



#### INTERNATIONAL COURT OF JUSTICE

#### **SPECIAL AGREEMENT**

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## THE AKERAN FEDERATION APPLICANT

**AND** 

## THE COMONWEALTH OF MHENI RESPONDENT

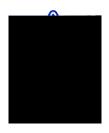
JOINTLY NOTIFIED TO THE COURT

COUR INTERNATIONALE DE JUSTICE

**COMPROMIS** 

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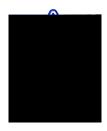


# CASE CONCERNING SATELLITE ELECTROMAGNETIC INTERFERENCE

State ent of Agreed Facts

The Akeran Federation Akera and the Co onwealth of Mheni Mheni are neigh oring states with a long history of co petition diverging political syste s alliances and disputes Mheni is a large ountainous State on the coast of the Botuos Sea Akera is co prised of a federation of nearly islands so e large so e s all e tending kilo eters north south closely along the length of Mheni Both nations allocate a significant part of their udgets to civil and ilitary space progra es

In the late th century huge reserves of natural gas and crude oil were discovered under Akera's island chain and it eca e a ajor p





eca e fully functional other co unications and digital syste s tied to the SEANAV PNT syste in Akera suffered deterioration Nu erous sensitive electronic and electrical devices also were disrupted including those used for ilitary purposes and civil aviation The prestigious investigative journal  $Av_{i}$ ,  $i \neq j$ reported that as a result of the interference of the SEANAV signal an Akeran un anned aerial vehicle UAV equipped with a SEA U receiver had crashed at a ilitary ase destroying the vehicle as well as a uilding at the ase and killed two ilitary personnel on the ground In a press conference the President of Akera confir ed that an Akeran UAV had crashed She announced that Akeran analysts had confir ed the loss was caused y EMI generated y the X A and that the EMI had disa led the UAV s on oard navigation According to the Akeran President the analysts concluded that the interference pheno ena had never occurred prior to placing the X syste on or it She descri ed the X A satellite as a sophisticated weapon and co plained that it was eing used against Akera endangering its territorial integrity and national security

By early the X A EMI had increased to prevent the use of SEA U receivers throughout Akera's islands and near the Langerhans Archipelago. This had the effect of causing a su stantial reduction in international shipping and transit through Akera's waters—ecause large supertankers and container cargo ships could not navigate safely through its reefs and hazards—As a result—Akeran oil e ports and trade declined significantly—During this ti—e however several co—panies fro—Mheni—including Pea ody Enterprises—egan oil drilling operations in the Langerhans Archipelago

The Akeran Foreign Ministry issued a de arche to the Mhenian authorities de anding that Mheni take i ediate action to prevent the trans ission of signals fro X satellites that were causing or could cause har to Akera's use of the SEANAV syste

In a news conference Mheni s foreign inister Preston Yukon responded to the Akeran de arche He said that Mheni was not at fault for the deterioration of Akera s co unications Yukon stated that there was no proof of a direct connection etween the alfunctioning of the Akeran syste s and devices and the trans issions of the X satellites and Mheni refused to take responsi ility for the interference He stated that Sain Co unications was in possession of valid authorizations to perfor its space e peri ents and testing in accordance with oth Mheni s laws and international o ligations He added that during the authorization process nothing indicated that X

A was designed to disrupt any other satellite s signal He disclosed that Mheni was using M SUE tuners and e plained that it would not e in Mhenian interests to interfere with the SEANAV syste since its ilitary and national space syste s also used the signal for PNT purposes As further proof on this point Yukon stated that he was told





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#### THE MANFRED LACHS SPACE LA MOOT COURT COMPETITION

the X satellites also used the SEANAV PNT signal for navigation purposes He stated that Akera's authorities should search for the source of disruption in their own territory

Akera sought redress for its coplaints a out the X satellites trans issions through the International Teleco unication Union ITU and requested that Mheni accede to the Optional Protocol on Copulsory Settle ent of Disputes Mheni rejected the request. Thereafter Akera invoked the ITU dispute resolution consultations. Mheni denied any responsibility for the EMI and the ITU procedures were unsuccessful tecesessit.