

**Presidential Decree N° 02-48 of January 16, 2002, as amended, on the
establishment, organization and functioning of the Algerian Space Agency
(ASAL)**

The President of the Republic,

Having regard to the constitution, in particular its articles 77 (2°, 4° and 6°) and 78;

Having regard to the order N° 75-35 of April 29, 1975 on the National Accounting Plan;

Having regard to the order N° 95-20 of July 17, 1995 on the Court of Auditors;

Having regard to the presidential decree N° 2000-256 of August 26, 2000 appointing the Head of Government;

Decrees:

**TITLE I
DENOMINATION - PERSONALITY – HEAD OFFICE**

Article 1. - It is created to the Head of Government, the Algerian Space Agency governed by the laws and regulations in force and the provisions of this decree.

Art. 2. - The Algerian Space Agency, hereinafter referred to as "the Agency", by abbreviation "ASAL", is a national public establishment of a specific character, with legal personality and financial autonomy.

Art. 3. - The headquarters of the Agency is fixed in Algiers.

**TITLE II
ASSIGNMENTS AND DUTIES**

Art. 4. - The Agency is the instrument for conception and implementation of the national policy for the promotion and development of space activity.

Its action, which is part of the promotion, exploitation and peaceful use of outer space, aim to strengthen national capabilities to ensure the security and well-being of the national community and to contribute to the economic, social and cultural

development, to the protection of the environment and to the knowledge and rational management of the country's natural resources.

As such, its missions are:

- to elaborate and propose to the Government the elements of a national strategy in the fields of space activity and to ensure its execution ;
- to establish a space infrastructure for national capacity building, in order to ensure the security and well-being of the national community;
- to elaborate the annual and multiannual programs for development of the national space activities;
- to implement the annual and multiannual programs for the national space activities development in relation with the various concerned sectors and to ensure their monitoring and evaluation;
- to put in synergy the national institutions of higher education and research, of industrial development as well as institutions using space techniques, around space programs for which it will ensure the coordination;
- to propose to the Government the satellite systems best adapted to national concerns and to ensure, on behalf of the State, their design, implementation and operation;
- to put in place the material conditions and infrastructures necessary for the accomplishment of its missions;
- to propose regulatory measures aiming at the promotion, the valorization and the improvement of the researchers, experts and technicians working in the fields of the space activity;
- to ensure the training, retraining and the improvement of staff under the relevant structures;
- to propose to the Government an international cooperation policy adapted to national concerns in the fields of space techniques and their applications in liaison with the concerned institutions;
- to ensure, in liaison with the concerned institutions, the implementation, follow-up and evaluation of the commitments arising from the State's obligations as regards regional and international agreements in the fields of space activity;
- to ensure the collection, preservation and dissemination of scientific and technical information and any other information related to the field of space technology, in accordance with the regulations in force;

- to present to the Head of Government the annual and multiannual reports of the national space activity.

Art. 5. - The Agency may conclude any contract, convention or agreement relating to its programme of activities, with national or foreign organizations, in accordance with the regulations in force.

TITLE III ORGANIZATION AND FUNCTIONING

Art. 6. - The Agency is administered by a Board of Directors and managed by a Director General, assisted in the exercise of his prerogatives by a scientific and technical council.

Chapter I Board of Directors

Art. 7. - The Board of Directors is composed of a chairman appointed by presidential decree, the representative of the Head of Government and representatives of the ministers in charge of:

- national defense;
- foreign affairs ;
- interior and local corporations;
- finances ;
- communication;
- higher education and scientific research;
- telecommunications;
- energy and mining;
- industry ;
- agriculture;
- land use planning and environment;
- transportation ;
- water resources;
- fishing and fisheries resources.

The Board of Directors may call upon any person able to assist it in its work.

Art. 8. - The Agency's Director General attends the meetings of the Board of Directors, in an advisory capacity.

Art. 9. - The Board of Directors is responsible for:

- studying and determining the main elements of the national policy in the field of space techniques in relation to the country's needs, in accordance with the orientations, priorities and decisions of the Head of Government;
- analyzing the overall scientific, technical, economic and political situation in the field of space activity and monitoring its evolution;
- reviewing and adopting the annual and multiannual programs for the implementation of national policy for the promotion and development of space techniques;
- assessing the results of all the activities pursued, particularly in the field of technological development;
- adopting the necessary measures and means to promote the adequate development of the space activity and applications in relation to national needs;
- deliberating on all issues concerning the organization and functioning of the Agency, in particular the activity reports, the financial management of the preceding financial year, the estimates of revenue and expenditure, investment operations and staff recruitment and training plans as well as the remuneration of the Agency staff;
- examining all questions submitted to it by the Head of Government and by the Director General of the Agency.

Art. 10. - The Board of Directors meets in ordinary session twice (2) a year, when convened by its chairman; it may meet in extraordinary session as often as necessary in accordance with the procedures established by the rules of procedure.

The Board of Directors shall draw up and adopt its rules of procedure at its first session.

The secretariat of the Board of Directors is provided by the Agency.

Art. 11. - The agenda for each meeting shall be drawn up by the Chairman of the Board of Directors on a proposal from the Director General of the Agency. It is transmitted to each member fifteen (15) days before the date fixed for each session.

This period may be reduced for extraordinary sessions but not less than eight (8) days.

The conclusions of each session of the Board of Directors are recorded in minutes and are the subject of a report addressed to the Head of Government within fifteen (15) days following the date of the session.

Chapter II

Director General of the Agency

Art. 12. - The Director General of the Agency is appointed by presidential decree.

Art. 13. - The Director General of the Agency implements the national policy for the promotion and development of space activity and executes the plans and programs adopted for this purpose by the Board of Directors.

He ensures the management of the Agency in compliance with the laws and regulations in force.

As such, he:

- draws up the Agency's activity programs and submits them to the Board of Directors;
- acts on behalf of the Agency and represents it in court and in civil matters;
- exercises hierarchical authority over all Agency staff;
- recruits, appoints and terminates functions of staff under his authority, with the exception of the officials referred to in Article 14 below;
- is the authorizing officer for the Agency's budget.

The Director General of the Agency shall make an annual report on the Agency's activities and submit it to the Head of Government.

The Director General can delegate his signing authority to his main collaborators.

Art. 14. - The Director General of the Agency shall be assisted in his duties by a Secretary-general, directors of studies and directors.

Art. 15. - The internal organization of the Agency shall be determined by the Head of Government on a proposal from the Director General, after consulting the Board of Directors.

In order to achieve its objectives, the Agency has its own structures and operational entities.

Chapter III

Scientific and Technical Committee

Art. 16. - The scientific and technical committee is chaired by a scientific person chosen on the basis of his competence in the field of space techniques.

The President of the scientific and technical committee is appointed by the Head of Government, on a proposal from the Director General of the Agency.

Art. 17. - The scientific and technical committee is composed of fifteen (15) members chosen, for a renewable period of three (3) years, by the Director General of the Agency, from among teachers, researchers and experts in the fields of space techniques.

The secretariat of the scientific and technical committee is provided by the Agency.

Art. 18. - The Scientific and Technical Council gives its opinion on:

- the coherence of space programs and projects initiated in the fields of space activity;
- the organization of national technology watch, foresight and evolution of scientific and technological trends, internationally, in the field of space techniques;
- all scientific and technical matters referred to it by the Director General of the Agency.

The Scientific and Technical committee shall adopt its rules of procedure at its first session.

Art. 19. - The Scientific and Technical committee may call upon any scientific person or any expert who can usefully contribute to its works by virtue of his competence in the space field.

Art. 20. - Members of the Scientific and Technical committee shall receive an allowance determined by regulation. In addition, the travel and subsistence expenses of persons invited to participate in the scientific and technical committee meetings and, where applicable, of its members when they reside in places more than 100 kilometers from Algiers, will be reimbursed in accordance with the regulations in force.

TITLE IV FINANCIAL PROVISIONS

Art. 21. - The Agency's budget includes:

In revenue:

- State grants;
- Own funds related to its activity;
- resources arising from international cooperation;
- donations and bequests.

In expenditure:

- operating expenses ;
- capital expenditures;
- any other expenditures related to its activity.

Art. 22. - The annual revenue and expenditure estimates of the Agency shall be prepared by its Director General and submitted, after deliberation by the Board of Directors, to the Head of Government for approval under the conditions provided for by the regulations in force.

Art. 23. - The Agency's accounts shall be prepared in accordance with the laws and regulations in force.

Art. 24. - The annual activity report, together with the balance sheet and operating accounts, shall be transmitted to the relevant authorities under the conditions laid down in the regulations in force.

TITLE V PARTICULAR PROVISIONS

Art. 25. - In order to achieve its objectives within the framework of the activities assigned to it, the Agency is provided by the State with the human, material resources and infrastructure necessary for the accomplishment of its missions, in accordance with the relevant regulatory provisions.

Art. 26. - Subsequent texts will specify, as necessary, the modalities of application of the provisions of this decree.

Art. 27. - This decree will be published in the Official Journal of the People's Democratic Republic of Algeria.

Done in Algiers on January 16, 2002