

- (2) If the contracting parties fail to reach a settlement by negotiation,
- (a) they may agree to refer the dispute for decision to an arbitral tribunal or to some other person or body appointed by agreement between them; or
- (b) if they do not so agree or if, having agreed to refer the dispute to an arbitral tribunal, they cannot reach agreement as to its composition, either contracting party may submit the dispute for decision to any tribunal competent to decide it which may hereafter be established within the International Civil Aviation Organisation, or, if there is no such tribunal, to the Council of the said Organisation, or, if the Council of the said Organisation decline to consider such a dispute or is not empowered to do so, to the International Court of Justice.
- (3) The contracting parties undertake to comply with any decision given (including any interim recommendation made) under paragraph (2) of this Article.
- (4) If and so long as either contracting party fails to comply with a decision given under paragraph (2) of this Article, the other contracting party may limit, withhold, or revoke any rights which it has granted by virtue of the present Agreement. If and so long as a designated airline of either contracting party fails to comply with a decision given under paragraph (2) of this Article, the other contracting party may limit, withhold, or revoke any operating permission which it has granted by virtue of Article III of this Agreement.

ARTICLE XI

In the event of the conclusion of any multilateral convention concerning air transport to which both contracting parties adhere, this Agreement shall be read subject to the provisions of such multilateral convention or if considered necessary by either contracting party, this Agreement shall be amended so as to conform with its provisions.

ARTICLE XII

To the extent to which they are applicable to the air services established under the present Agreement, the provisions of the Convention on International Civil Aviation signed at Chicago on 7th December, 1944, shall apply in their present form between the contracting parties for the duration of this Agreement, as if they were an integral part of the Agreement unless both contracting parties ratify any amendments to the Convention which shall have come duly into force, or ratify a new Convention, in which case the Convention, as amended, or the new Convention, having come into force, shall apply for the duration of the present Agreement.

ARTICLE XIII

Either contracting party may at any time give notice to the other if it desires to terminate this Agreement. Such notice shall be simultaneously communicated to the International Civil Aviation Organisation. If such notice