



INTERNATIONAL INSTITUTE FOR THE UNIFICATION OF PRIVATE LAW  
INSTITUT INTERNATIONAL POUR L'UNIFICATION DU DROIT PRIVE

**DIPLOMATIC CONFERENCE FOR THE ADOPTION  
OF THE DRAFT PROTOCOL TO THE CONVENTION  
ON INTERNATIONAL INTERESTS IN MOBILE  
EQUIPMENT ON MATTERS SPECIFIC TO  
SPACE ASSETS**

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**DRAFT RESOLUTION No. 1**

**RELATING TO THE SETTING UP OF THE PREPARATORY COMMISSION FOR THE  
ESTABLISHMENT OF THE INTERNATIONAL REGISTRY FOR SPACE ASSETS**

(prepared by the UNIDROIT Secretariat)

THE CONFERENCE,

HAVING ADOPTED the Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Space Assets (the Protocol);

HAVING REGARD to Article XXVIII(1) of the Protocol;

BEARING IN MIND the Convention on International Interests in Mobile Equipment (the Convention), opened to signature in Cape Town on 16 November 2001;

CONSCIOUS of the need to undertake preparatory work regarding the establishment of the International Registry for space assets in order to ensure that it be operational by the time when the Protocol enters into force;

CONSIDERING the advantages of formulating the policies and procedures as well as adapting the procedures employed in establishing the International Registry for aircraft objects and the International Registry for railway rolling stock in order to facilitate the expeditious establishment of the International Registry and contain the costs thereof to the extent possible;

RESOLVES:

TO ESTABLISH, pending the entry into force of the Protocol, a Preparatory Commission to act with full authority as Provisional Supervisory Authority for the establishment of the International Registry, under the guidance of the General Assembly of UNIDROIT. Such Preparatory Commission shall be composed of persons, having the necessary qualifications and experience, nominated by the following [<sup>1</sup>] States: ... with the International Civil Aviation Organization (ICAO), the Intergovernmental Organisation for Carriage by Rail (OTIF), the International Telecommunication Union and representatives of the commercial space, financial and insurance communities and other interested parties being invited to participate in the work of the Preparatory Commission as observers;

TO DIRECT the Preparatory Commission to carry out, under the guidance of the General Assembly of UNIDROIT, the following functions:

- (1) to ensure that the international registration system be set up, in accordance with an objective selection process, and that it become ready to be operated, with a target date of three years from the adoption of the Protocol, by the time of the entry into force of the Protocol;
- (2) to ensure the necessary liaison and co-ordination with the commercial space, financial and insurance communities which will be users of the International Registry and;
- (3) to work on such other matters relating to the International Registry as may be required with a view to ensuring the establishment of the International Registry;

TO INVITE the General Assembly of UNIDROIT to appoint the Supervisory Authority of the International Registry upon or after the entry into force of the Protocol;

TO INVITE the Supervisory Authority to establish a Commission of Experts consisting of not more than 20 members from among persons nominated by the Signatory and Contracting States to the Protocol, having the necessary qualifications and experience, with the task of assisting it.

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<sup>1</sup> The members of the Preparatory Commission for the establishment of the International Registry for aircraft objects were nominated by 20 of the 59 negotiating States that took part in the Cape Town diplomatic Conference. Whilst it will be for the Berlin diplomatic Conference to determine the proportion of the negotiating States taking part therein that should be invited to participate in the work of the Preparatory Commission for the establishment of the International Registry for space assets, the Secretariat would respectfully submit that a similar method of proportionate representation of negotiating States be adopted here too.