Tennen, will again be awarded. The Award for the Best Memorial will again be sponsored by Prof. Gorove's Journal of Space Law.

FINANCIAL SITUATION

The interim financial report of the Treasurer, Dr. Lafferranderie, shows the following balance on March 30, 1998:

- FF 59 866.19

- USD 37 329,55, most of which has been placed in short term bonds.

DUES

An invoice for membership dues for 1999 or previous years is enclosed with this newsletter where applicable. The Board is still looking into the possibility of paying dues by credit card, and will keep the membership informed of the results.

CERTIFICATES

The Board decided to give a Lifetime Achievement Award to Prof. I. Diederiks-Verschuur. Also, a Distinguished Service Award will be presented to Dr. A. Terekhov.

ELECTION OF DIRECTORS

The terms of office of the following Directors expire in 1999:

- G. Catalano Sgrosso (Italy)

- R. Gonzalez Aninat (Chile)

- N.Jasentuliyana(UN/SriLanka; *President*)

- Prof. M. Komar Kantaatmadja (Indonesia)

- Dr. L. Perek (Czech Republic)

- Ms. M. Smith (USA)

The Nomination Committee will consist of Prof. Jonathan Galloway (chairman), Prof. J. Monserrat and Dr. M. Benko.

The mandate of the Committee is 1) to propose nominations for the six vacancies on the Board and 2) to propose a nomination for the office of President.

NEW MEMBERS

The following new members were elected at the 1999 Spring Meeting:

• INSTITUTIONAL MEMBERS:

The Society for Study of Law and Policy on Space Utilization (SOLAPSU)
Prof. T. Kosuge, c/o Univ. of Electrocommunications
1-5-1 Chofugaoka, Chofu
Tokyo 182 8585, JAPAN
T 81-424 435238
F 81-424 435798
E kosuge@cas.uec.ac.jp

International Institute of Air and Space Law
Dr. F.G. Von der Dunk, Co-Director
Hugo de Grootstraat 27
2311 XK Leiden, THE NETHERLANDS
T 31-71 5277724
F 31-71 5277600
E n.hylkema@law.leidenuniv.nl

• INDIVIDUAL MEMBERS:

Mr. William H. Carroll
Dykema & Gossett
3513 Yuma Street NW
Washington DC 20008, USA
T 1-202 522 8608
F 1-202 522 8669
E wcarroll@dykema.com

Prof. J.H. Castro Villalobos Bl.
Admon. Palacio Postal # 1, PO Box 1383
Mexico D.F., MEXICO
T 52-5 584 2169
F 52-5 117 4343

Mr. Robert K. Chadbourne
2320 Shiprock Way
Colorado Springs, Colorado 80919, USA
T 1-719 531 0349
E joshuaajericho@email.msn.com

Mr. Philippe Clerc
MENRT, DTA1
1, rue Descartes
75231 Paris cedex 05, FRANCE
T 33-1 4634 4859
F 33-1 4634 4846
E philippe.clerc@mesr.fr

Ass. Prof. Alexis Goh
Faculty of Law
University of Western Sydney (MacArthur)
PO Box 555
Campbelltown, NSW 2560, AUSTRALIA
T 61-2 46 203647
F 61-2 46 281336
E a.goh@uws.edu.au

Mr. Mustapha Masmoudi

President, Ass. Tunisienne de la Communication
Rue d'Irak, Immeuble Galaxie 2000, bloc A 7e étage
1002 Tunis, TUNISIA
T 216-1 793 939/794 948
F 216-1 794 949

Mr. Mirkka Mykkänen
Eestinka Iliontie 10F
02280 Espoo, FINLAND
T 358-9 803 73 79
E mirkka.mykkanen@helsinki.fi

Mr. K.R. Sridhara Murthi
Scientific Secretary, ISRO
Antariksh Bhavan, New Bel Road
Bangalore 560094, INDIA
T 91-80 341 6356
F 91-80 341 5298
E Krs@isro.ernet.in

Ms. Motoko Uchitomi
International Affairs Division, NASDA
2-4-1, Hamamatsu-cho, Minato-ku
Tokyo, JAPAN
F 81-3-3597-7757
E motoko.uchitomi@mofa.go.jp

Mr. Alexander W. Yakovenko
Dep. Permanent Repr. of the Russian Federation
International Organizations in Vienna
Erzherzog Karlstrasse 182
A 1220 Vienna, AUSTRIA
T 43-1 282 5391
F 43-1 280 5687

UNCOPUOS

The following IISL members were appointed as official IAF observers:

- Legal Sub-Committee (1-5 March): Ms. Ramirez Arellano y Haro, Prof. E. Back Impallomeni, Dr. E. Fasan.
- Plenary Session (14-16 July): Prof. E. Back Impallomeni, Dr. S. Doyle

UNISPACE III

The third UNISPACE conference will be held in Vienna, July 19-30, 1999. IISL will organize a four day Workshop from 20-24 July. A programme and registration forms have been sent to all IISL members. Participation is free of charge. Information on the conference and the IISL workshop can be found at <http://www.un.or.at/OOSA/>

THE 43RD IISL COLLOQUIUM RIO DE JANEIRO, BRAZIL 2-6 OCTOBER 2000

Sessions and Chairmen:

- Session 1: Law and Ethics of Space Activities in the New Millennium (What is the role of law in bringing the benefits of space to humanity, including consideration of the needs and interests of developing countries?) Chairmen: J. Monserrat Filho (Brazil) and S. M. Williams (Argentina)

- Session 2: State Responsibility and Liability for Non-State Space Activities (What is the responsibility and liability of states with regard to activities in space by non-state entities, such as private corporations, consortia, international non-governmental organizations or other non-state entities?) Chairmen: M. Orrico Alarcon (Mexico) and E. Back-Impallomeni (Italy).

- Session 3: The Interrelation between Public International Law and Private International Law in the Regulation of Space Activities (Papers should focus on the interaction between private law aspects of space activities with regard to insurance, financing and related issues, and international space law) Chairmen: K.-H. Bockstiegel (Germany) and R.M. Ramirez de Arellano (Mexico).

- Session 4: Other Legal Matters, including Recent Developments in the Regulation of Space Debris, the Exploitation of Non-Terrestrial Resources, and the Implications of Proposed Missile Defence Systems; Chairmen: J. Clayton-Townsend (USA) and A.A. Cocca (Argentina).

The case for the 9th Manfred Lachs Space Law Moot Court Competition in Rio de Janeiro is currently being prepared. Contact has been established with local authorities to organize the logistics of the competition, and universities will be contacted in the summer for participation in the regional preliminary competitions.

ACTIVITIES/ PUBLICATIONS

- Proceedings Colloquia: the Melbourne volume has been published.
- Standing Committee on the Status of International Agreements Relating to Activities in Outer Space, Dr. Terekhov: the report will as usual be available at the Colloquium
- UN Contract for Highlights in Space Report: the IISL has again prepared a report on legal developments under contract with the

UN. Copies of last year's report are available from the President's office in Vienna.

- Special event Asia, 2001: work is underway with the Singapore International Law Society (SILS) and various local interest groups to set up a two-day workshop for 50-100 participants in June 2001. The IISL will provide input for the programme, speakers and mailing lists around Asia. The Secretary is co-ordinating the work in Singapore; other Directors in the Asian region will also take part. It is also proposed to host an Asia/Pacific preliminary round for the moot court at this time.

- Website: some up-dating of the IISL data on the internet has taken place. Members are invited to visit the site and send any suggestions or comments to the Secretary, who will liaise with the webmaster

- History Booklet: Dr Doyle is working on the IISL history from 1982-present. The booklet will be published in the spring of 2000.

- It has been proposed to issue a publication on the IISL moot courts. The Board appreciated this idea and decided to study the possibility of a collection of cases, best memorials, photos, and notes by the ICJ judges.

INPUT FOR NEWSLETTERS

The Board invites Members to submit relevant information to the Secretary for inclusion in future issues of the Newsletter. In order to be included in the next Newsletter, which will be issued after the Amsterdam Colloquium, such information must be received by the Secretary before 15 November 1999. The Board reserves the right to decide what information will be published.

We were notified by our Brazilian member Mrs Fonseca de Souza Rolim of a Post-Graduate Course on Space Law and Outer Space International Management, to be held from June '99 until November 2000 in 15

separate modules, at Univap (Universidade do Vale do Paraiba) in Sao Jose dos Campos. For information please contact Tel/fax +55 (012) 349 1308, e-mail acanhoto@univap.br

HOW TO ORDER PROCEEDINGS

IISL members are entitled to purchase copies of the Proceedings at a discount.

- Volumes 1 to 3 are available from the IISL Secretariat for a special price of US\$30 for all three volumes.
- Other back issues are available from William S. Hein & Co., 1285 Main Street, Buffalo NY 14209, tel 1-800 828 7571, or 716-882 2600, fax 716 883 8100.
- Issues from 1993 are available from AIAA/TASCO, 9 Jay Gould Court, P.O.Box 753, Waldorf, Maryland 20604, USA, fax 301-843-0159. The prices are (in \$US):

93–96: List price 84.95, Member price 64.95
97: List price 94.95, Member price 74.95
98: List price 99.95, Member price 79.95
Years refer to colloquia, i.e. 98 is Melbourne.
All orders from TASCO must be prepaid.

NOTE

The 2nd Announcement of the **50th IAF Congress**, Amsterdam has been mailed to all IISL members. Additional information may be obtained from:

Congress Secretariat IAF '99,

Congrex Holland,

tel 31-20 5040200

fax 31-20 5040225

e-mail iaf@congrex.nl

IAF website:<http://www.iafastro.com>