

ment between them adopt procedures for the filing and establishment of amended tariffs within shorter periods than those specified in paragraphs (4) and (5) of this Article.

- (b) The aeronautical authorities of one contracting party may, with the consent of the aeronautical authorities of the other contracting party, at any time require a designated airline to file a new or amended tariff, and the provisions of this Article shall apply thereto as if it were a first tariff.

#### ARTICLE VIII

The aeronautical authorities of either contracting party shall supply to the aeronautical authorities of the other contracting party at their request such periodic or other statements of statistics as may be reasonably required for the purpose of reviewing the capacity provided on the agreed services by the designated airlines of the first contracting party. Such statements shall include all information required to determine the amount of traffic carried by those airlines on the agreed services and the origins and destinations of such traffic.

#### ARTICLE IX

There shall be regular and frequent consultation between the aeronautical authorities of the contracting parties to ensure close collaboration in all matters affecting the fulfilment of this Agreement.

#### ARTICLE X

(1) If any dispute arises between the contracting parties relating to the interpretation or application of this Agreement, the contracting parties shall in the first place endeavour to settle it by negotiation between themselves.

(2) If the contracting parties fail to reach a settlement by negotiation,

- (a) it shall be submitted to a tribunal of three arbitrators, one to be named by each contracting party, and the third, who will act as Chairman of the tribunal, to be agreed upon by the two arbitrators so chosen, provided that such third arbitrator shall not be a national of either contracting party. Each of the contracting parties shall designate an arbitrator within sixty days of the date of delivery by either party to the other party of a diplomatic note requesting arbitration of a dispute; and the third arbitrator shall be agreed upon within thirty days after such period of sixty days. 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 or arbitral personnel maintained in accordance with the practice of ICAO. The contracting parties undertake to comply with any decision given under this Article. A moiety of the expenses of the arbitral tribunal shall be borne by each party.

(3) If and so long as either contracting party of 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 rights or privileges which it has granted by virtue of this Agreement to the contracting party in default or to be designated airline or airlines of that contracting party or to the designated airline in default.