

Recent Developments and Status of National Space Legislation

Dr. Frans von der Dunk
Co-Director,
International Institute of Air and Space Law



Recent Developments and Status of National Space Legislation

29-01-2004

Project 2001+ Workshop, Berlin



The general environment

- Satellite communications
 - Privatisation IGO's; success private operators
- Satellite remote sensing
 - ➤ Slow developments: VHR
- Launching
 - Market problems: Arianespace
- New areas
 - ➤ Navigation; ISS commercialisation



Recent Developments and Status of National Space Legislation

29-01-2004

Project 2001+ Workshop, Berlin



Int'l legal developments

COPUOS

- Definition "launching State"
- > Development (national) registration

UNIDROIT

- Space asset protocol
- European Union
 - ➤ 2002 Directives & Accompanying Regime



Recent Developments and Status of National Space Legislation

29-01-2004

Project 2001+ Workshop, Berlin



Nat'l law developments

- Germany & France...
- Belgium
 - ➤ Draft Act inserted into the legislative process
- Netherlands
 - > Fundamental decision taken: framework law
- Non-European:
 - New: India; PR China; Nigeria; SKorea
 - > Extensions: Brazil; Australia



Recent Developments and Status of National Space Legislation

29-01-2004

Project 2001+ Workshop, Berlin



Results UN Workshop

- Daejon, XI/2003
- Duty under Art. VI OST on A & CS
- → recommendation licensing/ NSL
- Strong impetus for NSL under Art.

 VII OST & Liability Convention
- Strong impetus for NSL under Art.
 VIII OST & Registration Convention
- Impetus for insurance requirements

Recent Developments and Status of National Space Legislation

29-01-2004

Project 2001+ Workshop, Berlin



