



Express Production Real-time e-VLBI Service

EXPReS is funded by the European Commission (DG-INFSo),
Sixth Framework Programme, Contract #026642

The EXPReS Consortium Agreement, Contract No.026642, has been signed by the consortium members and came into force on 2006 November 20. This present document, Amendment no. 1 to the EXPReS Consortium Agreement, contains the amendments presented to the EXPReS Board on 2006 November 01. This Amendment modifies those clauses specifically mentioned therein. All other provisions of the Consortium Agreement remain unaltered and applicable.

This Amendment enters into force in accordance with Article 10.8 of the Agreement, when signed by all of the Consortium members.

Title: Amendment 1 to the EXPReS Consortium Agreement
Date: 2007 January 08
Version: 1.0 - FINAL
Author: Project Manager, EXPReS
Summary: This document identifies amendments to the EXPReS Consortium Agreement as discussed during the Board Meeting on 2006 November 1. This document is to be signed and returned by each of the consortium members using the signature sheets that are part of this document.



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This document identifies the location of the text to be modified by section number as well as by citing the "Original text." In the Consortium Agreement, the modified text is replaced by the text identified as "New text". When the original text is permanently removed, the following phrase is shown:

[The original text is to be removed]

Where there is no original text to be replaced, the following phrase is shown:

[No original text to be replaced]

Amendment 1:

Location: Article 4.1.1, the second paragraph under subtitle "Quorum requirements"

Original text: In case quorum is not met, the Governing Board will be convened once again within no more than three (3) weeks from this date, and may validly deliberate even in the absence of quorum.

New text: In case quorum is not met, the Governing Board will be convened once again within no more than three (3) weeks from this date.

Amendment 2:

Location: Article 4.2.2, the first paragraph under subtitle "Quorum requirements"

Original text: The Management Team may validly meet if 2/3 of its members are present or represented. In case quorum is not met, Management Team will be convened once again within no more than fifteen (15) days from this date, and may validly deliberate even in the absence of quorum.

New text: The Management Team may validly meet if 2/3 of its members are present or represented. In case quorum is not met, Management Team will be convened once again within no more than fifteen (15) days from this date.

Amendment 3:

Location: Article 4.2.2, the second and third paragraphs under subtitle "Concerning Intellectual Property"

Original text: Decide on terms and conditions of Access rights to Pre-Existing Know-How not listed prior to the signature of the EC Contract;

Decide on terms and conditions of access to Knowledge and Pre-Existing Know-How by Affiliates not listed prior to the signature of the EC Contract;

New text: [The original text is to be removed.]

Amendment 4:

Location: Article 8.1

Original text: The Funded Members, except for Funded Members who are Public Bodies, severally accept all liability for any loss or damage caused to them by any Consortium Member or any third party as a result of their participation in this Consortium Agreement.

New text: The Funded Members, except for Funded Members who are Public Bodies, severally accept all liability for any loss or damage caused to them by any Consortium Member or any third party as a result of their participation in this Consortium Agreement. The total limitation of liability of Consortium Members shall not exceed that Party's Project share.



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Amendment 5:

Location: ANNEX 3: List of Pre-Existing Know-How brought to the Project
ANNEX 4: List of excluded Pre-Existing Know -How
"New Text" to be added after entry for "Participant: ASTRON" and before
ANNEX 5
Original text: [No original text to be replaced]
New text: Participant: Helsinki University of Technology
Helsinki University of Technology, FI-02015 TKK, Finland hereby
explicitly excludes Pre-Existing Know -How that is or has been created
outside the EXPREs project.

The EXPREs project activities will be located in Metsähovi Radio
Observatory of Helsinki University of Technology TKK. All materials,
software, results, data and tests from other departments and laboratories
of TKK are fully excluded and no Access Rights are granted.

All commercial and third party software is excluded and no Access Rights
are granted.

All the materials, results, data, tests, and deliverables resulting from other
projects of Metsähovi Radio Observatory of TKK are excluded and all
Access Rights are subject to separate written agreement with TKK.

For the avoidance of doubt, the following Pre-existing Know How is
expressly excluded from the obligation to grant Access Rights to other
EXPREs participants, both for carrying out the project and for use outside
the project:

- The VHDL source code of VSIB FPGA board firmware.
- The VHDL source code of VSIC FPGA board firmware.

Amendment 6:

Location: Article 4.1.1, section "Role:"
Original text: The Governing Board is the arbitration body for all decisions of the Management
Team. Thus, any Consortium Member may submit for arbitration by the
Governing Board any decision by the Executive Committee it deems to be
contrary to its interests;
New text: The Governing Board is the arbitration body for all decisions of the Management
Team. Thus, any Consortium Member may submit for arbitration by the
Governing Board any decision by the Management Team it deems to be contrary
to its interests;

Amendment 7:

Location: Article 4.2.2, section "Meetings:"
Original text: The head of the Management Team will make sure that minutes of each meeting
are drafted in order to formalise in writing all decisions taken and shall dispatch
them to all the Executive Committee members within fifteen (15) calendar days
of the concerned meeting.
New text: The head of the Management Team will make sure that minutes of each meeting
are drafted in order to formalise in writing all decisions taken and shall dispatch
them to all the Management Team members within fifteen (15) calendar days of
the concerned meeting.



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Amendment 8:

Location: Article 4.2.2, section "Meetings:"

Original text: The minutes shall be considered as accepted by the Consortium Members if, within fifteen (15) calendar days from receipt thereof, no Consortium Member presented or represented at the said meeting has objected in writing to the head of the Executive Committee, provided that objection shall be either on such formalisation.

New text: The minutes shall be considered as accepted by the Consortium Members if, within fifteen (15) calendar days from receipt thereof, no Consortium Member present or represented at said meeting has objected in writing to the head of the Management Team.



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IN WITNESS WHEREOF, the Consortium Members have executed this modification to the Consortium Agreement in 19 (nineteen) original counterparts.

Authorised to sign on behalf of:

Joint Institute for VLBI in Europe (JIVE)
Oude Hoogeveensedijk 4
7991 PD Dwingeloo
The Netherlands

By (signature):

A handwritten signature in blue ink, appearing to read "M.A. Garrett".

Name (block letters):

m.a. Garrett

Position:

Director, JIVE



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Authorised to sign on behalf of :

AARNET Pty Ltd
Building 9
Banks Street
Yarralumla
Canberra ACT 2601
Australia

By (signature):

A handwritten signature in blue ink, appearing to be "C. Hancock". The signature is fluid and cursive, with a large loop at the end.

Name (block letters):

C. HANCOCK.

Position:

CEO.



Title: Amendment 1 to the EXPReS Consortium Agreement
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Authorised to sign on behalf of :

Delivery of Advanced Network Technology to Europe Limited (DANTE)
3 Worcester Street
Oxford OX1 2PZ
United Kingdom

By (signature):

Name (block letters):

Position:



DANTE

City House, 125-130 Hills Road
Cambridge, CB2 1PQ, UK
Tel +44 1223 371300, Fax +44 1223 371371
VAT No. 599 7316 72, Company No.2806796
www.dante.net



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Authorised to sign on behalf of :

Instytut Chemii Bioorganicznej pan w Poznaniu
Nowkowskiego 12/14
61-704 Poznan
Poland

By (signature):

DIRECTOR OF THE INSTITUTE

Prof. Dr. Wojciech T. Markiewicz

Name (block letters): PROF. DR WOJCIECH T. MARKIEWICZ

Position: DIRECTOR



Title: Amendment 1 to the EXPreS Consortium Agreement
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Date: 2007 January 08

Authorised to sign on behalf of :

SURFnet B.V.
Radboudkwartier 273
3511 CK Utrecht
The Netherlands

By (signature):

A handwritten signature in blue ink, appearing to read "C.A.M. Neegers".

Name (block letters):

C.A.M. NEEGERS

Position:

Managing Director



Title: Amendment 1 to the EXPRES Consortium Agreement
Version: 1.0 - FINAL
Date: 2007 January 08

Authorised to sign on behalf of :

Stichting Astronomisch Onderzoek in Nederland (ASTRON)
Oude Hoogeveensedijk 4
7991 PD Dwingeloo
The Netherlands

By (signature):

A handwritten signature in blue ink, appearing to read "C.M. DE VOS".

Name (block letters):

Dr. C.M. DE VOS

Position:

Director of R&D



Title: Amendment 1 to the EXPReS Consortium Agreement
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Authorised to sign on behalf of :

Centro Nacional de Informacion Geografica
c/General Ibanez Ibero 3
28003 MADRID
Spain

By (signature):



Name (block letters): ALBERTO SERENO ALVAREZ

Position: PRESIDENTE DEL CNIG



Title: Amendment 1 to the EXPRES Consortium Agreement
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Authorised to sign on behalf of :

Commonwealth Scientific and Industrial Research Organisation
(acting through its division of the Australia Telescope National Facility)
PO Box 76
Epping NSW 1710
Australia

By (signature): *D Mc Connell.* 22 Jan 2007.

Name (block letters): *D. M'CONNELL*

Position: *Acting Director, ATNF.*



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Authorised to sign on behalf of:

National Research Foundation
Meiring Naude Road, Brummeria
Pretoria 001
South Africa

By (signature):

A handwritten signature in blue ink, appearing to read "Katlego Makgabo". The signature is stylized and cursive.

Name (block letters):

KATLEGO MAKGABO

Position:

BUSINESS MANAGER





Title: Amendment 1 to the EXPRES Consortium Agreement
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Date: 2007 January 08

Authorised to sign on behalf of :

Istituto Nazionale di Astrofisica
Viale del Parco Mellini, 84
00136 ROMA
Italy



By (signature): 

Name (block letters): PIERO BENVENUTI

Position: PRESIDENT



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Authorised to sign on behalf of :

Max Planck Institut für Radioastronomie (MPIfR)
Auf dem Hügel 69
53121 BONN
Germany

By (signature):

A handwritten signature in blue ink, appearing to read "Anton Zensus". The signature is fluid and cursive, with a long horizontal stroke at the end.

Name (block letters): Prof. Dr. J. Anton Zensus

Position: Managing Director



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Authorised to sign on behalf of :

Teknillinen Korkeakoulu
Otakaari 1
02015 Espoo
Finland

By (signature):

A handwritten signature in blue ink that reads "Matti Pursula".

Name (block letters):

Matti Pursula
Rector
Helsinki University of Technology

Position:



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Authorised to sign on behalf of :

Cornell University
120 Day Hall
Ithaca, New York 14853
USA

By (signature): *Susan L. Jones*

Name (block letters): SUSAN L. JONES

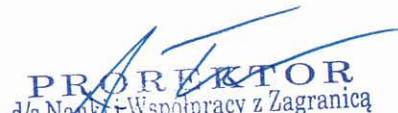
Position: Sr. Grant and Contract Officer

Authorised to sign on behalf of :

Uniwersytet Mikołaja Kopernika
Ul. Gagarina 11
87-100 Torun
Poland



By (signature):


PROREKTOR
d/s Nauki i Współpracy z Zagranicą

Name (block letters):

Prof. dr hab. Andrzej Tretyn

Position:



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Authorised to sign on behalf of :

Chalmers Tekniska Högskola AB
SE-41296 Goeteborg
Sweden

By (signature):

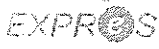
Hans Olofsson

Name (block letters):

Hans Olofsson

Position:

Director, Onsala Space Observatory



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Authorised to sign on behalf of :

Shanghai Astronomical Observatory
Chinese Academy of Sciences
80 Nandan Road
200030 Shanghai
China

By (signature):

A handwritten signature in black ink, appearing to read "Xiaoyu Hong", written in a cursive style.

Name (block letters): Xiaoyu Hong

Position: Executive Director of Shanghai Astronomical Observatory



Title: Amendment 1 to the EXPREs Consortium Agreement
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Authorised to sign on behalf of :

Universidad de Concepcion
Victor Lamas 1290
4070386 Concepcion
Chile

By (signature):



Name (block letters): SERGIO LAVANCHY MERINO

Position: RECTOR UNIVERSIDAD DE CONCEPCION



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Authorised to sign on behalf of :

The University of Manchester
Oxford Road
Manchester M13 9PL
United Kingdom

By (signature):

A handwritten signature in black ink, appearing to read "P. J. Diamond". The signature is fluid and cursive, with a large initial "P" and a long, sweeping underline.

Name (block letters):

P. J. DIAMOND

Position:

Head Astronomy - Astrophysics
Director Jodrell Bank Observatory



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Authorised to sign on behalf of :

Ventspils University
Inzenieru Street 101
Ventspils, LV-3601
Latvia

A handwritten signature in blue ink, appearing to be "Janis Vucans".

By (signature):

Name (block letters): JANIS VUCANS

Position: RECTOR