

designate an arbitrator within two months of the date of delivery by either party to the other party of a note requesting arbitration of a dispute; and the third arbitrator shall be agreed upon within one month after such period of two months. If the third arbitrator is not agreed upon, within the time limitation indicated, the vacancy thereby created shall be filled by the appointment of a person, designated by the President of the Council of ICAO, from a panel of arbitral personnel maintained in accordance with the practice of ICAO. The executive authorities of the contracting parties will use their best efforts under the powers available to them to put into effect the opinion expressed in any such advisory report. The expenses of the arbitral tribunal shall be borne in equal parts by the parties.

#### ARTICLE 14

This Agreement supersedes that relating to civil air transport effected by an Exchange of Notes of February 17, 1945, amended by an Exchange of Notes of April 10 and 12, 1947, provided that in any case in which an air service authorized under the former Agreement is also provided for in the Annex to this Agreement, an airline duly authorized by both parties to operate the said service shall be deemed to have been duly authorized to operate the said service under this Agreement, and in accordance therewith.

#### ARTICLE 15

This Agreement, including the provisions of the Annex thereto, will come into force on the day it is signed.

In witness whereof, the undersigned, being duly authorized by their respective Governments, have signed the present Agreement.

Done in duplicate at Ottawa, this 4th day of June, 1949.

*For the Government of Canada:*

JOHN R. BALDWIN

*For the Government of the United States of America:*

RUSSELL B. ADAMS