

5. If no accord as envisaged in paragraph (4) above is reached between the aeronautical authorities of the two Contracting States, the provisions of Article XIV shall apply. Until such time as an arbitral award is rendered, the Contracting State which has expressed disagreement with the tariffs shall be entitled to require the other Contracting State to maintain the tariffs previously in effect.

ARTICLE X

If a general multilateral air transport convention accepted by both Contracting States enters into force, the provisions of the multilateral convention shall prevail. Any discussions with a view to determining the extent to which the present Agreement is superseded, amended or supplemented by the provisions of the multilateral convention shall take place in accordance with Article XIII of the present Agreement.

ARTICLE XI

Each airline designated by either Contracting State may maintain and employ its own personnel for its business transactions at airports of the other Contracting State and in the cities of the other Contracting State where it intends to maintain an agency. If a designated airline does not establish its own organization at airports of the other Contracting State, it should have such work performed, as far as possible, by the personnel of such airports or of a designated airline of the other Contracting State.

ARTICLE XII

Exchanges of views shall take place as needed between the aeronautical authorities of the two Contracting States in order to achieve close co-operation and agreement in all matters pertaining to the application and interpretation of this Agreement.

ARTICLE XIII

Consultation may be requested at any time by either Contracting State for the purpose of discussing amendments to the present Agreement or the Route Schedule. The same applies to discussions concerning the interpretation and application of the present Agreement if either Contracting State considers that an exchange of views within the meaning of Article XII has been without success. Such consultation shall begin within ninety days from the date of receipt of the request.

ARTICLE XIV

1. To the extent to which any disagreement arising out of the interpretation or application of the present Agreement cannot be settled in accordance with Article XIII it shall be submitted to an arbitral tribunal at the request of either Contracting State.

2. Such arbitral tribunal shall be composed in each individual case of one member to be designated by each Contracting State; these two members shall then agree upon the choice of a national of a third State as their chairman. If the members have not been designated within sixty days and the chairman within ninety days of the date of notification by either Contracting State of intention to request arbitration, either of the Contracting States may, in the absence of any other form of agreement, invite the President of the Council of the International Civil Aviation Organization (ICAO) to make the necessary appointments. Where the President is a national of one of the two Contracting States or is otherwise prevented from carrying out this function, his deputy in office shall make the necessary appointments.