

MEMORANDUM

OF

UNDERSTANDING

BETWEEN

THE CANADIAN SPACE AGENCY

AND

**THE DEPARTMENT OF
NATURAL RESOURCES**

CONCERNING THE EXCLUSIVE

RIGHT OF USE OF THE

OFFICIAL MARK "GEOSCOPE"

MEMORANDUM OF UNDERSTANDING

BETWEEN:

The Canadian Space Agency, an Agency of the Government of Canada, acting through and represented by the Minister of Industry (hereinafter referred to as the "Agency")

AND:

The Department of Natural Resources, acting through and represented by the Minister of Natural Resources (hereinafter referred to as "NRCan")

(hereinafter jointly referred to as the "Parties")

WHEREAS the Agency is the owner of the official mark "GEOSCOPE" (the "**Mark**") under the *Trade-marks Act* (Canada) as published in vol. 39, No. 1978 of the Canadian Trade-Marks Journal of September 23, 1992;

WHEREAS the responsibility for the GEOSCOPE Project has been transferred within the Government, from the Agency to NRCan;

WHEREAS NRCan has requested that the Agency grant to NRCan an exclusive right to use the Mark;

AND WHEREAS the AGENCY is prepared to grant to NRCan the requested licence;

NOW, THEREFORE, the Parties agree as follows:

1. The Agency hereby grants NRCan a royalty-free worldwide, irrevocable, perpetual and exclusive unrestricted right to use the Mark and sublicense the use of the Mark to third parties.
2. Notwithstanding the date of execution of this Memorandum of Understanding ("MOU"), this MOU shall be effective as of January 1st, 1994.
3. No amendment of this MOU shall be valid unless effected by a written amendment signed by both Parties.
4. The Agency shall not be liable in respect of any claim, demand, or action, irrespective of the nature of the cause of the claim, demand, or action alleging any loss, injury or damages, direct or indirect, which may result from NRCan's use of the Mark.
5. This MOU shall enure to the benefit of and shall be binding upon the Parties and their respective representatives, successors and assigns.

THIS MEMORANDUM OF UNDERSTANDING has been executed on behalf of the Canadian Space Agency by the duly authorized representative of the Minister of Industry and on behalf of the Department of Natural Resources, by the duly authorized representative of the Minister of Natural Resources.

CANADIAN SPACE AGENCY
as represented by the Minister of Industry

1996 05 27
Date

Per: _____
Jacques Lachapelle
Director, Finance

DEPARTMENT OF NATURAL RESOURCES
as represented by the Minister of
National Resources

May 17
Date

Per: _____
Florian Guertin
Director, Applications
Division, Canada
Centre for Remote Sensing

CANADIAN SPACE AGENCY
AGENCE SPATIALE CANADIENNE
Reviewed by / Révisé par
Legal Services / Services juridiques

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Date May 10, 1996