## CANADA

## TREATY SERIES, 1944 No. 36

## FINAL ACT

## OF THE

# INTERNATIONAL CIVIL AVIATION CONFERENCE

Held at Chicago from November 1 to December 7, 1944



OTTAWA EDMOND CLOUTIER PRINTER TO THE KING'S MOST EXCELLENT MAJESTY 1945

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## SUMMARY

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# ENAL ACT OF THE INTERNATIONAL CIVIL AVIATION CONFERENCE HELD CT OF THE INTERNATIONAL CIVIL AVIATION CONFERENCE 1 to DECEMBER 7, 1944 HELD AT CHICAGO FROM NOVEMBER 1 to DECEMBER 7, 1944

The Governments of Afghanistan, Australia, Belgium, Bolivia, Brazil, Canada, Chile, China, Colombia, Costa Rica, Cuba, Czechoslovakia, Dominican Republic, Ecuador, Egypt, El Salvador, Ethiopia, France, Greece, Guatemala, Handing, Hondurge, Ludge, Jose Jran, Jrag, Jreland, Lebanon, Liberia, Luxem-Public, Ecuador, Egypt, El Salvador, Ethiopia, France, Greece, Guateman, Iaiti, Honduras, Iceland, India, Iran, Iraq, Ireland, Lebanon, Liberia, Luxem-Jourg, Mexico, Netherlands, New Zealand, Nicaragua, Norway, Panama, Paraguay Port, Difference Commonwealth, Poland, Portugal, Spain, Sweden, United Marg, Mexico, Netherlands, New Zealand, Nicaragua, Norway, Falland, Mexico, Netherlands, New Zealand, Nicaragua, Norway, Falland, Mitzerland, Syria, Sweden, Sweden, Poland, Portugal, Spain, Sweden, Mates of America, University, Union of South Africa, United Kingdom, United Mates of America, Uruguay, Venezuela, and Yugoslavia;

Having accepted the invitation extended to them by the Government of United accepted the invitation extended to them by International Civil Having accepted the invitation extended to them by the Government of Automation Content of America to be represented at an International Civil Aviation Conference;

the <sup>Appointed</sup> their respective delegates, who are listed below by countries in <sup>Appointed</sup> of alphabetical precedence: AYCHANISTAN

Abdol Hosayn Aziz, Minister to the United States; Chairman of the Said Tadjeddin, First Secretary, Afghan Legation, Washington.

Sher Mohamed Quraishi. AUSTRALIA

Arthur S. Drakeford, Minister for Air and Minister for Civil Aviation; Daniel McVey, Director General of Civil Aviation. Lieutenant Cy, Director General of Secretary, Der

Lieutenant-Colonel W. R. Hodgson, Secretary, Department of External Captain E. C. Johnston, Assistant Director General of Civil Aviation. BELGIUM

Viscount Alain du Parc, Minister Plenipotentiary, Belgian Embassy, New Josepherk; Chairman et the Delegation. York; Chairman of the Delegation. Joseph Jennen, Commercial Counsellor for Supply, Belgian Embassy,

Washington. Joseph Nisot, Legal Adviser, Belgian Embassy, New York. Emil Allard D. Joseph Vicinger, Belgian Embassy, New York. Emil Allard, Professor, University of Brussels and Liege. Major Jean West Balsian Air Force. Major Jean Verhaegen, Belgian Air Force.

RIVING

Licutenant-Colonel Alfredo Pacheco, Military and Air Attaché, Bolivian Embasay Weil Alfredo Pacheco, Military and Air Attaché, Bolivian Embassy, Washington; Chairman of the Decem-ederico A. Rocha, President, Lloyd Aero Boliviano. Embassy, Washington; Chairman of the Delegation. LITTERSE

Hahnemann Guimaraes, Solicitor General; Chairman of the Delegation. Lieuto de Mello Flores, Solicitor of Construction, Ministry of Aeronautic Alberto de Mello Flores, Solicitor General; Chairman of the Detegation, Lieutenant-Colonal City, Ministry of Aeronautics, Want-Colonal City, M. Traussos, Air Attaché, Brazilian Embassy, Alberto de Mello Flores, Solicitor General; Chairman, Ministry of Aeronaucus, Lieutenant-Colonel Clovis M. Travassos, Air Attaché, Brazilian Embassy, 10570-14

C. D. Howe, Minister of Reconstruction; Chairman of the Delegation. H. J. Symington, President, Trans-Canada Air Lines.

J. A. Wilson, Director of Air Services, Department of Transport.

### CHILE

Brigadier-General Rafael Sáenz, Vice-President, Chilean National Airline;

Colonel Gregorio Bisquert, Director, Civil Aeronautics Administration. Colonel Raúl Magallanes, Judge Advocate, Chilean Air Force.

### CHINA

Kia-ngau Chang, Adviser to the Chinese Government; former Minister of Communications: Chairman of the Difference of the Major-General Pang-tsu Mow, Deputy Director of the Commission on Aeronautical Affairs

Chieh Liu, Minister Plenipotentiary, Chinese Embassy, Washington.

### COLOMBIA

Luis Tamayo, Minister Plenipotentiary-Consul General, New York; Chair-man of the Delegation.

Guillermo E. Suárez, Commercial Counsellor, Colombian Embassy, Washington. Colonel Ernesto Buenaventura, Colombian Air Force; former Military Attaché, Colombian Embasar, Westing, Air Force; former Military

Lieutenant-Colonel Jorge Méndez Calvo, Colombian Air Force.

## COSTA RICA

Román Macaya; Chairman of the Delegation. Mario Saborio.

Jaime Carranza.

-Edward William Scott; Adviser.

### CUBA

Felipe Pazos, Commercial Attaché, Cuban Embassy, Washington, repre-senting the Ministry of States Cluban Embassy, Washington, senting the Ministry of State; Chairman of the Delegation. Oscar Santa Maria, representing the Ministry of Communications. Mario Torres Menier, representing the Ministry of Commerce. Alberto Boada, representing the Ministry of Communication to the Delegation.

### CZECHOSLOVAKIA

Air Vice-Marshal Karel Janoušek, Inspector-General of the Czechoslovak Air Forces; Chairman of the Delever Air Forces; Chairman of the Delegation. Lieutenant-Colonel Alexander Hess, Assistant Military and Air Attaché, Czechoslovak Embassy, Washingthe Assistant Military of the Delegation. Czechoslovak Embassy, Washington; Vice-Chairman of the Delegation. ht-Lieutenant Josef Dubsky, BAE

Flight-Lieutenant Josef Dubsky, R.A.F.

Kamil Kleiner.

Squadron Leader Stanislav Krejcik, R.A.F. Squadron Leader Frantisek Martinek, R.A.F.

DOMINICAN REPUBLIC

Charles A. McLaughlin, Technical Colonel, Army of the Dominican Repub-lic; Chairman of the Delegation

## 5

# ECUADOR

José A. Correa, First Secretary, Ecuadoran Embassy, Washington; Chair*man of the Delegation.* Joge J. Trujillo. Ernesto Bonilla. Carlos de la Paz.

Francisco Gomez Jurado.

## EGYPT

Sir Girja Shankar Baipai, Agent General för Had Mahmoud Bey Hassan, Minister to the United States; Chairman of the Mohamed Bey Roushdy, Director General of Civil Aviation.

Mohamed Ali Fahmy, Controller, Section of Aviation Inspection. Osman Hamdy, Controller, Section of Aeronautical Navigation and Aero-Lieutenant-Colonel Mohamed Abdel Halim Khalifa, R.E.A.F.

EL SALVADOR

Francisco Parraga; Chairman of the Delegation. Armando Llanos.

ETHIOPIA

Blatta Ephrem Tewelde Medhen, Minister to the United States; Chairman

Getahoun Tesemma, First Secretary, Ethiopian Legation, Washington; Alternate Delegate. FRANCE

Max Hymans, former Cabinet Minister; Director of Air Transport; Chair-<sup>man</sup> of the Delegation. <sup>Claude</sup> Lebel, Chief, Transport Division, Ministry of Foreign Affairs. <sup>Pierre</sup> Loomer, Chief, Transport Division, Minister.

Pierre Locussol, Deputy Chief, Office of the Air Minister. André Boussol, Deputy Chief, Office of Aviation; Attaché, Office André Bourges, Civil Engineer of Aviation; Attaché, Office of the Air Minister GREECE

Major-General Demetrios T. N. Botzaris; Chairman of the Delegation. Group Captain John Hadjinikolis, R.H.A.F. Wing Captain John Hadjinikolis, R.H.A.F. Squadron Londer Renos Pongis, R.H.A.F.

Squadron Leader Demetrics Coundouris, R.H.A.F. GUATEMALA.

Colonel Oscar Morales López, Chief of the Guatemalan Army Air Force; Fr. Director C Morales López, Chief of the Guatemalan of the Delegation. Director General of Civil Aeronautics; Chairman of the Delegation. Director General of Civil Aeronautics; Chairman of the Delegation. <sup>Francisco</sup> Linares Aranda, Second Secretary, Guatemalan Embassy,

HAITI

Captain Edouard Roy, Commanding Officer of the Aviation Corps; Chair-HOSDURAS Englio P. Lefebvre: Chairman of the Delegation. Jose Augusto, P. Lefebvre: Chairman of the Delegation.

Jose Augusto Rodriguez.

### ICELAND

Thor Thors, Minister to the United States; Chairman of the Delegation. Agnar Kofoed-Hansen, Special Adviser to Icelandic Government in Aviation Gudmundar Hliddal, Director of Posts and Telegraphs. Sigurdur Thoroddsen, Civil Engineer; Member of Icelandic Parliament.

### INDIA

- Sir Girja Shankar Bajpai, Agent General for India; Chairman of the Dele Sir Gurunath Bewoor, Secretary to the Government of India, Posts and Air Department.

Sir Frederick Tymms, Director of Civil Aviation in India.

Sirdar G. D. Singh, Civil Aviation Directorate.

S. C. Sen, Civil Aviation Directorate; Delegate and Secretary.

## IRAN

Mohammed Shayesteh, Minister to the United States; Chairman of the Delegation. Taghi Nassr, Iranian Trade and Economic Commissioner, New York. Colonel Mahmoud Kharrowsi

Colonel Mahmoud Khosrovani.

## IRAQ

Ali Jawdat, Minister to the United States; Chairman of the Delegation. Colonel Sami Fattah. Chief of the P Colonel Sami Fattah, Chief of the Royal Iraqi Air Force. Akram Mushtaq, Director of Civil Aviation of Iraq. Ali Fuad, Director of Basra Civil Airport.

### IRELAND

Robert Brennan, Minister to the United States; Chairman of the Delegation. John Leydon, Permanent Secretary, Do States; Chairman of the Delegation. John Leydon, Permanent Secretary, Department of Industry and Commerce. John J. Hearne, High Commissioner et Ouent of Industry and Commerce. Timothy J. O'Driscoll, Principal Officer, Aviation and Marine Division

### LEBANON

Camille Chamoun, Minister in London; Chairman of the Delegation. Faouzi El-Hoss.

## LIBERIA

Walter F. Walker, Consul General, New York; Chairman of the Delegation

### LUXEMBOURG

Hugues Le Gallais, Minister to the United States; Chairman of the Delegar

### MEXICO

Colonel Pedro A. Chapa, representing the Ministry of Communications and Public Works; Chairman of the Delegation of Communications and Columnication of the Delegation of Communication of Guillermo González, Engineer, representing the Ministry of Communications and Public Works. Luis Andrade, representing Luis Andrade, representing the Ministry of National Economy.

NETHERLANDS

M. P. L. Steenberghe, Chairman of the Netherlands Economic, Financial, and Shipping Mission; Chairman of the Delegation.

B. Kleijn Molekamp, Minister Plenipotentiary, Netherlands Embassy,

F. C. Aronstein, Member, Netherlands Economic, Financial, and Shipping Mission; Adviser to the Minister of Overseas Territories.

F. H. Copes van Hasselt, Legal Adviser in Aviation Matters, Department of Public Works and Transport. New ZEALAND

Hon. D. G. Sullivan, Minister of Industries, Commerce, Supply, and Munitions; Member of War Cabinet, Wellington; Chairman of the Dele-Hon. C. A. Berendsen, Minister to the United States, Washington. Fose of A. Berendsen, Minister to The United States, Washington.

Foss Shanahan, Prime Minister's Department (External Affairs Depart-

Air Commodore Arthur de T. Nevill, Vice Chief of Air Staff, Washington. NICARAGUA

Richard E. Frizell; Chairman of the Delegation.

# NORWAY

Wilhelm Munthe de Morgenstierne, Ambassador to the United States; Chairman of the Delegation.

Knud Soemme, Member, Board of Directors, Royal Norwegian Air Trans-

Johan Georg Raeder, Commercial Counsellor, Norwegian Embassy, London. Major Ale Transformercial Counsellor, Norwegian Embassy, London. Major Alf Heum, R.N.A.F., Chief, Section for Civil Aviation, Ministry of PANAMA

Carlos Icaza; Chairman of the Delegation.

Inocencio Galindo, Engineer. Enrique Lefevre, Engineer.

Narciso E. Garay, First Secretary, Panamanian Embassy, Washington. PARAGUAY

Lieutenant-Commander A. Daniel Candia, Naval Attaché Paraguayan Embassion III and A. Daniel Candia, Naval Attaché Paraguayan Embassy, Washington; Chairman of the Delegation. PERU

General Armando Revoredo, Air Attaché, Peruvian Embassy, Washington;

José Koechlin, Chairman, Aviation Committee of the Chamber of Deputies. Luis Alvarado, Minister Counsellor, Ottawa. Federico El Chicago. Federico Elguera, Consul General, Chicago. Lieutenant Guillermo van Oord

Lieutenant-Commander Guillermo van Oordt, Peruvian Air Force. PHILIPPINE COMMONWEALTH

Jaime Hernandez, Secretary of Finance; Chairman of the Delegation. Urbano A. Zafre, Secretary of Finance; to the President of the Philipp <sup>valme</sup> Hernandez, Secretary of Finance; Chairman of the Delegation. <sup>Urbano</sup> A. Zafra, Economic Adviser to the President of the Philippine Commonwealth Economic Adviser of the Delegation. Colonel Manuel Nieto, Secretary of Agriculture and Commerce. Di H. Folio, Nieto, Secretary National Bank, New Yor Commonwealth; Acting Chairman of the Delegation. Joseph H. Foley, Manager, Philippine National Bank, New York Agency,

Jan Ciechanowski, Ambassador to the United States; Chairman of the Delegation.

Zbyslaw Ciolkosz, Director, Civil Aviation Department, Ministry of Commerce, Industry, and Shipping; Vice-Chairman of the Delegation.

Stefan J. Konorski, Legal Adviser, Civil Aviation Department, Ministry of Commerce, Industry, and Shipping; Vice-Chairman of the Delegation. of Commerce, Industry, and Shipping.

Henryk Gorecki, Chairman, Air Communications Committee, State Air Council: former Managing Di Council; former Managing Director, "Lot" Air Lines. Ludwik H. Gottlieb, International Organizations Department, Ministry of

Stanislaw Szulc, Industry Department, Ministry of Commerce, Industry, and Shipping

Group Captain Witould Urbanowicz, Air Attaché, Polish Embassy, Washington Washington,

### PORTUGAL

Mario de Figueiredo, former Cabinet Minister, Professor of Law, University of Coimbra: Chairman of the D Minister, Professor of Law, University

Brigadier Alfredo Delesque dos Santos Cintra, Vice-President, National Air Council. Duarte Pinto Basto de Gusmão Calheiros, Assistant Postmaster General Vasco Vieira Garin, Counceller, D

Vasco Vieira Garin, Counsellor, Portuguese Embassy, Washington; Portu-guese Charge d'Affaires of interiors Embassy, Washington; Portu-

## SPAIN

Esteban Terradas e Illa, President, Board of the National Institute of Aeronautical Technology: Chain Board of the National Institute German Baraibar y Usandizaga, Diplomatic Officer with rank of Minister,

Colonel Francisco Vives Camino, Director General of Civil Aviation. Lieutenant-Colonel Luis Aracia, Director General of Ground Construction. Lieutenant-Colonel Luis Azcárraga Pérez Caballero, Director General of Flight Protection.

César Gómez Lucia, Managing Director, Iberia Airline. Major Ultano Kindelan, Assistant Air Attaché, Spanish Embassy, London.

### SWEDEN

Ragnar Kumlin, Envoy Extraordinary and Minister Plenipotentiary to Brazil; Chairman of the Delevent

Per Adolf Norlin, General Manager, Swedish Intercontinental Air Lines. Gustaf Allan Hultman, Chief of St. Swedish Intercontinental Administration. Gustaf Allan Hultman, Chief of Section, General Postal Administration.

## SWITZERLAND

Charles Bruggmann, Minister to the United States; Chairman of the Delegation. Eduard Formation Eduard Feer, Counsellor of Legation, Swiss Legation, Washington; Alternate Chairman of Legation, Swiss Legation, Washington;

Alternate Chairman of the Delegation. Louis Clerc. Chief, Swiss Air Office. Jean Merminod, Chief, Section for Transports, Division of Foreign Affairs, Henry Pillichody, Special Dr. Transports, Division of Foreign Office

Henry Pillichody, Special Representative, Swiss National Transportation

Transportation.

SYRIA

Noureddeen Kahale; Chairman of the Delegation. TURKEY

Sükrü Koçak, President, Turkish Aeronautical League; Chairman of the Ferruh Sahinbas, Director General of State Airways.

Orhan H. Erol, Counsellor, Turkish Embassy, Washington.

UNION OF SOUTH AFRICA

S. F. N. Gie, Minister to the United States; Chairman of the Delegation. UNITED KINGDOM

Lord Swinton, Minister of Civil Aviation; Chairman of the Delegation.

Sir Arthur Street, Permanent Under Secretary, Air Ministry. Sir George London, Government of Newfoundland. W. P. Ditt London, Government of Newfoundland. W. P. Hildred, Director of Civil Aviation, Air Ministry.

J. H. Magowan, Minister, British Embassy, Washington.

W. C. G. Cribbett, Assistant Under Secretary, Air Ministry. G. G. FitzMaurice, Legal Adviser, Foreign Office.

A. J. Walsh, Newfoundland.

UNITED STATES OF AMERICA

Adolf A. Berle, Jr., Assistant Secretary of State; Chairman of the Delegation. Josiah W. D. Jr., Assistant Secretary of State; Chairman of the Delegation. Josiah W. Bailey, Chairman, Committee on Commerce, United States Owen Brewster, Member, Committee on Commerce, United States Senate.

Alfred L. Bulwinkle, House of Representatives. William A. M. Burden, Assistant Secretary of Commerce for Air. Rear Admin. Durden, USN. Retired. Rear Admiral Richard E. Byrd, U.S.N., Retired.

Fiorello H. LaGuardia, Chairman, United States Section, Permanent Joint Board LaGuardia, Chairman, United States). L. Welch Pogue, Chairman, Civil Aeronautics Board. Edward W Edward Warner, Vice-Chairman, Civil Aeronautics Board. Charles A. W. J. Vice-Chairman, Civil Aeronautics Board.

Charles A. Wolverton, House of Representatives. URUGUAY

Captain Carlos Carbajal, Uruguayan Navy; Chairman of the Delegation. Colonel Modern Carbajal, Uruguayan Navy; Chairman of the Delegation. Colonel Medardo R. Farias, Military Attaché for Air, Uruguayan Embassy, VESTERUELA

Colonel Juan de Dios Celis Paredes, Ex-Minister of War and Navy;

Reancisco J. Sucre, Director of Communications, Ministry of Public Works; Juli Acting Chain, Director of Communications, Ministry of Public Works; Julio Blanco Ustáriz, Legal Adviser. YUGOSLAVIA

Vladimir M. Vukmirović, Consul General, Chicago; Chairman of the Squad.

Delegation. Squadron M. Vukmirović, Consul General, Chicago, Figuration Leader (Captain First Class) Nenad Dj. Mirosavljević, Chief, Figurat Aviation District Vuscelav Ministry of War. Fight Leader (Captain First Class) Nenad Di-Fight Lieutenant Predrag Sopalović. and a

who met at Chicago, Illinois, on November 1, 1944, under the Temporary Presidency of Adolf A. Berle, Jr., Chairman of the Delegation of the United States of America.

Henrik de Kauffmann, Danish Minister at Washington, and Mon Rajawongse Seni Pramoj, Thai Minister at Washington, and First Plenary Session in response to an invitation extended by the Government of the United States to be present in a personal capacity. The Conference, on the recommendation of the Committee on Credenticle the recommendation of the Committee on Credentials, approved the attendance of the Danish Minister and the Thai Minister at the remaining sessions of the Conference.

Warren Kelchner, Chief of the Division of International Conferences, artment of State of the United State of International Conferences Department of State of the United States, was designated, with the approval of the President of the United States. of the President of the United States, was designated, with the appro-and Theodore P. Wright Administration as Secretary General of the Conference, and Theodore P. Wright, Administrator of Civil Aeronautics, Civil Aeronautics Administration, Department of Commerce of the United States, was designated Technical Secretary of the Conference

Adolf A. Berle, Jr., Chairman of the Delegation of the United States of rica, was elected Permanent President of gation of the United Second America, was elected Permanent President of the Conference at the Second Plenary Session, held on November 2, 1944

Max Hymans, Chairman of the Delegation of France, and Kia-ngau Chang, irman of the Delegation of China and France, and Kia-ngau of the Chairman of the Delegation of China, were elected Vice-Presidents of the Conference.

The Executive Committee, composed of the Chairmen of the respective Delegations, and presided over by the Temporary President of the Conference, appointed a Steering Committee of the Conference, the following appointed a Steering Committee of the Conference, with the following membership:--Adolf A. Berle, Jr., United States of America; Chairman ex Officio. Abdol Hosayn Aziz (Afganistan)

Hahnemann Guimarães (Brazil).

C. D. Howe (Canada).

Kia-ngau Chang (China).

Luis Tamavo (Colombia).

Blatta Ephrem Tewelde Medhen (Ethiopia).

Max Hymans (France).

M. P. L. Steenberghe (Netherlands).

Wilhelm Munthe de Morgenstierne (Norway).

The Temporary President appointed the following members of the General Committee constituted by the Conference:-

## COMMITTEE ON NOMINATIONS

General Armando Revoredo (Peru); Chairman. Felipe Pazos (Cuba). Sir Gurunath Bewoor (India). Hugues Le Gallais (Luxembourg). Jan Ciechanowski (Poland).

## COMMITTEE ON CREDENTIALS

Arthur S. Drakeford (Australia); Chairman. Mahmoud Bey Hassan (Egypt). Group Captain John Hadjinikolis (Greece). Wilhelm Munthe de Morgenstierne (Norway). Carlos Icaza (Panama).

## COMMITTEE ON RULES AND REGULATIONS

S. F. N. Gie (Union of South Africa); Chairman. Brigadier General Rafael Sáenz (Chile). Air Vice Marshal Karel Janoušek (Czechoslovakia). Thor Thors (Iceland). Walter F. Walker (Liberia).

# On November 30, 1944, the Co-ordinating Committee was appointed by the Executive Committee, with the following membership:--

## CO-ORDINATING COMMITTEE

John Martin (Union of South Africa), Chairman of Committee I. F. C. Aronstein (Netherlands), Alternate for Chairman of Committee II.

Stokeley W. Morgan (United States), alternate for Chairman of

Edmundo Panna Barbosa da Silva (Brazil), alternate for Chairman Escott Reid (Canada).

Luis Machado (Cuba).

W. C. G. Cribbett (United Kingdom).

The Conference was divided into four Technical Committees. The officers The Conference was divided into four Technical Committees. The Sub-committees, as elected by the Conference, and officers of the Subtommittees established by the Committees, are listed below:-

COMMITTEE I COMMITTEE I CONVENTION AND INTERNATIONAL AERONAUTICAL BODY CONVENTION AND INTERNATIONAL AERONAUTICAL BODY Chairman: John Martin (Union of South Africa). Vice-Chairman: Luis Tamayo (Colombia). Secretary: Paul T. David. Assistant Secretary: Virgina C. Little.

## Subcommittee 1

Chairman: Viscount Alain du Parc (Belgium). Secretary: Paul T. David.

## Subcommittee 2

Chairman: L. Welch Pogue (United States). Secretary: Virgina C. Little.

Subcommittee 3

Chairman: H. J. Symington (Canada). Secretary: Melvin A. Brenner.

## COMMITTEE II

Chairman: M. P. L. Steenberghe (Netherlands). TECHNICAL STANDARDS AND PROCEDURES Vice-Chairman: M. P. L. Steenberghe (Neural). Reporting That: A. D. McLean (Canada). Reporting Delegate: Edward Warner (United States of America). Secretary: Alfred S. Koch. Assistant Secretary: Alfred S. Koch. 10120-23

## Subcommittee 1

## Communications Procedure: Airways System

Chairmans Stanislaw Krzyczkowski (Poland). Vice-Chairman: W. A. Duncan (United Kingdom). Reporting Member: F. W. Hancock (United Kingdom). Secretary: Lloyd H. Simson.

## Subcommittee 2

## Rules of the Air; Air Traffic Control Practices

Chairman: Guillermo González (Mexico). Vice-Chairman: Timothy J. O'Driscoll (Ireland). Secretary: Kenneth Matucha.

Subcommittee 3 Standards Governing the Licensing of Operating and Mechanical Personnel;

Chairman: Major Alf Heum (Norway). Vice-Chairman: Colonel Armando Revoredo (Peru). Reporting Member: R. D. Poland (United Kingdom). Secretary: Robert D. Hoyt.

## Subcommittee 4 Airworthiness of Aircraft

Vice Chairman: Mir Vice Marshal A. Ferrier (Canada). Vice Chairman: Wing Commander J. M. Buckeridge (New Zealand). Secretary: Omer Welling Secretary: Omer Welling.

## Subcommittee 5

## Registration and Identification of Aircraft

Chairman: Colonel Ching-yee Liu (China). Vice-Chairman: Captain E. C. Johnston (Australia). Secretary: John T. Morgan.

Collection and Dissemination of Meteorological Information Chairman: J. Petter Chairman: J. Patterson (Canada). Vice-Chairman: Major Jorge Marcano (Venezuela). Secretary: Delbert M. Little.

## Subcommittee 7

## Aeronautical Maps and Charts

Chairman: Paul A. Smith (United States of America). Reporting Member: Lieutenant-Colonel J. C. T. Willis (United Kingdom). Secretary: Jeremiah S. Morton.

## Subcommittee 8

## Customs Procedures; Manifests

Chairman: Vernon G. Crudge (United Kingdom). Vice-Chairman: Joseph Pick (Czechoslovakia). Secretary: Charles M. Howell, Jr.

## Subcommittee 9

13

## Accident Investigation, Including Search and Salvage

Chairman: Air Commodore Vernon-Brown - (United Kingdom). Vice-Chairman: Rene de Ayala (Cuba). Secretary: Claude M. Sterling.

## Subcommittee 10

## Publications and Forms

Chairman: Captain E. C. Johnston (Australia). Vice-Chairman: Jean Peset (France). Secretary: Floyd B. Brinkley.

## COMMITTEE III

## PROVISIONAL AIR ROUTES

Chairman: Adolf A. Berle, Jr. (United States of America). Vice-Chairman: Max Hymans (France). Secretary: Howard B. Railey. Assistant Secretary: Harry A. Bowen.

## Subcommittee 1

## Standard Form of Provisional Route Agreements

Chairman: Wilhelm Munthe de Morgenstierne (Norway). Reporting Member: F. C. Aronstein (Netherlands). Secretary: Howard B. Railey.

## COMMITTEE IV

## INTERIM COUNCIL

Chairman: Hahnemann Guimarães (Brazil). Vice-Chairman: Kia-ngau Chang (China). Secretary: George C. Neal. Assistant Secretary: Erwin R. Marlin.

## Subcommittee 1

Composition and Organization of the Interim Council Chairman: S. F. N. Gie (Union of South Africa). Secretary: Erwin R. Marlin.

## Subcommittee 2

Powers and Duties of the Interim Council Chairman: General Armando Revoredo (Peru). Secretary: George C. Neal.

The Final Plenary Session was held on December 7, 1944.

As a result of the deliberations of the Conference, as recorded in the minutes signate of the deliberations of the Conference, as recorded in the Plenary reports of the deliberations of the Conference, as recorded in the Plenary ions, the following committees and Subcommittees and of the Plenary Assions, the following instruments were formulated:-

INTERIM AGREEMENT ON INTERNATIONAL CIVIL AVIATION Appendix I. Convention ON INTERNATIONAL CIVIL AVIATION Pendix II. on International Civil Aviation, which is attached hereto as Appendix II.

INTERNATIONAL AIR SERVICES TRANSIT AGREEMENT

International Air Services Transit Agreement, which is attached hereto as Appendix III.

## INTERNATIONAL AIR TRANSPORT AGREEMENT

<sup>•</sup> International Air Services Transit Agreement, which is attached hereto as Appendix IV.

The following resolutions and recommendations were adopted:-

## PREPARATION OF THE FINAL ACT

## The International Civil Aviation Conference

**RESOLVES:** 

That the Secretariat be authorized to prepare the Final Act in accordance the suggestions proposed by the Secretariat be authorized to prepare the Final Act in accordance 34, with the suggestions proposed by the Secretary General in Journal No. 34, December 4, 1944, and that the Council Secretary General in Journal No. 34, December 4, 1944, and that the Co-ordinating Committee review the text; That the Final Act contain the definitive texts of the instruments formulated by the Conformation in the definitive texts of the instruments formulated

by the Conference in plenary session, and that no changes be made therein at the Final Plenary Session

## IT

## DRAFT TECHNICAL ANNEXES

WHEREAS:

The largest possible degree of international standardization of practice in y matters is important to safe many matters is important to safe, expeditious, and easy air navigation; and

## WHEREAS:

These matters typically involve problems of great variety and complexity, require that much new ground be complexed by and the second s and require that much new ground be explored; and

Considerable progress has been made, during the discussions of the present Conference, in the development of codes of practice agreed upon as proper by the technicians participating in the discussion of practice agreed upon as proper by the the number of practice agreed upon as proper by the technicians participating in the discussion of practice agreed upon as proper by the technicians participating in the discussion of practice agreed upon as proper by the technicians participating in the discussion of practice agreed upon as proper by the technicians participating in the discussion of practice agreed upon as proper by the technicians participating in the discussion of practice agreed upon as proper by the technicians participating in the discussion of the presence of the technic agreed upon as proper by the technic agreed upon agreed up technicians participating in the discussions, but the time has been too limited, and the number of personnel able to participation, but the time has been too limit carry the the number of personnel able to participate directly too small, to permit carrying the discussions to final conviction of the the discussions to final conviction of the adequacy or correctness of certain of the determinations here made:

## The International Civil Aviation Conference

That the drafts of annexes for an international civil aviation convention, bases that the drafts of annexes for an international civil aviation convention, upon which are attached hereto as Appendix V, be accepted by the Conference, upon the bases that:--(a) The drafts as now presented shall be accepted by the Contractional state of the participating (b). The contract of the participating (c) and continuing (c) and continuing (c) and c) and continuing (c) and c) and c) and c) and c) and c) and c) are continuing (c) and c) and c) are continuing (c) and c) and c) are continuing (c) are conting (c) are continuing (c) are continu

States for immediate and continuing study;

(b) They shall be accepted as constituting models of the desirable scope
 (c) The participation of the several approximation of the seve

(c) The participating States undertake to forward to the Government be United States (or to the Breattake to forward to the Government wization if the to the Breattake to forward to the Government of the United States (or to the Provisional International Civil May 1, Organization if it shall in the meantional International Divide May 1, 1945, any recent Organization if it shall in the meantime have been established), by dditions, deletions, or 1945, any recommendations which they may have for necessary additions, deletions, or amendments;

(d) The Government of the United States (or the Provisional International Civil Aviation Organization) will transmit such suggestions to the other participating States in anticipation of meetings of the technical committees to be established by the Provisional International Civil Aviation Organization for dealing with the subject matter of the various documents, such meetings to be held as soon as practicable thereafter for the purpose of ultimate acceptance of the annexes in final form for attachment to a convention.

(e) Meanwhile, in so far as the Technical Subcommittees have been able to agree on recommended practices, the States of the world, bearing in mind their present international obligations, are urged to accept these practices as ones toward which the national practices of the several States should be directed as far and as rapidly as may prove practicable.

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## TECHNICAL PERSONNEL

WHEREAS:

The development and maintenance of suitable international standards in The development and maintenance of suitable international statistics, by technic lating to international air navigation will require constant analysis, by technically qualified personnel, of the development of the pertinent arts and of the particular qualified personnel, of the development of the pertinent arts and the various practices existing with respect thereto;

## The International Civil Aviation Conference

RESOLVES:

That the Provisional International Civil Aviation Organization, as soon as That the Provisional International Civil Aviation Organization, as been a possible after its organization, should employ in its Secretariat a suitable body personnel its organization, should employ in its science and practice in which of personnel, expert in the fields of aeronautical science and practice in which continuing of the fields of aeronautical science and practice in which <sup>personnel</sup>, expert in the fields of aeronautical science and practice in the fields of aeronautical science and practice in the fields of aeronautical science and practice in the members study will be particularly needed; and that such technically qualified problems of the problems of the science and report to the nembers of the Secretariat should be charged to analyze and report to the provisional r Provisional International Civil Aviation Organization on problems relating to the drafting of international standards and recommended practices and to con-duct and report international standards are will promote the safe and efficient conduct duct and report on such other studies as will promote the safe and efficient conduct of international air transportation.

## IV

## METRIC SYSTEM

WHEREAS:

A standard system of measurements in all rules and regulations pertaining while to the safety conwho who have been also bee WHEREAS:

It is considered of high importance that figures used in rules and regulations deal in the data, with which air crews and other operational personnel have to round preparation which air crews and other various countries, should consist deal in the preparation of and during flights over various countries, should consist i round figures which and during flights over various countries, should consist of round figures which can easily be remembered;

RESOLVES:

# The International Civil Aviation Conference

nake use of the metric system as a primary international standard, units in those cases in which it appears impracticable or undesirable to about the metric system as a primary international standard, units in about the affecting international air navigation. Publications and codes of practice directly affecting international air navigation should be expressed both or the metric system and English systems; and ablications and codes of practice directly affecting international directly directly affecting international directly affecting international directly directly affecting international directly directly

2. That the Provisional International Civil Aviation Organization shall make further unification of numbering and systems of dimensioning and specification of dimensions used in connection with international air navigation the subject of continuing study and recommendation.

## TRANSFER OF TITLE TO AIRCRAFT

## CONSIDERING:

That the sale of aircraft to be used in international operations will render it desirable for the various governments to reach a common understanding on the legal questions involved in the transfer of title:

## The International Civil Aviation Conference

### RECOMMENDS:

That the various governments represented at this International Civil Aviation Conference give consideration to the early calling of an international conference on private conference on private international air law for the purpose of adopting a conven-tion dealing with the transfor of title to the purpose of adopting a convention dealing with the transfer of title to aircraft and that such private air law conference include in the bases of discussions:

(a) The existing draft convention relating to mortgages, other real rities, and aerial privileges, and securities, and aerial privileges; and

(b) The existing draft convention on the ownership of aircraft and acronautic register

both of which were adopted by the Comité International Technique d'Experis Juridiques Aériens (CITEIA) in 1021 Juridiques Aériens (CITEJA) in 1931.

## VI

## ROME CONVENTION (MAY 29, 1933) RELATING TO THE PRECAUTIONARY ATTACHMENT OF AIRCRAFT

## CONSIDERING:

That the expeditious movement of aircraft in international commerce is atial in order that the fullest advector aircraft in international commerce the rapid essential in order that the fullest advantage may be derived from the rapid

That the seizure or detention of aircraft; ke a judgment and execution of the set of the attaching creditor course invoke a judgment and execution of aircraft where the attaching creditor course of procedure, or an equivalent right of of procedure, or an equivalent right of execution, affects the expeditious move-

## The International Civil Aviation Conference

## RECOMMENDS:

That the various governments represented at this International Civil Aviation Conference give consideration to the desirability of ratifying to adhering to the Convention for the Uniferential Content Pules Relating 33, adhering to the Convention for the Unification of Certain Rules Relating to the Precautionary Attachment of Aircraft and Certain Rules Nav 29, 1933, during the Third Attachment of Aircraft the Precautionary Attachment of Aircraft, signed at Rome on May 29, 1933, during the Third International Conference on Private Air Law, in so far such governments have not already ratified on Private Air Law, in so ration. such governments have not already ratified or adhered to that Convention.

RESUMPTION OF AND CO-ORDINATION WITH THE SESSIONS OF CITEJA CONSIDERING:

That the Comité International Technique d'Experts Juridiques Aériens TEJA), created pursuant to a rechnique d'Experts Juridiques at the made (CITEJA), created pursuant to a recommendation adopted at the made International Conference on Private Air Law held at Paris in 1925, has made

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<sup>conside</sup>rable progress in the development of a code of private international air aw through the preparation of draft international conventions for final adoption at periodic international conferences on private air law;

That the further elaboration of this code of private international air law through the completion of pending CITEJA projects and the initiation of new studion the completion of pending contribute materially to the developstudies in the field of private air law will contribute materially to the development of international civil aviation:

## The International Civil Aviation Conference

RECOMMENDS:

1. That the various governments represented at this International Civil Aviation Conference give consideration to the desirability of bringing about the resumption Conference give consideration of the CITEJA sessions which were resumption at the earliest possible date of the CITEJA sessions which were suspended to the earliest possible date of making necessary contributions suspended because of the outbreak of war, of making necessary contributions is any experts to attract of the Secretariat of CITEJA, and of appointing legal

experts to attend the CITEJA meetings; and

2. That consideration also be given by the various governments to the rability consideration also be given by the various governments to the Provi-<sup>2</sup>. That consideration also be given by the various governments of the Provi-<sup>ional</sup> Interior of co-ordinating the activities of CITEJA with those of the Provi-<sup>sonability</sup> of co-ordinating the activities of CITEJA with those of the come <sup>sonal</sup> International Civil Aviation Organization and, after it shall have come existence of the companization of the companization of the companization <sup>buo</sup> existence, of the permanent International Civil Aviation Organization <sup>stablished</sup> of the permanent International Civil Aviation Organization existence, of the permanent International Civil Aviation Organization drawn up at Chicago and to the Convention on International Civil Aviation drawn <sup>th</sup> at Chicago on December 6, 1944.

## VIII

STANDARD FORM OF AGREEMENT FOR PROVISIONAL AIR ROUTES WHEREAS:

The course of military events will free certain areas of the world from the ruption which military events will free certain areas of the world from the The course of military events will free certain areas  $w_{\rm BB}$  which the war has caused to civil air traffic; WHEREAS:

The civil transport systems and facilities of many States have been reduced level which is but on the other hand there exist wide The civil transport systems and facilities of many States have been reduced opportunities for is far from adequate, but on the other hand there exist wide and which is far from adequate, but on the other hand there exist wide <sup>opportunities</sup> for utilizing the airplane, which has demonstrated its efficiency in <sup>condering</sup> rapid, to needy <sup>portunities</sup> for utilizing the airplane, which has demonstrated its efficiency in <sup>tendering</sup> rapid transportation on a large scale basis, in bringing aid to needy which is and in the second transportation of normal trade and commerce; <sup>collering</sup> rapid transportation on a large scale basis, in bringing w <sup>collet</sup>ries and in hastening the return of normal trade and commerce;

The possibilities of air transportation are so great and at the same time so redictable, there of air transportation are so great and at the same time so the solution of the The possibilities of air transportation are so great and at the same time a during a transition of air transportation are so great and at the same time a during a transition of air transition of a transit of a transition of a transit of a transit of a tr <sup>abredietable</sup>, possibilities of air transportation are so great during a transitional period, in order to obtain practical experience for giving w. more normal period, in order to at a later date; effect to more permanent arrangements at a later date;

Every State has complete and exclusive sovereignty over the airspace above above the airspace above and the sovereign of the ta territory; and W HEREAS :

It is desirable that there should be as great a measure of uniformity as ar services; agreements that may be made between States for the operation

## The International Civil Aviation Conference

### RECOMMENDS:

1. That each State undertake to refrain from including specific provisions in an agreement which grant exclusive rights of transit, non-traffic stop, and commercial entry to any other State or airline, or from making any agreement excluding or discriminating against the airlines of any State, and will terminate any existing exclusive or discriminatory rights as soon as such action can be taken under presently outstanding agreements;

2. That the clauses contained in the draft form of standard agreement here the inafter set out shall be regarded as standard clauses for incorporation in the agreements referred to above, it being understood that the right is reserved to the States concerned to effect such changes of wording as may be necessary in the particular case and to add a division of wording as may be necessary or the particular case and to add additional clauses so long as such changes or additions are not inconsistent with the additions are not inconsistent with the standard clauses, it being further understood that nothing herein shall prevent any State from entering into agreements with airlines of other State with airlines of other States provided that such agreements shall incorporate the aforementioned standard descented that such agreements shall incorporate the aforementioned standard clauses to the extent that these may be applicable:

## FORM OF STANDARD AGREEMENT FOR PROVISIONAL AIR ROUTES

(1) The contracting parties grant the rights specified in the Annex<sup>\*</sup> herein necessary for establishing the international civil air routes and services therein described, whether such services therein date described, whether such services be inaugurated immediately or at a later date

at the option of the contracting party to whom the rights are granted.

(2) (a) Each of the air services so described shall be placed in operation on as the contracting party to make a straight of the placed in operation. as soon as the contracting party to whom the right has been granted by para-graph (1) to designate an airline graph (1) to designate an airline or airlines for the route concerned has authorized an airline for such route, and the contracting party granting the appropriate right shall, subject to Article (7) hereof, be bound to give the appropriate operating permission to the airline error, be bound to give the appropriate the operating permission to the airline or airlines concerned; provided that the airline so designated may be required to airlines concerned; provided that aeronaut airline so designated may be required to qualify before the competent aeronau-tical authorities of the contracting parts and the laws and tical authorities of the contracting party granting the rights under the laws and regulations normally applied by their second party granting the rights under the laws and permitted to regulations normally applied by these authorities before being permitted to areas of hostilities or of military occurrent; and provided thereby, suc areas of hostilities or of military occupation, or in areas affected thereby, such and provided thereby, such and provided thereby, such and provided thereby and any antiinanguration shall be subject to the approval of the competent military

(b) It is understood that any contracting party granted commercial rights date under this Agreement should exercise them at the earliest practicable date

(3) Operating rights which may have been granted previously by any of the continue parties to any State not a set of the granted previously by any airline contracting parties to any State not a party to this Agreement or to an airline (4) In order to prevent discriminatory practices and to assure equality of the state of the stat

treatment, it is agreed that:

(a) Each of the contracting parties may impose or permit to be imposed factor for the use of the parties of the just and reasonable charges for the use of airports, and other facilities.

<sup>&</sup>quot;An Annex will include a description of the routes and of the rights granted whether on lental to the granting of the role commercial course and of the rights description of the routes and the rights and the regularized whether one transfer the granting of the routes and of the rights and the right of the right of the regularized of the reginarized of t \*An Annex will include a description of the routes and other facilities whethings transit only, of non-traffic stops or of commercial entry as the case may be, and mercial right are granted, the Annex will include a designation of the ports of call at which comstops care made, or at which commercial rights for the embarkation and disembarkation of passenter cargo and mail are authorized, and a statement of the contracting parties to whom the respective rights are granted.

(9) [Where desired, here insert provisions for arbitration, the details of will be a matter desired, here insert provisions the parties to each agreement.] (9) Where desired, here insert provisions for arbitration, the details (10) This a matter for negotiation between the parties to each agreement.] (10) This Agreement shall continue in force until such time as it may be This Agreement shall continue in force until such time as it independed, or superseded by a general multilateral air convention, provided, by a general multilateral air convention, provided by a general multila and this Agreement shall continue in force until convention, provided wavever, that the superseded by a general multilateral air convention, provided by a gene we'ver, that the superseded by a general multilateral an economic may be builded by giving one year's notice to the contracting party whose airlines we the such notice may be given at any time after a period of two is the such notice may be given at any time after a period of two the such notice may be given at any time after a period of two the such notice may be given at any time after a period of two the contracting party giving notice may be given at any time after a period of the contracting party giving notice again the contracting party giving not gi

substantial ownership and effective control are vested in nationals of the soft the State ment, or in case of failure of an airline to comply with the best the State beform its oblight which it operates, as described in Article (6) hereof, or <sup>b</sup> bertorn its obligations under this Agreement. (8) m (8) This Agreement and all contracts connected therewith, shall be regis-(8) This obligations under this Agreement and all contracts connected therewith, such with the Provisional International Civil Aviation Organization.

<sup>argo</sup> upon entrance into or departure from, or while within the territory of <sup>(7)</sup> Each contracting party reserves the right to withhold or revoke a contracting party reserves the right to withhold or revoke a contracting and substantial and airline of another State in any case where it is not satisfied and substantial and airline of another State control are vested in nationals of a comply with the (7) Each contracting party reserves the right to withhold or revoke a certifi-or permit to the set of the set <sup>14</sup> or permit to an airline of another State in any case where it is not saturate any to this Account of the saturate of an airline to comply with the any to this Account of the saturate of

(b) The 1 result of a contracting party as to the action of a contracting party as to (b) The laws and regulations of a contracting party as to the admission are partial of a contracting party of cargo of aircraft, such (b) The laws and regulations of a contracting party as to the automatic as <sup>or</sup> departure from its territory of passengers, crew, or cargo of all crait, each as regulations relating to entry, clearance, immigration, passports, customs, and marantine shall the or on behalf of such passengers, crew, or 

 $\binom{(6)}{\operatorname{ission}}$  (a) The laws and regulations of a contracting party relating to the ission to the laws and regulations of a contracting party relating to the (6) (a) The laws and regulations of a contracting party relating to (a) admission to or departure from its territory of aircraft engaged in international is navigation. in having the laws and regulations of aircraft engaged in internet within avigation, or to the operation and navigation of such aircraft while within the territory should be the aircraft of all contracting parties without havingation, or to the operation and navigation of such aircraft while without sterritory, shall be applied to the aircraft of all contracting parties without distinction as to be applied to the aircraft of all contracting parties without territory, shall be applied to the aircraft of all contracting parties without and a stonationality, and shall be complied with by such aircraft upon as to nationality, and shall be complied with a party.

(5) Certificates of airworthiness, certificates of competency and licences <sup>(b)</sup> Certificates of airworthiness, certificates of competency and as valid by the other other of the purpose of operating the routes and by the other contracting parties for the purpose of operating the routes and evices doer contracting parties for the purpose of party reserves the right, <sup>ervices</sup> described in the Annex. Each contracting party reserves the right, <sup>aces</sup> described in the Annex. Each contracting party reserves the territory, <sup>aces</sup> described in the Annex. Each contracting party reserves the territory, <sup>acettificates</sup> of the purpose of flight above its own territory, <sup>acettificates</sup> of the purpose granted to its own nationals by another entificates of competency and licences granted to its own nationals by another

(c) The fuel, lubricating oils, spare parts, regular equipment and aircraft <sup>(c)</sup> The fuel, lubricating oils, spare parts, regular equipments that parties stores retained on board civil aircraft of the airlines of the contracting parties described in the Annex shall, upon authorized to operate the routes and services described in the Annex shall, upon arriving in the operate the routes and services described in the Annex shall, upon aniving in or leaving the territory of other contracting parties, be exempt from instance in the leaving the territory of other contracting parties, be exempt from instance in the leaving the territory of other contracting parties. <sup>mstoms</sup>, inspection fees or similar duties or charges, even though such supplies <sup>be used</sup> or consumed by such aircraft on flights in that territory.

(b) Fuel, lubricating oils and spare parts introduced into the territory of <sup>a contracting</sup> party by another contracting party or its nationals, and intended <sup>solely</sup> for the party by another contracting party shall be accorded <sup>voltracting</sup> party by another contracting party of its introduction of accorded volely for use by aircraft of such other contracting party shall be accorded value of the imposition of <sup>13</sup> Ior use by aircraft of such other contracting party that imposition of <sup>13</sup> and most-favoured-nation treatment with respect to the imposition of <sup>13</sup> to the imposition of the second seco <sup>customs</sup> duties, inspection fees or other national duties or charges by the contracting party whose territory is entered.

the contracting parties agrees, however, that these charges shall not be higher than han would be paid for the use of such airports and facilities by its national alreraft engaged in similar international services.

1944. No. 36.

## IX

## FLIGHT DOCUMENTS AND FORMS

## The International Civil Aviation Conference

### RESOLVES:

That the Provisional International Civil Aviation Organization, when established, be requested to give consideration to the question of the publication of flight documents and forms in representative languages of areas through which major international air routes are operated.

# RECOMMENDATION THAT CERTAIN MATTERS BE REFERRED TO THE INTERIM COUNCIL

## The International Civil Aviation Conference

That the matters on which it has not been possible to reach agreement between the States represented at this Conference, in particular the matters of Comprehended within the headings of Articles II, X, XI and XII of Document 36 (Draft of a Section of an International Articles II, X, XI and XII of Documently to (Draft of a Section of an International Air Convention Relating Primarily to Air Transport), together with Conference D and all other documentation relating thereto, be referred to the Interim Council provided for in the Interim Agreement on Interimed to the Interim drawn provided for in the Interim Agreement on International Civil Aviation drawn drawn at Chicago on December 6, 1944 with international Civil Aviation these matters up at Chicago on December 6, 1944, with instructions to give these matters continuing study and to submit a report thereon with recommendations to the interim Assembly as soon as practicable

## XI

## PUBLICATION OF DOCUMENTATION

## The International Civil Aviation Conference

That the Government of the United States of America be authorized the Inat the Government of the United States of America be authorized the Minutes of the Public Sessions; the Texts of any Multilateral Agreements con-documents in connection with the work of this Conference as in its judgment may be considered in the public interest

## XII

1. To express its gratitude to the President of the United States, Franklin p. sevelt, for his initiative in convenies the United States, and for its paration: Roosevelt, for his initiative in convening the present Conference and for its preparation; 2. To express to its President, Adolf A. Berle, Jr., its deep appreciation for admirable manner in which he has guided the Conference.

3. To express to the Officers and Staff of the Secretariat its appreciation of objectives of the 5. To express to the Officers and Staff of the Secretariat its appreciation of the objectives of the Conference. IN WITNESS WHEREOF, the following delegates sign the present Final Act.

DONE at Chicago the seventh day of December 1944, in the English language. A text drawn up in the English, French, and Spanish languages, each of which shall be of equal authenticity, shall be opened for signature at Washington, D.C. Both texts shall be deposited in the archives of the Governby that Government to each of the governments represented at the Conference.

Heigium, Bolivia, Brazil, Canada, Chile, China, Colombia, Costa Rica, Cuba, Cachoslovakia, the Dominican Republic, Ecuador, Egypt, El Salvador, Ethiopia, France, Greece, Guatemala, Haiti, Honduras, Iceland, India, Iran, Iraq, Ireland, lebanon, Liberia, Luxembourg, Mexico, the Netherlands, New Zealand, Nicargua, Norway, Panama, Paraguay, Peru, the Philippine Commonwealth, Poland, the United Kingdom, the United States of America, Uruguay, Venezuela, <sup>1</sup>Jugoslavia, Denmark, Thailand.)

## APPENDIX I

# INTERIM AGREEMENT ON INTERNATIONAL CIVIL AVIATION

The undersigned, on behalf of their respective governments, agree to the following:

## ARTICLE I

## THE PROVISIONAL ORGANIZATION

The signatory States hereby establish a provisional international nization of a technical and states organization of a technical and advisory nature of sovereign States aviation. The organization shall be be aviation. The organization shall be known as the Provisional Inter-

The Organization shall consist of an Interim Assembly and an rim Council, and it shall be Interim Council, and it shall have its seat in Canada.

The Organization is established for an interim period which shall until a new permanent convention last until a new permanent convention on international civil aviation shall have come into force or another an international civil aviation shall have come into force or another conference on international civil aviation aviation shall have agreed upon other conference on international divided. aviation shall have agreed upon other arrangements; provided, how, ever, that the interim period shall in no event exceed three years

The Organization shall enjoy in the territory of each member State such legal capacity as may be necessary for the performance of its functions. Full juridical of its functions. Full juridical personality shall be granted wherever compatible with the constitution containing shall be granted wherever. compatible with the constitution and laws of the State concerned.

## ARTICLE II

## THE INTERIM ASSEMBLY

Meetings of Assembly,

Representation and voting power in Assembly.

Section 1 The Assembly shall meet annually and shall be convened by the meetings of the make the section of the section of the section of the Council at a suitable time and place. Extraordinary meetings at the request of Assembly may be held at any time upon call of the Council or addressed to the Secrets and the member States and the secrets and the secret secrets and the secret secrets and the secret secret secrets and the secret secret secrets and the secret s request of any ten member States of the Organization addressed to the Secretary General. All member States shall have equal right to be represented at the tings of the Assembly and weat and real at the state shall be existed

All member States shall have equal right to be represented at index to one vote. Delegates representing member State shall be assisted by technical advisers who may positioner to the meetings but shall have no vote. by technical advisers who may participate in the meetings but shall

international organization.

Provisional

Structure of Provisional Organization.

Duration of interim period.

Legal capacity.

23

A majority of the member States is required to constitute a Quorum of quorum for the meetings of the Assembly. Unless otherwise provided Assembly. herein, voting of the Assembly shall be by a simple majority of the member States present.

## Section 2

The powers and duties of the Assembly shall be to:

1. Elect at each meeting its President and other officers.

2. Elect the member States to be represented on the Council,

as provided in Article III, Section 1. 3. Examine, and take appropriate action upon, the reports of the Council and decide upon any matter referred to it by the Council.

4. Determine its own rules of procedure and establish such subsidiary commissions and committees as may be necessary or advisable.

5. Approve an annual budget and determine the financial arrangements of the Organization.

6. At its discretion, refer to the Council any specific matter for its consideration and report.

7. Delegate to the Council all the powers and authority that may be considered necessary or advisable for the discharge of the duties duties of the Organization. Such delegations of authority may be revoked or modified at any time by the Assembly.

8. Deal with any matter within the sphere of action of the Organization not specifically assigned to the Council.

## ARTICLE III

### THE INTERIM COUNCIL

The Council shall be composed of not more than 21 member Composition es elected has shall be composed of not more than 21 member Composition. the members of the Council, the Assembly shall give adequate repre-tration (1) the Council, the Assembly shall give adequate representation (1) to those member States not otherwise included which hat port, (2) to those member States not otherwise included which hansport, (2) to those member States not otherwise included which hate the largest those member States not otherwise included which states the largest those member States not otherwise of facilities for interhake the largest contribution to the provision of facilities for inter-<sup>bational</sup> civil air navigation, and (3) to those member States not other member States not other states not other states not states <sup>adonal</sup> argest contribution to the provision ember States to the provision of the provision ember states are <sup>gaphical</sup> areas of those election will insure that all major geo-<sup>Control</sup> areas of those election will insure that all major geo-<sup>Control</sup> areas of those election will insure that all major geo-<sup>Control</sup> areas of those election will insure that all major geo-<sup>Control</sup> areas of those election will insure that all major geo-<sup>Control</sup> areas of those election will insure that all major geo-<sup>Control</sup> areas of those election will insure that all major geo-<sup>Control</sup> areas of those election will insure that all major geo-<sup>Control</sup> areas of those election will be a state of the s Raphical areas of the world are represented. Any vacancy on the rilling head is a for the world are represented at its next meeting. Any vacance Council areas of the world are represented. Any vacancy on the Filing hember shall be filled by the Assembly at its next meeting. Any vacancies remain States of the world are represented shall hold office for the hemory shall be filled by the Assembly at its next meeting. Any vacancies to an and the Council so elected shall hold office for the on Council so elected shall hold office for the solution of its provided by the Assembly at its next meeting. temainder States of the Council so elected .

No representative of a member State on the Council shall be or anancially interest of a member State on the council shall be <sup>w</sup> <sup>fuancially</sup> interested in such a service.

Powers and duties of Assembly.

## Section 3 The Council shall elect, and determine the emoluments of, a

President, for a term not to exceed the interim period. The President

shall have no vote. The Council shall also elect from among its members one or more Vice Presidents, who shall retain their right to vote when serving as Acting President. The President need not be selected from the members of the Council but if a member is elected, his seat shall be deemed vacant and it shall be filled by the State which he represented. The President shall convene, and preside at, the meetings of the Council; he shall act as the Council's representa-tive; and he shall carry out ruch a

tive; and he shall carry out such functions on behalf of the Council as may be assigned to him

by a majority of all the members of the Council.

as may be assigned to him.

Decisions by the Council will be deemed valid only when approved majority of all the moments

Section 4

Officers of Council.

Duties of the President.

Decisions of Council.

Participation in matters before Council.

Any member State not a member of the Council may participate be deliberations of the Council may participate in the deliberations of the Council whenever any decision is to be taken which especially concerns such which especially concerns such member State. Such member State, however, shall not have the richt in the state. however, shall not have the right to vote; provided that, in any case in which there is a dispute between one or more member States who are not members of the Council are not members of the Council and one or more member States who are members of the Council and one or more member States of the Council are members of the Council and one or more member States on the council, any State within the second category to the dimension on that which is a party to the dispute shall have no right to vote on that dispute. dispute.

## Section 5

Powers and duties of Council.

## The powers and duties of the Council shall be to:

Determine its own organization and rules of procedure.
 Determine the procedure and rules of procedure.

3. Determine the method of appointment, emoluments, and litions of service of the court conditions of service of the employees of the Organization.

5. Provide for the establishment of any subsidiary working ps which may be considered any subsidiary working groups which may be considered desirable, among which there shall be the following interior

c. A Committee on Air Navigation, and ation. Civil

If a member States so desires, it shall have the right to appoint a representative on apy such is it shall have the right for group. a representative on any such interim committee or working group. 6. Prepare and so interim committee or working group.

6. Prepare and submit to the Assembly budget estimates and Organization, and statements and statements and statements and b. Prepare and submit to the Assembly budget estimates and expenditures and to authorize the accounts of all receipts and

7. Enter into agreements with other international services when it deems advisable for the maintenance of common set the and for common arrangements and for common arrangements with other internation service approval of the Assembly concerning personnel and, with as max facility approval of the Assembly, enter into such other arrangements as may facilitate the work of the Context and the context of the

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## 25

## Section 6

In addition to the powers and authority which the Assembly may Functions of Council delegate to it, the functions of the Council shall be to:

of Council.

1. Maintain liaison with the member States of the Organization, calling upon them for such pertinent data and information as may be required in giving consideration to recommendations made by them.

2. Receive, register, and hold open to inspection by member States all existing contracts and agreements relating to routes, services, landing rights, airport facilities, or other international air matters to which any member State or any airline of a member State is a party.

3. Supervise and co-ordinate the work of:

a. The Committee on Air Transport, whose functions shall be to:

(1) Observe, correlate, and continuously report upon the facts concerning the origin and volume of international air traffic and the relation of such traffic, or the demand therefor, to the facilities actually provided.

(2) Request, collect, analyse and report on information with respect to subsidies, tariffs, and costs of operation.

(3) Study any matters affecting the organization and operation of international air services, including the international ownership and operation of international trunk lines.

(4) Study and report with recommendations to the Assembly as soon as practicable on the matters on which it has not been possible to reach agreement among the nations represented at the International Civil Aviation Conference, convened in Chicago, November 1, 1944, in particular the matters comprehended within the headings of Articles II, X, XI, and XII of Conference Document 422, together with Conference Documents 384, 385, 400, 407, and 429, and all other documentation relating

b. The Committee on Air Navigation, whose function shall be to:

(1) Study, interpret and advise on standards and procedures with respect to communications systems and air navigation aids, including ground marks; rules of the air and air traffic control practices; standards governing the licensing of operating and mechanical personnel; airworthiness of aircraft; registration and identification of aircraft; meteorological protection of international aeronautics; log books and manifests; aeronautical maps and charts; log books and manifests, acton, and quaran-tina marts; airports; customs, immigration, and quarantine procedure; accident investigation, including search and salvage; and the further unification of numbering and systems of dimensioning and specification of dimensions used in connection with international air

(2) Recommend the adoption, and take all possible steps to secure the application, of minimum requirements and standard procedures with respect to the subjects in the preceding paragraph.

(3) Continue the preparation of technical documents, in accordance with the recommendations of the International Civil Aviation Conference approved at Chicago on December 7, 1944, and with the resulting suggestions of the member States, for attachment to the Convention on International Civil Aviation, signed at

c. The Committee on International Convention on Civil Aviation, whose functions shall be to continue the study of

an international convention on civil aviation. 4. Receive and consider the reports of the committees and king groups

working groups.

5. Transmit to each member State the reports of these mittees and working committees and working groups and the findings of the Council

6. Make recommendations with respect to technical matters to the member States of the Assembly individually or collectively.

8. When expressly requested by all the parties concerned, as an arbitral body on the parties concerned. act as an arbitral body on any differences arising among member States relating to international size arising among member States relating to international civil aviation matters which may be submitted to it. The Council aviation matters which report be submitted to it. The Council may render an advisory report or, if the parties concerned or, if the parties concerned so expressly decide, they may obligate themselves in advance to accept the decision of the Council. The procedure to govern the article the decision of the deter-The procedure to govern the arbitral proceedings shall be determined in agreement between the arbitral proceedings the interested mined in agreement between the Council and all the interested

9. On direction of the Assembly, convene another conference on international civil aviation; or at such time as the Convention is ratified, convent the first of at such time as the Convention. is ratified, convene the first Assembly under the Convention.

## ARTICLE IV

Functions of Recretary General.

The Secretary General shall be the chief executive and shall be trative officer of the Organization. The Secretary General shall be policies of the Council as a stablished of the Secretary General shall be arry policies of the Council as a stablished of the Secretary General shall be the secretary General shall responsible to the Organization. The Secretary General shall be policies of the Council as a whole and, following established out the dust policies of the Council as a whole and, following establishing out the duties assigned to him by the Council shall make and authority General shall make out the duties assigned to him by the Council. The Secretary General to the Secretary to the progress of the Secretary to the shall make periodic reports to the Council covering the progress of the Secretariat's activities. The formula covering the progress of the staff of the the Secretariat's activities. The Secretary General shall appoint the staff of the Secretariat. He shall be appointed to the secretary for the secretariat. the staff of the Secretariat. He shall likewise appoint the secretariat and staff necessary to the functionic staff of the Secretariat. and staff necessary to the functioning of the Assembly, of the din the present A and of Committees or such working groups as are mentioned in the present Agreement or may be compared by the second present Agreement or may be compared by the present agreement of the present ag present Agreement or may be constituted pursuant thereto.

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### ARTICLE V

## FINANCES

Each member State shall bear the expenses of its own delegation <sup>Lach</sup> member State shall bear the expenses of its own delegate delegate on the Council and of its representatives on committees or subsidiary working groups.

The expenses of the organization shall be borne by the member Contributions. The expenses of the organization shall be borne by and shall  $\frac{S_{tates}}{De}$  and proportions to be decided by the Assembly. Funds shall be added by the assembly and the properties of the p  $b_{e}^{advanced}$  by each member State to cover the initial expenses of  $b_{e}^{b}$  on the operator of the o

The Assembly may suspend the voting power of any member Suspension The Assembly may suspend the voting power of any memoer suspension state that fails to discharge, within a reasonable period, its financial for financial delinquency. biligations to the Organization.

## ARTICLE VI

The Organization shall also carry out the functions placed upon hypothe International Air Services Transit Agreement and by the hypothesis of the service of <sup>biternational</sup> Air Services Transit Agreement and by on December 7 1011 Transport Agreement drawn up at Chicago on December 7, 1944, in accordance with the terms and conditions therein

Members of the Assembly and the Council who have not accepted International Members of the Assembly and the Council who have not accepted Air Transport of the Assembly and the Council who have not accepted and Transport of the Assembly and the Council who have not accepted in Transport of the Assembly and the Council who have not accepted in Transport of the Assembly and the Council who have not accepted in Transport of the Assembly and the Council who have not accepted in Transport of the Assembly and the Council who have not accepted in Transport of the Assembly and the Council who have not accepted in Transport of the Assembly and the Council who have not accepted in Transport of the Assembly and the Council who have not accepted in Transport of the Assembly and the Council who have not accepted in Transport of the Assembly and the Council who have not accepted in Transport of the Assembly and the Council who have not accepted in Transport of the Assembly accepted in the Assembly accepted in Transport of the Assembly accepted in Air Transport Agreement drawn up at Chicago on December 7, 1944 and not how agreement drawn up at Chicago referred to the And a line of the right to vote on any questions referred to the desembly or G the right to vote on any questions of the relevant Agreements. All not have the right to vote on any questions referred to the secondly or Council under the provisions of the relevant Agreements.

## ARTICLE VII

TRANSFER OF FUNCTIONS, RECORDS, AND PROPERTY The exercise of any functions which shall have been herein and to the D of any functions which shall cease at any time that The exercise of any functions which shall have been neten-signed to the Provisional Organization shall cease at any time that and particular postional Organization shall cease at any time that and particular functions have been completed or transferred to the provisional Organization shall cease at any time that is another internation internation. At the time of the coming into ange particular functions have been completed or transferred to author international organization. At the time of the coming into Chicago, December 7, 1044, the records and property of the Provisional Organic Author and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>Aleago</sup>, December 7, 1944, the records and property of the Provisional <sup>A</sup> Organization shall be transferred to the International Convention. Organization shall be transferred to the International Civil Average established under the above-mentioned Convention.

## ARTICLE VIII

FLIGHT OVER TERRITORY OF MEMBER STATES

The Section 1 Section 1 Section sovereignty over the airspace above its territory.

For the Section 2 Adeened to be the land areas and territorial waters adjacent thereto sovereigness of such the purposes of this Agreement the territory adjacent the sovereignty, suzerainty, protection or mandate of such

### Section 3

Civil and state aircraft.

Landing at

customs

airport.

This Agreement shall be applicable only to civil aircraft, and shall not be applicable to State aircraft. Aircraft used in military customs and police services shall be deemed to be State aircraft.

## Section 4

Except in a case where, under the terms of an agreement or of a special authorization, aircraft are permitted to cross the territory of a member State without landing, every aircraft which enters the territory of a member State about the state of the stat territory of a member State shall, if the regulations of that State so require, land at an airport designated by that State for the purpose of customs and other exemination of customs and other examination. On departure from the territory of a member State, such aircraft shall depart from a similarly designated customs airport. Porticular shall depart from a similarly designation of the state of t nated customs airport. Particulars of all designated customs airports shall be published by the State and transmitted to the Provisional International Civil Aviation O International Civil Aviation Organization for communication to all

Applicability of air regulations.

Subject to the provisions of this Agreement, the laws and regula-s of a member State relation tions of a member State relating to the admission to or departure from its territory of aircraft from its territory of aircraft engaged in international air navigation, its result of the operation and navigation international air navigation. or to the operation and navigation of such aircraft while within its territory, shall be applied to the aircraft while within the within the second s territory, shall be applied to the aircraft of all member States within out distinction as to nationality, and shall to fall member States with air distinction as to nationality, and shall be complied with by such air craft upon entering or departing for craft upon entering or departing from or while within the territory of that State.

Rules of the air, et cetera.

Each member State undertakes to adopt measures to insure that y aircraft flying over or man of the print of the state of t every aircraft flying over or manœuvring within its territory be, that every aircraft carrying its nation within its territory and shall every aircraft carrying its nation within its territory and that every aircraft flying over or manœuvring within its territory be, shall comply with the rules and recent tity mark, wherever it may and man and recent tity mark, wherever it may and shall comply with the rules and regulations relating to the flight and manœuvre of aircraft there in force. There is to the flight and to increase the flight and the fligh manœuvre of aircraft there in force. Each member State undertakes to insure the prosecution of all to insure the prosecution of all persons violating the regulations

Section 7 The laws and regulations of a member State as to the admission of departure from its territory member State as to the cargo of to or departure from its territory of passengers, crew, or eargo of passports, customs, and quaranting about the admission behalf of such passports, customs, and quarantine shall be complied with by depar-ture from

behalf of such passengers, crew or cargo upon entrance into or depar-ture from, or while within the torrit

Section 8 prevent spread by means of air naviention effective measures (epidemic), upox, yell the member States agree to take effective measures to prevent smallpox, yellow fever, and plasment of cholera, typhus communicable diseases as the smallpox, yellow fever, and plague, and such other communication designate, and t diseases as the member States shall from time to time consulta-tion with the designate, and to that end member States shall from time to time designate tion with the agencies concerned with keep in close constraint lating to send tion with the agencies concerned with international regulations international regulations in the second second shall be with the second second shall be with the second se alon with the agencies concerned with international regulations inter-lating to sanitary measures applicable to aircraft. Such consultation shall be without prejudice to the analysis any existing may shall be without prejudice to the application of any existing may be parties. national convention on this subject to which the member States may

Entry and elearance regulations.

Prevention of spread of disease.

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## Section 9

Each member State may, subject to the provisions of this Agreement,

1. Designate the route to be followed within its territory by Designation any international air service and the airports which any such of routes and airports. service may use;

2. Impose or permit to be imposed on any such service just charges and reasonable charges for the use of such airports and other for use of facilities of airports and the second airports are second ar facilities; these charges shall not be higher than would be paid around a facilities. for the use of such airports and facilities by its national aircraft

engaged in similar international services;

provided that, upon representation by an interested member State, the charges imposed for the use of airports and other facilities shall be subject to review by the Council, which shall report and make recom-Medations thereon for the consideration of the State or States

## Section 10

The appropriate authorities of each of the member States shall search of the aircraft. The appropriate authorities of each of the member States shall aircraft. other merel have the right, without unreasonable delay, to search aircraft of the ertiother member States on landing or departure, and to inspect the certi-Acates and other documents prescribed by this Agreement.

## ARTICLE IX

## MEASURES TO FACILITATE AIR NAVIGATION

Each member State undertakes, so far as it may find practicable, Air nake available State undertakes, so far as it may find practicable, Air Each member State undertakes, so far as it may find practicable, An and such available such radio facilities, such meteorological services, facilities. and such other air navigation facilities, such meteorological scheduled international <sup>required</sup> other air navigation facilities as may from time to this air services and operation of safe and efficient scheduled international air services under the provisions of this Agreement.

Each member State undertakes to provide such measures of Alteratives. <sup>cable</sup> and to aircraft in distress in its territory as it may find practi- in distress. <sup>cable</sup> and to provide the second of its own authorities, the Each member State undertakes to provide such measures of Aircraft <sup>cable</sup>, and to permit, subject to the control of its own authorities, the <sup>to new or anti-</sup> <sup>owners</sup> or authorities of the State in which the aircraft is registered <sup>to provide such</sub></sup> <sup>to provide such measures of assistance as may be necessitated by the</sup>

In the Section 3 arring in the of an accident to an aircraft of a member State Investigation the section of an accident to an aircraft of a member State involving of accidents. In the event of an accident to an aircraft of a member State Investigation death or serious in the territory of another member State, and involving of accidents. death or serious injury, or indicating serious technical defect in the accident. and or sentine territory of another memory and defect in the serious injury, or indicating serious technical defect in the second serious injury, or indicating serious technical defect in the second second series and the second secon The state in which the inquiry into the circumstances of the accident. The swill institute an inquiry into the circumstances of the accumulation of the state in the state in which the aircraft is registered shall be given the opportion of findings in the state the state in which the aircraft is registered shall be given the oppose builty to appoint observers to be present at the inquiry and the State mater, the inquire structure to be present at the report and findings in the bolding the inquiry shall communicate the report and findings in the

## ARTICLE X

## CONDITIONS TO BE FULFILLED WITH RESPECT TO AIRCRAFT

## Section 1

Documents carried in aircraft.

Every aircraft of a member State, engaged in international navigation, shall carry the following documents:

(a) Its certificate of registration.

(b) Its certificate of airworthiness.

(c) The appropriate licences for each member of the crew.

(e) If it is equipped with radio apparatus, the aircraft radio station licence.

(f) If it carries passengers, a list of their names and places of embarkation and destination.

(g) If it carries cargo, a manifest and detailed declarations of the cargo.

## Section 2

Aircraft radio equipment.

(a) Aircraft of each member State may, in or over the territory of other member States, carry radio transmitting apparatus only if a licence to install and encourt radio transmitting apparatus only the licence to install and operate such apparatus has been issued by the appropriate authorities of the content of appropriate authorities of the State in which the aircraft is registered. The use of radio transmitti The use of radio transmitting apparatus in the territory of the member State whose territory is a stat member State whose territory is flown over shall be in accordance with

(b) Radio transmitting apparatus may be used only by members for the of the flight crew who are provided with a special licence for the purpose, issued by the area provided with a special licence in which purpose, issued by the appropriate authorities of the State in which

Every aircraft engaged in international navigation shall be ided with a certificate of in international navigation shall be provided with a certificate of airworthiness issued or rendered valid

Licences of personnel.

Certificates of airworthiness.

> (a) The pilot of every aircraft and the other members of the ating crew of every aircraft and the other members of any ignition operating crew of every aircraft and the other members of tion shall be provided with certificate engaged in international navigation shall be provided with certificates of competency and licences issued or rendered valid by the State in which the aircraft is registered. (b) Each member State (b) Each member State in which the aircraft is registered in the purpose of flight above it is registered to refuse to refuse of com-

> for the purpose of flight above its own territory, certificates of competency and licences granted to any of its nationals by another member State.

Recognition of certificates and licences.

Subject to the provisions of Section 5 (b), certificates of renworthiness and certificates of competency and licences issued or red dered valid by the member State licence and licences is registered. dered valid by the member State in which the aircraft is registered.

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### Section 6

There shall be maintained in respect of every aircraft engaged Journey in international navigation a journey log book in which shall be log books. entered particulars of the aircraft, its crew and each journey.

### Section 7

Each member State may prohibit or regulate the use of photo-Photographic graphic apparatus in aircraft over its territory.

## ARTICLE XI

## AIRPORTS AND AIR NAVIGATION FACILITIES

Where a member State desires assistance in the provision of air-Airports Where a member State desires assistance in the provision of all and air ports or air navigation facilities in its territory, the Council may make and air arrangement avigation facilities in the provision of any make and air arangements for the provision of such assistance so far as may be facilities. practicable in accordance with the provisions of Chapter XV of the Convention accordance with the provisions of Chapter XV of the <sup>onvention</sup> on International Civil Aviation signed at Chicago, December 7, 1944.

ARTICLE XII

# JOINT OPERATING ORGANIZATIONS AND ARRANGEMENTS

### Section 1

Nothing in this Agreement shall prevent two or more memoer constituting joint air transport operating organizations for organizations international from pooling their air services Nothing in this Agreement shall prevent two or more member Constituting <sup>or international</sup> operating agencies and from pooling their air services and such pooled in any regions, but such organizations of this any routes or in any regions, but such organizations of agenthic such pooled services shall be subject to all the provisions of this agreement in the registration of agreements organizations. Agreement, including those relating to the registration of agreements

The Council may suggest to member States concerned that they in joint or any routes or in The Council may suggest to member States concerned that the say regions or ganizations to operate air services on any routes or in any regions.

A State may participate in joint operating organizations or in Participation airline company company company of the participation of through an in operating company company. The arrangements, either through its government or through the companies may or companies designated by its government. The State companies may, at the sole discretion of the State concerned, be state-owned or partly State-owned or privately owned.

## ARTICLE XIII

## UNDERTAKINGS OF MEMBER STATES

Each Member State undertakes to transmit to the Council copies Filing services, landing right contracts and agreements relating to routes, contracts. interes, landing right contracts and agreements relating to routes state <sup>kervices</sup>, landing rights, airport facilities, or other international air <sup>katters to</sup> which rights, airport facilities, or other international air hatters to which any member State or any airline of a member state or any airline or any airline of a member state or any airline <sup>a a party</sup>, as described in Article III, Section 6, Subsection 2.

## Section 2

Filing statistics.

Each member State undertakes to require its international air lines to file with the Council, in accordance with requirements laid down by the Council, traffic reports, cost statistics, and financial state ments as described in Article III, Section 6, Subsection 3, a  $\begin{pmatrix} 1 \end{pmatrix}$  and  $\begin{pmatrix} 1 \end{pmatrix}$  and  $\begin{pmatrix} 2 \end{pmatrix}$ , showing among other this. (2), showing, among other things, all receipts and the sources thereof.

## Section 3

Application of aviation practices.

The member States undertake, with respect to the matters set forth in Article III, Section 6, Subsection 3, b (1), to apply as rapidly as possible, in their action 1 as possible, in their national civil aviation practices, the general recommendations of the Internetic aviation practices, the forence, recommendations of the International Civil Aviation Conference, convened in Chicago, November 1, 1944, and such recommendations as will be made through the continuing study of the Council.

## ARTICLE XIV

Any member State, a party to the present Agreement, may with v therefrom on six months to the present Agreement, Corretary draw therefrom on six months' notice given by it to the Secretary General, who shall at once inform all the member States of the Organization of such notice of with the secretary

## ARTICLE XV

### DEFINITIONS

(a) "Air service" means any scheduled air service performed by aircraft for the public treas by aircraft for the public transport of passengers, mail or cargo. (b) "International size

(b) "International air service" means an air service which es through the air spece passes through the air space over the territory of more than one State. (c) "Airline" means any air transport enterprise offering or

operating an international air service.

## ARTICLE XVI

# The first Interim Council shall be composed of the States elected for that purpose by the International Civil Aviation Conference thus vened in Chicago on November 1 and Civil Aviation Conference thus vened in Chicago on November 1, 1944, provided that no State place elected shall become a member of the Council until it has accepted the present Agreement and unless the Council until it has taken place

Composition of first council.

Taking seat on Council.

before of a State as a member 7, 1944. In no case snamel begins into force of the present Agreement of two years, starting from the coming Each of the present Agreement of the starting from the coming Each State so elected to the Interim Council shall take its seat the council upon acceptance built in Council shall take its acceptance built and the seater in the Council upon acceptance by that State of this Agreement is the later of this date, and it shows force of this the state of this the later is the later of the state of upon the entry into force of this Agreement, whichever is following date, and it shall hold its seat until the entry into force of this Agreement, whichever is following date, and it shall hold its seat until the end of the two years following

the present Agreement and unless such acceptance has taken the present of office of the council until it has accepted to be acceptance of the council until it has acceptance bas taken the taken term of office of the council until the begin of office of the council until the begin acceptance bas acceptance bacceptance bas acceptance bas acceptance bas acceptance ba

within six months after December 7, 1944. In no case shall the before or so 1 State as a member 7, 1944. In no case shall before or so 1 State as a member 7, 1944. of office of a State as a member of the first Interim Council before or go beyond the period of the first Interim Council before of the period of the first Interim the council before of the period of the first Interim the council before of the period of the first Interim the council before of the period of the first Interim the council before of the period of the first Interim the council before of the period of the first Interim the council before of the period of the first Interim the council before of the period of the first Interim the council before of the period o

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the coming into force of this Agreement, provided that any State so elected to the Council which does not accept this Agreement within six months after the above-mentioned election shall not become a member of the Council and the seat shall remain vacant until the hext meeting of the Assembly.

## ARTICLE XVII

## SIGNATURES AND ACCEPTANCES OF AGREEMENT

The undersigned delegates to the International Civil Aviation signing the Conference, convened in Chicago on November 1, 1944, have affixed Agreement. heir signatures to the present Interim Agreement with the understanding that the Government of the United States of America shall be informed at the earliest possible date by each of the Governments whose behalf the Agreement has been signed whether signature on the behalf the Agreement by that is behalf the Agreement has been signed whether signed by that Government shall constitute an acceptance of the Agreement by that Government and an obligation binding upon it.

Any State, a member of the United Nations and any State Acceptance of related State, a member of the United Nations and any State Acceptance of the United Nations and Acceptance Any State, a member of the United Nations and any State Acceptance Suring the with them, as well as any State which remained neutral Agreement, <sup>auring</sup> the present world conflict, not a signatory to this Agreement, <sup>may</sup> accept may accept the present world conflict, not a signatory to this right it by accept the present Agreement as an obligation binding upon it by the Government of the United States, buildcation of its acceptance to the Government of the United States, and such acceptance to the Government of the Onited States of the receipt

<sup>such</sup> acceptance shall become enternant. The notification by that Government, shall of

The present Interim Agreement shall come into force when it has force. teen accepted by 26 States. Thereafter it will become binding as to force. The present Interim Agreement shall come into force when it has Coming into accepted to Interim Agreement shall come hinding as to <sup>cach</sup> accepted by 26 States. Thereafter it will become binding to the United State indicating its acceptance to the Government of the acceptance by that

hited States indicating its acceptance to the Government by that Government.

The Government of the United States shall inform all govern-The Government of the United States shall inform an government represented at the International Civil Aviation Conference in the International Civil Aviation of the Merred to of the date on which the present Interim Agreement comes Agreement shall likewise notify them of all acceptances of the

ly WITNESS WHEREOF, the undersigned, having been duly authorized energy apposite their on behalf of their respective governments on the dates appearing IN WITNESS WHEREOF, the undersigned, having been duly authorized sign and a second sec

Done at Chicago the seventh day of December, 1944, in the English language. Down and the seventh day of December, 1944, in the English languages, shall be of equal in the English. French, and Spanish languages, each of which be of equal in the English. French, and Spanish languages, each of the United text and Chicago the seventh day of December, and Spanish languages, each of when the best drawn up in the English, French, and Spanish languages, each of when both be of equal authenticity, shall be opened for signature at Washington, D.C. State texts shall be opened for signature of the United State shall be the english of the Government of the United State shall be the english of the Government of the United State shall be the english of the Government of the United State shall be the english of the Government of the United State shall be the english of the Government of the United State shall be the english of the Government of the United State shall be the english of the Government of the United State shall be the state of the Government of the United State shall be the state of the Government of the United State shall be the state of the Government of the United State shall be the state of the Government of the United State shall be the state of the Government of the United State shall be the state of the Government of the United State shall be the state of the Government of the United State shall be the state of the Government of the United State shall be the state of the Government of the United State shall be the state of the Government of the United State of the Government of the Goveernment of the Government of the Go Both texts shall be deposited in the archives of the Government of the United to the America deposited in the archives and the transmitted by that Government.

States of America, and certified copies shall be transmitted by that Government. to the governments of all the States which may sign and accept this Agreement.

(Here follow the names of signatories for Afghanistan, Australia, Bollow, Haid, Chile, China, the Dominican Republic, Ecuador, Egypt, France, Greece, Net Net Net Today, Joseph Lean, Jrag, Ireland, Lebanon, Liberia, Mexico, Net Net Today, Joseph Lean, Jrag, Ireland, Duillouine Commonwealth. Haiti, Honduras, Iceland, India, Iran, Iraq, Ireland, Lebanon, Liberia, Mexico, Poland Banda, New Tortend, Nicaragua, Peru, the Philippine Commonwealth, Trackey, the United King-<sup>an</sup>, Honde, China, the Dominican Republic, Ecuation Liberia, Mealth, <sup>b</sup>, Netherlands, Iceland, India, Iran, Iraq. Ireland, Lebanon, Liberia, Mealth, <sup>b</sup>, Netherlands, New Zealand, India, Iran, Iraq, Ireland, Commonwealth, <sup>c</sup>, of Cortugal Social States of America, <sup>c</sup>, of Cortugal Social States of America, <sup>boland</sup>, Portugal, Spain, Sweden, Switzerland, Syria, Turkey, the United King-Ungan of Great Britain, Sweden, Switzerland, Syria, Turkey, the United King-John of Great Britain and Northern Ireland, the United States of America, Venezuela, Democrat. Theiland.) Unguay, Venezuela, Denmark, Thailand.)

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## APPENDIX II

## CONVENTION ON INTERNATIONAL CIVIL AVIATION

## PREAMBLE

WHEREAS the future development of international civil aviation can greatly help to create and preserve friendship and understanding among the nations and peoples of the world, yet its abuse can become a threat to the general security; and

WHEREAS it is desirable to avoid friction and to promote that co-operation between nations and peoples upon which the peace of the world depends:

THEREFORE, the undersigned governments having agreed on certain ciples and arrangements in given by the second sec principles and arrangements in order that international civil aviational may be developed in a safe and orderly manner and that international air transport services may be air transport services may be established on the basis of equality of opportunity and operated soundly and economically;

Have accordingly concluded this Convention to that end.

## PART I. AIR NAVIGATION

## CHAPTER I

GENERAL PRINCIPLES AND APPLICATION OF THE CONVENTION

Sovereignty.

Territory.

The contracting States recognize that every State has complete exclusive sovereignty over the second state has complete and exclusive sovereignty over the airspace above its territory.

For the purposes of this Convention the territory of a State shall eemed to be the land areas could to be the land areas could to be the land areas could to be the land areas area. be deemed to be the land areas and territorial waters adjacent thereto under the sovereignty, suzeraiste under the sovereignty, suzerainty, protection or mandate of such State

Civil and state aircraft.

(a) This Convention shall be applicable only to civil aircraft, and not be applicable to state aircraft of the state of th shall not be applicable to state aircraft.

(b) Aircraft used in military, customs and police services shall
 (c) N

(c) No state aircraft. of another State or land there exists and ponee every special state shall fly over the territory of another State aircraft of a contracting State shall fly over the terrain agreement or otherwise, and in a contracting without authorization by special (1) and thereon without authorization by special (1) and there are a special and there are a special and there are a special at the spe agreement or otherwise, and in accordance with the terms thereof. (d) The contraction of regular (d) The contracting States undertake, when issuing regulations with the terms thereof. (a) The contracting States undertake, when issuing regulation of navigation of civil aircraft.

Misune of civil aviation.

Article 4 Each contracting State agrees not to use civil aviation for any ose inconsistent with the aims of this Commutian purpose inconsistent with the aims of this Convention.

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## CHAPTER II

## FLIGHT OVER TERRITORY OF CONTRACTING STATES

## Article 5

Each contracting State agrees that all aircraft of the other con-Right of hacting States, being aircraft not engaged in scheduled international non-scheduled fight. in services shall have the right, subject to the observance of the terms of this C of this Convention, to make flights into or in transit non-stop across lis territory and to make stops for non-traffic purposes without the Recessity of obtaining prior permission, and subject to the right of the State of t the State flown over to require landing. Each contracting State nevertheless reserves the right, for reasons of safety of flight, to require airthat desiring to proceed over regions which are inaccessible or without adequate adequate air navigation facilities to follow prescribed routes, or to

<sup>butain</sup> special permission for such flights.

Such aircraft, if engaged in the carriage of passengers, cargo, or Such aircraft, if engaged in the carriage of passengers, our and air service air service on other than scheduled international air service and the provisions of Article 7, have the it services, shall also, subject to the provisions of Article 7, have the privilege of shall also, subject to the provisions of article 7, have the privilege of shall also. pivilege of taking on or discharging passengers, cargo, or mail, subject the right of any State where such embarkation or discharge takes place to impose such regulations, conditions or limitations as it may consider desirable.

No scheduled international air service may be operated over or Scheduled the territ the the territory of a contracting State, except with the special per-air services. hission or other authorization of that State, and in accordance with the terms of such permission or authorization.

Each contracting State shall have the right to refuse permission Cabotage. Each contracting State shall have the right to refuse permission basengers mail of other contracting States to take on in its territory descengers, mail lassengers, mail and cargo carried for remuneration or hire and States to take on in its centrating states to take on in its centrating designed for and and cargo carried for remuneration. Each contracting states the territory. Each contracting <sup>thengers</sup>, mail and cargo carried for remuneration or fine ting state undertakes not to point within its territory. Each contracting state undertakes not to only arrangements which specifically State undertakes not to enter into any arrangements which specifically such such such sectors to enter into any arrangements which specifically such such such sectors to enter into any arrangements to any other State or Rant any such privilege on an exclusive basis to any such exclusive basis to any such exclusive an any such privilege on an exclusive basis to any other State of bivilege from any other State, and not to obtain any such exclusive bivilege from any other State.

Nito aircraft capable of being flown without a pilot shall be flown Pilotless authorization by the territory of a contracting State without special aircraft. authorization by that State and in accordance with the terms of such state of the state and in accordance with the terms of such state of the state and in accordance with the terms of such state of the state and in accordance with the terms of such state of the state and in accordance with the terms of such state of the state and in accordance with the terms of such state of the state and in accordance with the terms of such state of the state and in accordance with the terms of such state of the state and in accordance with the terms of such state of the state and in accordance with the terms of such accordance with terms of such accor autorization by that State and in accordance with the terms of such station is that State and in accordance with the terms of such and of such aircraft of the such aircraft and and orization by that State and in accordance with the insure that the solution of such as the contracting State undertakes to insure that the so contracting state undertakes to civil aircraft without a pilot in regions open to civil aircraft. that of such aircraft without a pilot in regions open to the so controlled as to obviate danger to civil aircraft.

(a) Each contracting State may, for reasons of military necessity Probabilities are from safety, prototo State may, for reasons of military necessity Probabilities are from the state of t Public Each contracting State may, for reasons of the aircraft of other states from flying over certain areas of its territory, provided that no voice the in this provided in the state Public Each contracting State may, for reasons of military necessity means areas from flying restrict or prohibit uniformly the aircraft of other areas from flying over or prohibit uniformly the aircraft of other state where the the state in this respect is made between the aircraft of the State international scheduled airline

services, and the aircraft of the other contracting States like engaged. Such prohibited areas shall be of reasonable extent location so as not to interfere unnecessarily with air navigation Descriptions of such prohibited areas in the territory of a contraction State, as well as any subsequent all a sin the territory of a contraction State, as well as any subsequent alterations therein, shall be communicated as soon as possible to the otherein. cated as soon as possible to the other contracting States and to the International Civil Aviation Operations

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(b) Each contracting State reserves also the right, in exception circumstances or during a period of emergency, or in the interest public safety, and with immediate effect, temporarily to restrict or . prohibit flying over the whole or any part of its territory, on condition that such restriction or prohibition that such restriction or prohibition shall be applicable without de

(c) Each contracting State, under such regulations as it material prescribe, may require any aircraft entering the areas contemplated sub-paragraphs (a) or (b) shows the areas contemplated of the areas contemp sub-paragraphs (a) or (b) above to effect a landing as soon as  $p^{rat}$  ticable thereafter at some desirect a landing as soon as  $p^{rat}$ . ticable thereafter at some designated airport within its territory.

· Landing at customs airport.

Except in a case where, under the terms of this Convention of special authorization, aircraft are permitted to cross the territory of ter contracting State without landing, every aircraft which entersist territory of a contracting State shall, if the regulations of that state so require, land at an airport designed of the regulations of the purport so require, land at an airport designated by that State for the purpose of customs and other examination. On by that State for the terring of customs and other examination. On departure from the territor of a contracting State, such aircraft about the territor of a contracting State, such aircraft shall depart from a similar designated customs airport. Particular designated customs airport. Particulars of all designated custom a similar airports shall be published by the States of all designated to the this airports shall be published by the State and transmitted to the International Civil Aviation Organization of the Transmitted to II of the Dark II of the national Civil Aviation Organization established under Part II of the Convention for communication to all other stablished under Part States.

Subject to the provisions of this Convention, the laws and regulation s of a contracting State relating to the to or departure b its torritor tions of a contracting State relating to the admission to or departure from its territory of aircraft engaged in the admission to ar avian is from its territory of aircraft engaged in international air navigation territory shall t or to the operation and navigation of such aircraft while within is territory, shall be applied to the aircraft air air state within the within the state of the aircraft while applied to the aircraft while are the state of the aircraft while are the aircraft while are the state of the aircraft while are the aircraft while are the state of the aircraft while are the aircraft while ar territory, shall be applied to the aircraft of all contracting with the with the with the such aircraft upon entering on the shall be complied with the such aircraft upon entering on the such as the such aircraft upon entering on the such as the such aircraft upon entering on the such as the s such aircraft upon entering or departing from or while within the territory of that State.

Rules of the air.

Applicability of air

regulations.

Article 12 Each contracting State undertakes to adopt measures to insuce every aircraft flying over or manual to adopt it is its territor such Each contracting State undertakes to adopt measures to insuce that every aircraft flying over or manœuvring within its territor such aircraft may be about the provide the patient of the aircraft may be, shall comply with the rules and regulations to the flight and manœuvre of aircraft there is done to be the state undertakes to be State undertakes to keep its own regulations in these respects under this Converti to the greatest possible extent, with those established from tore Sale to the greatest possible extent, with those established from time shall under this Convention. Over the high seas, the rules in force state undertakes to insure the prosecution of all nervous violations regulations applies to undertakes to insure the prosecution of all persons violating

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### Article 13

The laws and regulations of a contracting State as to the Entry and admission to or departure from its territory of passengers, crew, or clearance regulations. argo of aircraft, such as regulations relating to entry, clearance, migration, passports, customs, and quarantine shall be complied with by or on behalf of such passengers, crew or cargo upon entrance to or departure from, or while within the territory of that State.

### Article 14

Each contracting State agrees to take effective measures to pre- Prevention <sup>Each</sup> contracting State agrees to take effective measures to pre-tent the spread by means of air navigation of cholera, typhus of disease. (<sup>epidemic)</sup>, smallpox, yellow fever, plague, and such other communi-(able diseases as the contracting States shall from time to time decide designed as the contracting States will keep in close <sup>10</sup> designate, and to that end contracting States will keep in close enaultation with the agencies concerned with international regulations relating to with the agencies concerned with international regulation relating to sanitary measures applicable to aircraft. Such consultation anall be without prejudice to the application of any existing interhational convention on this subject to which the contracting States

#### Article 15

Every airport in a contracting State which is open to public use Airport and its nation participations of similar by its national aircraft shall likewise, subject to the provisions of similar article 68 bo article 68, be open under uniform conditions to the aircraft of all the the use by contracting States. The like uniform conditions to the airclait apply to the use, by aircraft of every contracting State, of all air navigation

acilities, by aircraft of every contracting State, of all air navigation. Provided for public use for the safety and expedition of air navigation. Any charges that may be imposed or permitted to be imposed by Any charges that may be imposed or permitted to be imposed in a contracting State for the use of such airports and air navigation acilities by the aircraft of any other contracting State shall not be

(a) as to aircraft not engaged in scheduled international air rices the engaged in scheduled international aircraft of services, than those that would be paid by its national aircraft of the same at the same class engaged in similar operations, and

(b) as to aircraft engaged in scheduled international air <sup>services</sup>, than those that would be paid by its national aircraft engaged in similar international air services.

All <sup>Such</sup> charges shall be published and communicated to the Interna-tional Civil Aviation for the <sup>lonal</sup> Civil Aviation Organization: provided that, upon representa-use by an intration Organization: provided that imposed for the ton by an interested contracting State, the charges imposed for the Contracting State, the subject to review by the the of airports and other facilities shall be subject to review by the due of airports and other facilities shall be subject to review by the due of the subject to review by the state of the subject to review by the subject to review by the state of the subject to review by the subject to of airports and other facilities shall be subject to review by the connect, which shall report and make recommendations thereon for the consideration of the provident of the concerned. No fees, dues or States concerned. the consideration of the State or States concerned. No fees, dues or solely charges shall be state in respect other consideration of the State or States concerned. No fees, duce of solely of the right of imposed by any contracting State in respect tory of the right of imposed by any contracting or exit from its terrisolely of the right of transit over or entry into or exit from its territhereon. All the right of transit over or entry into or exit from its terry of any aircraft of a contracting State or persons or property

The appropriate authorities of each of the contracting States shall search of the site of The appropriate authorities of each of the contracting States shall Bearch of the right, without horities of each of the search aircraft of the search aircraft of the search aircraft of the search the the the right, without unreasonable delay, to search aircraft of the contracting States on landing or departure, and to inspect the and other departure of the Convention. tertificates and other documents prescribed by this Convention.

#### CHAPTER III

### NATIONALITY OF AIRCRAFT

#### Article 17

Nationality of aircraft.

Aircraft have the nationality of the State in which they are registered.

### Article 18

Dual registration.

National laws governing registration.

An aircraft cannot be validly registered in more than one State, but its registration may be changed from one State to another.

### Article 19

The registration or transfer of registration of aircraft in any contracting State shall be made in accordance with its laws and regulations. regulations.

### Article 20

Display of marks.

Every aircraft engaged in international air navigation shall bear its appropriate nationality and registration marks.

### Article 21

Report of registrations.

Each contracting State undertakes to supply to any other contracting State or to the International Civil Aviation Organization, on demand, information concerning Civil Aviation Organization, on demand, information concerning the registration and ownership of any particular aircraft registration and ownership of any particular aircraft registered in that State. In addition, each contracting State shall furnish reports to the International Pre-Aviation Organization, under such Aviation Organization, under such regulations as the latter may pre-scribe, giving such pertinent det scribe, giving such pertinent data as can be made available concerning the ownership and control of the ownership and control of aircraft registered in that State and habitually engaged in interest of aircraft registered in that data thus The data thus obtained by the International Civil Aviation Organization shall be made available by it on request to it Aviation Organization. made available by it on request to the other contracting States.

### CHAPTER IV

# MEASURES TO FACILITATE AIR NAVIGATION

Facilitation of formalities.

Customs and immigration

procedures.

Each contracting State agrees to adopt all practicable measures, ugh the issuance of special and it is to facilitate through the issuance of special regulations or otherwise, to facilitate and expedite navigation by air regulations or otherwise, to facilitate and expedite navigation by aircraft between the territories of con-tracting States, and to prevent the territories to aircraft, crews, tags tracting States, and to prevent unnecessary delays to aircraft, claws, relating to indicargo, especially in the territories of the laws passengers and cargo, especially in the administration of the laws relating to immigration, quarantine, customs and clearance.

Each contracting State undertakes, so far as it may find prac-ple, to establish custome and ikes, so far as it may find price national ticable, to establish customs and immigration procedures which may be establish in avigation in a immigration procedures which international air navigation in accordance with the practices which this Converti may be established or recommended from time to time, pursuad as prevention dial to the province of the prevention of the this Convention. Nothing in this Convention shall be construed as

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### Article 24

(a) Aircraft on a flight to, from, or across the territory of another Customs <sup>(a)</sup> Aircraft on a flight to, from, or across the territory of another duty. to the customs regulations of the State. Fuel, lubricating oils, spare Parts, regular equipment and aircraft stores on board an aircraft of a contracting State, on arrival in the territory of another contracting State State and retained on board on leaving the territory of that State thall be exempt from customs duty, inspection fees or similar national or local is apply to any <sup>th</sup> local duties and charges. This exemption shall not apply to any manting Quantities or articles unloaded, except in accordance with the customs regulations of the State, which may require that they shall be kept under customs supervision.

(b) Spare parts and equipment imported into the territory of <sup>a</sup> <sup>(0)</sup> Spare parts and equipment imported into the an aircraft of <sup>a</sup> contracting State for incorporation in or use on an aircraft of <sup>a</sup> nother another contracting State for incorporation in or use on air navigation the subject to compliance with the regulation of the subject to compliance with the regulation of the subject to compliance with the regulation of the subject to compliance with the subj regulations of the State concerned, which may provide that the articles of the State concerned, which may provide that the atticles shall be kept under customs supervision and control.

#### Article 25

Each contracting State undertakes to provide such measures Aircraft in ssistance it may find pracof assistance to aircraft in distress in its territory as it may find prac-distress. <sup>assistance</sup> to aircraft in distress in its territory as it may interpret <sup>bcable</sup>, and to permit, subject to control by its own authorities, the <sup>whers</sup> of the <sup>owners</sup> of the aircraft or authorities of the State in which the aircraft is route aircraft or authorities of assistance as may raft is registered to provide such measures of assistance as may be necessitated to provide such measures of assistance as when undertaking by the circumstances. Each contracting State, when adertaking search for missing aircraft, will collaborate in co-ordinated measures which may be recommended from time to time pursuant to this Convention.

In the event of an accident to an aircraft of a contracting State Investigation bring in the of an accident to an aircraft of a contracting State and involving of accidents. the event of an accident to an aircraft of a contracting State Investigation death or serious in the territory of another contracting State, and involving of accidents. the serious injury, or indicating serious technical defect in the accident. and or serious injury, or indicating serious technical detect in the accident or air navigation facilities, the State in which the accident, will institute which the circumstances of the accident, <sup>occurs</sup> or air navigation facilities, the State in which the accident, <sup>b accordance</sup> will institute an inquiry into the circumstances of the accident, <sup>b accordance</sup> with the procedure which h accordance, so far as its laws permit, with the procedure which be recorded to a size of the accordance of the accordance. <sup>accordance</sup>, so far as its laws permit, with the procedure miza-tion. The State and by the International Civil Aviation Organiza-one The State and by the International Civil Aviation organization. The State in which the aircraft is registered shall be given the state in which the aircraft is registered the inquiry and the Sportunity to appoint observers to be present at the inquiry and findings State holding the inquiry shall communicate the report and findings

(a) While engaged in international air navigation, any authorized Exemption contracting from seizure state wing State of a contracting State into the territory of such claims. (a) Article 27 y of while engaged in international air navigation, any authorized Exemption aircraft of another from seizure on patent ontracting State of a contracting State into the territory of another on path state with or without a uthorized transit across the territory of such claims. Material aircraft of a contracting State into the territory of the state with or authorized transit across the territory of detention of the aircraft of authorized transit across the territory of the state of the aircraft of such State of the with or without landings shall not entail any seizure or detention or any other interaft or any claim against the owner or operator thereof any other interaft of such State any other interference therewith by or on behalf of such State any person therein, on the ground that the construction, mechan-any any accessorie, on the ground that the construction mechan-any any accessorie interference therewith by or on behalf of such State any person therein, on the ground that the construction, meeting of parts, accessories or operation of the aircraft is an infringement state platent, during or operation of the aircraft or registered in the any patent, accessories or operation of the aircraft is an infringent the all whose territoric, or model duly granted or registered in the any any state of the archart of the archart of the archart of the archart whose territory is entered by the aircraft, it being agreed that

no deposit of security in connection with the foregoing exemption from seizure or detention of the aircraft shall in any case be required in the State entered by such aircraft.

(b) The provisions of paragraph (a) of this Article shall also be icable to the stars of paragraph (a) of this Article shall also be applicable to the storage of spare parts and spare equipment for the aircraft and the right to the aircraft and the right to use and install the same in the repair of an aircraft of a contracting State and install the same in the repair of an aircraft of a contracting State in the territory of any other contracting state ing State, provided that any patented part or equipment so stored shall not be sold or distributed internally in or exported commercially from the contracting State enternally in or exported commercially from the contracting State entered by the aircraft.

(c) The benefits of this Article shall apply only to such States, parties to this Convention, as either (1) are parties to the Interna-tional Convention for the Protection (1) are parties to the International Convention for the Protection of Industrial Property and to any amendments thereof: or (2) amendments thereof; or (2) have enacted patent laws which recognize and give adequate protection to enacted patent laws which recognize and give adequate protection to inventions made by the nationals of the other States parties to this C the other States parties to this Convention.

#### Article 28

Air navigation facilities and standard systems

Each contracting State undertakes, so far as it may find practicable. to:

(a) Provide, in its territory, airports, radio services, meteorological services and other air navigation facilities to facilitate inter-national air navigation national air navigation, in accordance with the standards and practices recommended or ortablish of this tices recommended or established from time to time, pursuant to this Convention:

(b) Adopt and put into operation the appropriate standard sys-of communications proved and the appropriate standard systems of communications procedure, codes, markings, signals, lighting and other operational practice and other operational practices and rules which may be recommended or established from time to the or established from time to time, pursuant to this Convention;

(c) Collaborate in international measures to secure the publication eronautical maps and about the secure the publication of aeronautical maps and charts in accordance with standards which may be recommended or established accordance with standards pursuant to may be recommended or established from time to time, pursuant to

### CHAPTER V

CONDITIONS TO BE FULFILLED WITH RESPECT TO AIRCRAFT

Documents carried in aircraft.

Every aircraft of a contracting State, engaged in international itions, shall carry the following of the following state, engaged in international navigation, shall carry the following documents in conformity with the conditions prescribed in this Convert

- (c) The appropriate licences for each member of the crew;
  (d) Its journey log books
- (e) Its journey log book; (e) If it is equipped with radio apparatus, the aircraft radio on licence; (f) If it (f) If it carries passengers, a list of their names and places nbarkation and destination. station licence;

(g) If it carries cargo, a manifest and detailed declarations to cargo. of embarkation and destination;

of the cargo.

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### Article 30

(a) Aircraft of each contracting State may, in or over the territory Aircraft radio of other contracting States, carry radio transmitting apparatus only if equipment. a licence to install and operate such apparatus has been issued by the approve to install and operate such apparatus has been issued by the approve to install and operate such approve to install approve to install and operate such approve to install and operate such approve to install and operate such approve to install approve to install and operate such approve to install and operate such approve to install approve to install and operate such approve to install approve to install and operate such approve to install approve to install approve to install approve to install and operate such approve to install approve to in appropriate authorities of the State in which the aircraft is registered. The use of radio transmitting apparatus in the territory of the con-<sup>vacting</sup> State whose territory is flown over shall be in accordance

with the regulations prescribed by that State. (b) Radio transmitting apparatus may be used only by members of the flight crew who are provided with a special licence for the

<sup>are flight</sup> crew who are provided with a special field which the <sup>are pose</sup>, issued by the appropriate authorities of the State in which the arcraft is registered.

### Article 31

Every aircraft engaged in international navigation shall be pro- Certificates of Nded with a certificate of airworthiness issued or rendered valid by airworthiness. the State in which it is registered.

### Article 32

(a) The pilot of every aircraft and the other members of the Licences of ating one pilot of every aircraft and the international pavigation personnel. <sup>(a)</sup> The pilot of every aircraft and the other members of the Literates and the other members of the Literates and the present of every aircraft engaged in international navigation personnel. <sup>thall</sup> be provided with certificates of competency and licences issued <sup>thall</sup> rendered with certificates of competency and licences.

<sup>th</sup> rendered valid by the State in which the aircraft is registered. (b) Each contracting State reserves the right to refuse to recog-tompetency of flight above its own territory, certificates of the purpose of flight above its nationals by another

<sup>competency</sup> and licences granted to any of its nationals by another contracting State.

Certificates of airworthiness and certificates of competency and Recognition acces issued of airworthiness and certificates of state in which the of certificate and licences. Certificates of airworthiness and certificates of competency and Recognition aircraft is registered valid by the contracting State in which the of certificates and licences. and licences. and the second area of arrow the second and the contracting State in which are second area of rendered valid by the contracting State in which are second as valid by the other contracthe states, provided that the requirements under which such certificates which <sup>6</sup>States, provided that the requirements under which such certification in licences were issued or rendered valid are equal to or above the standard standard or rendered valid from time to time pur-<sup>the deences</sup> were issued or rendered valid are equal to or above the man standards which may be established from time to time pur-

There shall be maintained in respect of every aircraft engaged Journey ternational new maintained in respect of every aircraft engaged Journey log book There shall be maintained in respect of every aircraft engaged bandeniational navigation a journey log book in which shall be entered a maintain of the shall be maintained in respect of each journey, in such form <sup>barticulars</sup> of the aircraft, its crew and of each journey, in such form preserve to the second sec <sup>as may</sup> be prescribed from time to time pursuant to this Convention.

log books

Article 50 aviabove munitions of war or implements of war may be carried Cargo aviabove the territory of a State in aircraft engaged in international restrictions determine, exempt how of a State in aircraft engaged in international restrictions (a) No Article 35 Tabove the tensis of war or implements of war may be carried Cargo Ration to the tensis of war or implements of a magnetic static the above the territory of a State in aircraft engaged in international determine, except by permission of such State. Each State shall internation of such State. Each State shall the state of war for the state of this Article, giving due consideration, hat de by regulations what constitutes munitions hat de purposes of this Article, giving due considerations hat on al Civil Aviation of the such recommendations as the Inter-<sup>the war for the purposes of this Article, giving a state state of uniformity, to such recommendations as the make.</sup>

(b) Each contracting State reserves the right, for reasons of public order and safety, to regulate or prohibit the carriage in or above its territory of articles other that it territory of articles other than those enumerated in paragraph (a): provided that no distinction is made in this respect between its national aircraft engaged in international aircraft engaged in international navigation and the aircraft of the other States so engaged; and previous in the aircraft of shall other States so engaged; and provided further that no restriction shall be imposed which may interfore with the be imposed which may interfere with the carriage and use on aircraft of apparatus necessary for the carriage and use on aircraft of apparatus necessary for the operation or navigation of the aircraft

### Article 36

Photographic apparatus.

Each contracting State may prohibit or regulate the use of photographic apparatus in aircraft over its territory.

#### CHAPTER VI

# INTERNATIONALL STANDARDS AND RECOMMENDED PRACTICES

Adoption of international standards and procedures.

Each contracting State undertakes to collaborate in securing the est practicable degree of unit highest practicable degree of uniformity in regulations, standards, procedures, and organization in relation to aircraft, personnel, airways and auxiliary services in all matters in aircraft, personnel, airways and auxiliary services in all matters in which such uniformity will facilitate and improve air navigation

To this end the International Civil Aviation Organization shall of and amend from time to time adopt and amend from time to time, as may be necessary, international standards and recommended practices standards and recommended practices and procedures dealing with: (a) Communications systems and air navigation aids, in-

cluding ground marking;

- (b) Characteristics of airports and landing areas;
- (c) Rules of the air and air traffic control practices; (d) Licensing of operating and mechanical personnel;
   (e) Airmonthic
- (e) Airworthiness of aircraft;
- (g) Collection and identification of aircraft;
  (h) Log Books:

- (i) Aeronautical maps and charts;
- (k) Aircraft in distress and investigation of accidents;

and such other matters concerned with the safety, regularity, and appropriate of air navigation efficiency of air navigation as may from time to time appear

Departures from international standards and procedures.

Any State which finds it impracticable to comply in all respects any such international standard to be comply in all respects lations or with any such international standard or procedure, or to bring its own standard or practices into full regulations or practices into full accord with any international standard or procedure, or to international it necessary international standard or procedure after appendiculation with any which deems standard or procedure after amendment of the latter, or which deeps it necessary to adopt regulations of the latter, or which any inderder it necessary to adopt regulations or practices differing al standard, standard, standard, standard, shall give income those established by the standard shall give income to the standard standa ticular respect from those established by an international Aviation shall give immediate notification to the International Civil Aviation

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Organizaton of the differences between its own practice and that established by the international standard. In the case of amendments to international standards, any State which does not make the appropriate amendments to its own regulations or practices shall give <sup>aotice</sup> to the Council within 60 days of the adoption of the amendment to the international standard, or indicate the action which it proposes to take. In any such case, the Council shall make immediate notification to all other states of the difference which exists between one or More features of an international standard and the corresponding <sup>hational</sup> practice of that State.

### Article 39

(a) Any aircraft or part thereof with respect to which there Endorsement <sup>(a)</sup> Any aircraft or part thereof with respect to which there of <sup>(a)</sup> and which failed in any respect to satisfy that standard at the time of its corrice tis certification, shall have endorsed on or attached to its airworthi-Mess certificate a complete enumeration of the details in respect of

(b) Any person holding a licence who does not satisfy in full (b) Any person holding a licence who does not satisfy the class of the the class of licence or certificate which he holds shall have endorsed on or attained of the paron or attached to his licence a complete enumeration of the particulars in which he does not satisfy such conditions.

### Article 40

No aircraft or personnel having certificates or licences so endorsed Validity of mission of the State in international navigation, except with the per- endorsed training of the State in international navigation, entered The regis- and licences mission of the State or States whose territory is entered. The regis- and licences. tration of the State or States whose territory is entered. The fraction of use of any such aircraft, or of any certificated aircraft part, is any State of any such aircraft, or of any certificated is h any State other than that in which it was originally certificated and and a shall be at the other than that in which it was originally certificated in the state other than that in which it was originally certificated and a shall be at the other than that in which it was originally certificated and a shall be at the other than that in which it was originally certificated and a shall be at the other than that in which it was originally certificated and a shall be at the other than that in which it was originally certificated and a shall be at the other than that in which it was originally certificated and a shall be at the other than that in which it was originally certificated and a shall be at the other than that in which it was originally certificated and a shall be at the other than that in which it was originally certificated and a shall be at the other than that in which it was originally certificated and a shall be at the other than that in which it was originally certificated and a shall be at the other than that in which it was originally certificated at the other than that in which it was originally certificated at the other than that in which it was originally certificated at the other than that in which it was originally certificated at the other than that in which it was originally certificated at the other than that in which it was originally certificated at the other than that in which it was originally certificated at the other than that in which it was originally certificated at the other than that in which it was originally certificated at the other than that in which it was originally certificated at the other than that in which it was originally certificated at the other than that in which it was originally certificated at the other than the other than that the other than that the other than that the other the other the other than that the other than the other than that the other the other than that the other tha any State other than that in which it was originally certain and any state other than that in which it was originally certain and any state into which the aircraft or part is

The provisions of this Chapter shall not apply to aircraft and Recognition raft coning standards of The provisions of this Chapter shall not apply to aircraft and Recognition the appropriate equipment of types of which the prototype is submitted to of existing standards of types of which the prototype is addressed are airworthiness. the appropriate national authorities for certification prior to a date sinverthiness. three years after the date of adoption of an international standard of airworthiness for such equipment.

The provisions of this Chapter shall not apply to personnel whose Recognition adoption of an intelly issued prior to a date one year after initial of existing standards of an intelly issued prior to a date one year after initial of existing standards of operation of an intelly issued prior to a date one year after initial of existing operation of an intelly issued prior to a date one year after of personnel whose licences of personnel of personnel of personnel of personnel whose licences of personnel whose is a standards of personnel whose licences of pers The provisions of this Chapter shall not apply to personnel whose Recognition are prior of this Chapter shall not apply to personnel whose Recognition bit are prior of this Chapter shall not apply to personnel whose Recognition <sup>10</sup>Rees provisions of this Chapter shall not apply to personnel initial of existing adoption of an international standard of qualification for such per-remain but they should be to all personnel whose licences of personnel. <sup>sophice</sup> of an international standard of qualification for such per- competency <sup>sophice</sup>; but they shall in any case apply to all personnel whose licences of personnel. <sup>Namain</sup> valid five hemain valid five years after the date of adoption of such standard.

### PART II. THE INTERNATIONAL CIVIL AVIATION ORGANIZATION

#### CHAPTER VII

#### THE ORGANIZATION

#### Article 43

An organization to be named the International Civil Aviation Organization is formed by the Convention. It is made up of an Assembly, a Council and such at the rest of the rest Assembly, a Council. and such other bodies as may be necessary.

#### Article 44

The aims and objectives of the Organization are to develop the to principles and techniques of international air navigation and to foster the planning and development of international air transport so as to:

(a) Insure the safe and orderly growth of international civil tion throughout the model aviation throughout the world;

(b) Encourage the arts of aircraft design and operation for peaceful purposes;

(c) Encourage the development of airways, airports, and air navigation facilities for international civil aviation;

(d) Meet the needs of the peoples of the world for safe, are efficient and regular, efficient and economical air transport;

(e) Prevent economical air transport; tion:

(f) Insure that the rights of contracting States are fully ected and that even opportunity of the states of the st respected and that every contracting States are functional tunity to operate interesti

(g) Avoid discrimination between contracting States;

 (h) Promote safety of flight in international air navigation;
 (i) Promote generalize the safety of flight in international air navigation; (i) Promote generally the development of all aspects of international civil aeronautics.

Article 45 The permanent seat of the Organization shall be at such place hall be determined at the 6 organization shall be at such place or place as shall be determined at the final meeting of the Interim Assembly by the Provisional International Clinication of the Interim set up of the Provisional International Civil Aviation Organization signed at by the Interim Agreement on L by the Interim Agreement on International Civil Aviation Organization set at Chicago on December 7, 1944 Chicago on December 7, 1944. The seat may be temporarily trans-

The first meeting of the Assembly shall be summoned by as Interim Council of the above-mentioned Provisional Organization and soon as the Convention has a second place to be a time and soon as the Convention has come into force, to meet at a time and

Article 47 The Organization shall enjoy in the territory of each contracting unctions State such legal capacity as may be necessary for the performance of compatible with full juridical processory for the performance whether the performance of the per its functions. Full juridical personality shall be granted where compatible with the constitution compatible with the constitution and laws of the State concerned.

Name and composition

Objectives

### 44

Legal espacity

First meeting of Assembly.

### 45

### CHAPTER VIII

#### THE ASSEMBLY

### Article 48

(a) The Assembly shall meet annually and shall be convened by Meetings of (a) The Assembly shall meet annually and snall be convened by Assembly the Council at a suitable time and place. Extraordinary meetings of Assembly and voting. the Assembly may be held at any time upon the call of the Council or at the at the request of any ten contracting States addressed to the Secretary General.

(b) All contracting States shall have an equal right to be repre-<sup>(0)</sup> All contracting States shall have an equal right acting State stated at the meetings of the Assembly and each contracting States that be entitled to one vote. Delegates representing contracting States may be assisted by technical advisers who may participate in the meetings but shall have no vote.

(c) A majority of the contracting States is required to constitute <sup>a</sup> quorum for the meetings of the Assembly. Unless otherwise pro-<sup>yided</sup> in this Convention, decisions of the Assembly shall be taken by a majority of the votes cast.

Article 49

The powers and duties of the Assembly shall be to:

Powers and duties of Assembly.

(a) Elect at each meeting its President and other officers; (b) Elect the contracting States to be represented on the Council, in accordance with the provisions of Chapter IX;

(c) Examine and take appropriate action on the reports of the Council and decide on any matter referred to it by the

(d) Determine its own rules of procedure and establish such <sup>(d)</sup> Determine its own rules of procedure and escaperation of desirable.

(e) Vote an annual budget and determine the financial arrangements of the Organization, in accordance with the provisions of Chapter XII;

(f) Review expenditures and approve the accounts of the Organization;

(g) Refer, at its discretion, to the Council, to subsidiary commissions, or to any other body any matter within its sphere of action;

(h) Delegate to the Council the powers and authority necessary <sup>(h)</sup> Delegate to the Council the powers and authority in tion or desirable for the discharge of the duties of the Organizations of authority at any tion and revoke or modify the delegations of authority at any

 (i) Carry out the appropriate provisions of Chapter XIII;
 (j) Control of the appropriate provision of the approximate provision of the of the Droposals for the modification or american the proposals for the modification or american the proposals revisions of this Convention and, if it approves of the minimum structure s (i) Consider proposals for the modification or amendment

proposals, recommend them to the contracting States in accordance with the provisions of Chapter XXI;

Organization not specifically assigned to the Council. (k) Deal with any matter within the sphere of action of the anization

### CHAITER IX

### THE COUNCIL

### Article 50

Composition and election of Council.

(a) The Council shall be a permanent body responsible to the Assembly. It shall be composed of 21 contracting States elected by the Assembly. An election shall be held at the first meeting of the Assembly and thereafter every three years, and the members of the Council so elected shall hold office until the next following election.

(b) In electing the members of the Council, the Assembly shall give adequate representation to (1) the States of chief importance in air transport; (2) the States not otherwise included which make the largest contribution to the provision of facilities for international civil air pavigation; and (2) the first of facilities for international civil air navigation; and (3) the States not otherwise included whose designation will insure that all the designation will insure that all the major geographic areas of the world are represented on the Court it are represented on the Council. Any vacancy on the Council shall be filled by the Assembly council shall be filled by the Assembly as soon as possible; any contracting State so elected to the Council shall be the possible; any contracting of so elected to the Council shall hold office for the unexpired portion of its predecessor's term of all its predecessor's term of office.

(c) No representative of a contracting State on the Council shall be actively associated with the operation of an international air service or financially interested in such a service.

#### Article 51

President of Council.

The Council shall elect its President for a term of three years. He may be re-elected. He shall have no vote. The Council shall elect from among its members elect from among its members one or more Vice Presidents who shall retain their right to vote and the vote and the council shall retain their right to vote when serving as acting President. President need not be selected from among the representatives of the members of the Council but it members of the Council but, if a representative is elected, his seat shall be deemed vacant and it shall be deemed vacant and it shall be filled by the State which he repre-

(a) Convene meetings of the Council, the Air Transport

Committee, and the Air Navigation Commission;

(c) Carry out on behalf of Council; and heil assigns to him Council assigns to him.

Voting in Council.

Article 52 Decisions by the Council shall require approval by a majority is members. The Council shall require approval by with respect of its members. The Council shall require approval by a majoret to any particular matter to a may delegate authority with respect of any particular matter to a to any particular matter to a committee of its members. Decisions of any committee of the Council may be appealed to the Council by any interested contracting State

**Participation** without a vote.

Any contracting State may participate, without a vote, in indication by the Council and barticipate, without a commission consideration by the Council and by its committees and commissions of any question which especially by its committees and commissions the Council and by its committees and commissions of any question by the Council and by its committees and commission the Council shall vote in the contract its interests. No mendor of dispute to which expecially affects its interests. the Council shall vote in the consideration by the Council of a dispute to which it is a party

1944. No. 36.

### Article 54

47

The Council shall:

(a) Submit annual reports to the Assembly;

Mandatory functions of Council.

(b) Carry out the directions of the Assembly and discharge the duties and obligations which are laid on it by this Convention;

(c) Determine its organization and rules of procedure; (d) Appoint and define the duties of an Air Transport Committee, which shall be chosen from among the representatives of

the members of the Council, and which shall be responsible to it;

(e) Establish an Air Navigation Commission, in accordance with the provisions of Chapter X;

(f) Administer the finances of the Organization in accordance with the provisions of Chapters XII and XV;

(g) Determine the emoluments of the President of the Council;

(h) Appoint a chief executive officer who shall be called the Secretary General, and make provision for the appointment in accordance with of such other personnel as may be necessary, in accordance with the provisions of Chapter XI;

(i) Request, collect, examine and publish information relating (1) Request, collect, examine and publish information of international air services, including information about the costs of <sup>operation</sup> and particulars of subsidies paid to airlines from

Convention, as well as any failure to carry out recommendations (j) Report to contracting States any infraction of this

or determinations of the Council; (k) Report to the Assembly any infraction of this Convention

<sup>(k)</sup> Report to the Assembly any infraction of this contraction <sup>where a contracting State has failed to take appropriate action <sup>within a root racting State has failed of the infraction;</sup></sup> within a reasonable time after notice of the infraction;

(1) Adopt, in accordance with the provisions of Chapter VI of this Convention, international standards and recommended practices. practices; for convenience designate them as Annexes to this Convention; and notify all contracting States of the action taken;

(m) Consider recommendations of the Air Navigation Com-

mission for amendment of the Annexes and take action in accor-dance with the Annexes and take action in accordance with the provisions of Chapter XX;

(n) Consider any matter relating to the Convention which any contracting State refers to it.

### Article 55

The Council may:

(a) Where appropriate and as experience may show to re-gional or other subordinate air transport commissions on a re-three subordinate air transport commissions of a re-(a) Where appropriate and as experience may show to be of Council.

kional or other basis and define groups of states or airlines with or aim ship which is and define groups of states or airlines with or the single which is and define groups of states or airlines with or the single which is a state of the single state state of the single state state of the single state st through which it may deal to facilitate the carrying out of the

(b) Delegate to the Air Navigation Commission duties adding meh delegation of forth in the Convention and revoke or modify (b) Delegate to the Air Navigation Commission duties addi-to those and to the Air Navigation and revoke or modify such delegations of authority at any time; Air (c) Conduct research into all aspects of air transport and avigation which are of international importance, communi-

cate the results of its research to the contracting States, and facilitate the exchange of information between contracting States on air transport and air navigation matters:

(d) Study any matters affecting the organization and operation tion of international air transport, including the international ownership and operation of international air services on trunk routes, and submit to the Accenticational air services on trunk routes, and submit to the Assembly plans in relation thereto, (e) Investigate at the

(e) Investigate, at the request of any contracting State, any situation which may appear to present avoidable obstacles to the development of international development of international air navigation; and, after such investigation, issue such romant air navigation; and, after such investigation, issue such reports as may appear to it desirable.

### CHAPTER X

#### THE AIR NAVIGATION COMMISSION

#### Article 56

Nomination and appoint ment of Commission.

The Air Navigation Commission shall be composed of twelve members appointed by the Council from among persons nominated by contracting States. These persons shall have suitable qualifications and experience in the science of the scien Council shall request all contracting States to submit nominations. The President of the Air Navigation Commission shall be appointed by the Council. and experience in the science and practice of aeronautics.

### Article 57

(a) Consider, and recommend to the Council for adoption, The Air Navigation Commission shall: modifications of the Annexes to this Convention; (b) Establish technical subcommissions on which any con-

tracting State may be represented, if it so desires;

(c) Advise the Council concerning the collection and con-ication to the contracting State and the collection which it munication to the contracting States of all information of air considers necessary and useful for the advancement of air

### CHAPTER XI

#### PERSONNEL

Appointment of personnel.

International

character of

norsonal.

Article 58 Subject to any rules laid down by the Assembly and to the provisions of this Convention, the Council shall determine the method of appointment and of termination of the termination of termination of the termination of t of appointment and of termination of appointment, the training, and the salaries, allowances, and conditional appointment, the Secretary General and of the salaries of the Secretary of the Secr the salaries, allowances, and conditions of service of the Secretary General and other personnel of the Council shall determine the secretary make use of other personnel of the Council service of the employ of General and other personnel of the Organization, and may employ of make use of the services of national organization, and may entry make use of the services of nationals of any contracting State.

Article 59 The President of the Council, the Secretary General, and other barge of the not seek or real, the Secretary General, to the personnel shall not seek or receive instructions in regard to the Organization of their responsibilities for instructions in external respect discharge of their responsibilities from any authority external to represent the internation. Each contracting for any authority external contracting for any authority of the response fully to represent the internation.

Organization. Each contracting State undertakes of the parge of and not to real the international character of the responsibilities of the personal their responsibilities and not to seek to influence any of the personal their responsibilities of the discharge of and not to seek to influence any of its nationals in the discharge of

Duties of Commission.

# 49

### Article 60

Each contracting State undertakes, so far as possible under its Immunities Lach contracting State undertakes, so far as possible under its immunities mustitutional procedure, to accord to the President of the Council, the and privileges determined of the Organization, the Secretary General, and the other personnel of the Organization, the unnulities and privileges which are accorded to corresponding per-<sup>multies</sup> and privileges which are accorded to correspondent inter-<sup>multies</sup> of other public international organizations. If a general inter-<sup>multies</sup> and privileges of international ational agreement on the immunities and privileges of international argument of the immunities and privileges accorded ivil servants is arrived at, the immunities and privileges of internet accorded the President, the Secretary General and the other personnel of the Organization of the Secretary General and the other personnel of the Secretary General and privileges accorded under <sup>ree President</sup>, the Secretary General and the other personnel of the secretary General and the other personnel of the secretary general shall be the immunities and privileges accorded under <sup>sanzation</sup> shall be the innutational agreement.

## CHAPTER XII

#### FINANCE

The Council shall submit to the Assembly an annual budget, Budget and al statement shall submit to the Assembly an annual budget, Budget and sportionne The Council shall submit to the Assembly an annual budget, Budget and apportionment statements of accounts and estimates of all receipts and expen-of expenses. The A The Assembly shall vote the budget with whatever modifica-The Assembly shall vote the budget with whatever mount and it sees fit to prescribe, and, with the exception of assessments the Chapter XV to States consenting thereto, shall apportion the seases of the O <sup>Appenses</sup> of the Organization among the contracting States on the <sup>News</sup> which it doubt to time determine. wis which it shall from time to time determine.

The Assembly may suspend the voting power in the Assembly Suspension of in the Connect may suspend the voting power that fails to discharge voting power. The Assembly may suspend the voting power in the Assembly Suspension of within a reasonable period its financial obligations to the Organiza-

Each Article of its own delega- Expenses of any person whom it and the remuneration, travel, and other expenses and other representations and of its representations and other representations and of its representations on commis-Each Article 63 to the Assembly State shall bear the expenses of its own delega- Expenses of any the Assembly State shall bear the expenses of its own delega- Expenses of any travel, and other expenses and other any person whom it appoints to serve on the Council, and of its representatives. any person whom it appoints to serve on the Council, and of the organization of the Or

## CHAPTER XIII

# OTHER INTERNATIONAL ARRANGEMENTS

The Organization May, with respect to air matters within its com- Security arrangements. Why the appropriate and world security, by vote of the Assembly arrangements. The Organization May, with respect to air matters within its com- security affection may, with respect to air matters within its com- security affection set The directly affecting world security, by vote of the Assembly by the appropriate arrangements with any general organization set by the nations of the world to preserve peace.

The Council, Article 65 Wises and for common international bodies for the maintenance of common international for common contents concerning personnel and, with bodies. The Council Article 65 Arrangements with other international bodies for the maintenance of common international international bodies. with other international bodies for the maintenance of common international bodies for the maintenance and, with bodies.

the approval of the Assembly, may enter into such other arrangements as may facilitate the work of the O as may facilitate the work of the Organization.

Functions relating to other agreements.

(a) The Organization shall also carry out the functions placed of by upon it by the International Air Services Transit Agreement and by the International Air Services Transit Agreement and the International Air Transport Agreement drawn up at Chicago the therein December 7, 1944, in accordance with the second se December 7, 1944, in accordance with the terms and conditions therein

(b) Members of the Assembly and the Council who have not the pred the International Air Service The Council who have not the accepted the International Air Services Transit Agreement or the International Air Transport Agreement drawn up at Chicago December 7, 1944, shall not have the right to vote on any question of the desembly or Council referred to the Assembly or Council under the provisions of its

# INTERNATIONAL AIR TRANSPORT PART III.

### CHAPTER XIV

# INFORMATION AND REPORTS

File reports with Council.

Each contracting State undertakes that its international airling l, in accordance with requirements that its international council air shall, in accordance with requirements laid down by the Council file with the Council traffic reports, cost statistic down by the council showing with the Council traffic reports, cost statistics and financial statements showing among other things all received to the council traffic reports. showing among other things all receipts and the sources thereof.

## CHAPTER XV

AIRPORTS AND OTHER AIR NAVIGATION FACILITIES

Designation of routes and airports.

Article 68 of the vention, designate the route to be full to the provisions designate the route to be full Convention, designate the route to be followed within its territory any international air service and the air within its such service any international air service and the airports which any such service and the airports which any service and the airports which are service are service and the airports which are service are service

Improvement of air navigation farilities.

Article 69 other gation-facilities, including radio and the airports or vices, or results and the stories of the openion of the stories of the openion of the stories of the stories of the stories of the story of t If the Council is of the opinion that the airports or view and services, and enter not reasonable and meteorological services are presented on the service of the service o contracting State are not reasonably adequate for the vices, present or contemplated, the contemplated, the contemplated of th efficient, and economical operation of international air services, present or contemplated, the Council shall compute the state directly by or contemplated, the Council shall consult with the State dimensions which the situati or contemplated, the Council shall consult with the State inclusion of international air services by or which the situation may be remedied and view to make record or that much which the situation may be remedied, and may make guilt recommended in the second states affected, with a view to finding recommendation of this Comparison of this C tions for that purpose. No contracting State shall be guilt recommendations. infraction of this Convention if it fails to carry out 1944. No. 36.

### 51

### Article 70

A contracting State, in the circumstances arising under the pro-Financing Visions of Article 69, may conclude an arrangement with the Council of air for give the provide an arrangement with the Council facilities. for giving effect to such recommendations. The state may elect to facilities. bear all of the costs involved in any such arrangement. If the State to  $d_{0es}$  and  $d_{0es}$  are the request of the State, to toes not so elect, the Council may agree, at the request of the State, to provide for all or a portion of the costs.

### Article 71

If a contracting State so requests, the Council may agree to pro- Provision and <sup>If a</sup> contracting State so requests, the Council may agree to pro- riousuance vide, man, maintain, and administer any or all of the airports and maintenance other air position in children radio and meteorological ser- by Council. other air navigation facilities, including radio and meteorological ser- by Council. Vices, requiring the safe, regular, efficient and <sup>racr</sup> air navigation facilities, including radio and meteorological and <sup>races</sup>, required in its territory for the safe, regular, efficient and <sup>economical</sup> air services of the other <sup>economical</sup> operation of the international air services of the other contracting States, and may specify just and reasonable charges for the use of the facilities provided.

Where land is needed for facilities financed in whole or in part Acquisition he Council is needed for facilities financed in whole or in part Acquisition Where land is needed for facilities financed in whole or in part Acquisition by the Council at the request of a contracting State, that State shall or use of land. the Council at the request of a contracting State, that State her provide the land itself, retaining title if it wishes, or facilitate her use of the land itself, retaining title and reasonable terms and the use of the land itself, retaining title if it wisnes, of the and itself, retaining title if it wisnes, of the land by the Council on just and reasonable terms and h accordance with the laws of the State concerned.

Within the limit of the funds which may be made available to it Expenditure the Assembly make current and assessme Within the limit of the funds which may be made available to it Expenditure expenditures for the Chapter XII, the Council may make current and assessment of funds. espenditures for the purposes of this Chapter from the general funds the Organization. The Council shall assess the capital funds the Organization. The Council shall assess the capital func-bortions over a purposes of this Chapter in previously agreed pro-tions over a purpose of this Chapter in the contracting States bortions over a reasonable period of time to the contracting States bay on generating thereto whose airlines use the facilities. The Council <sup>then the purposes of this Chapter to the contracting States, <sup>then senting thereto whose airlines use the facilities. The Council <sup>then then the sentence of the sentence o</sup></sup></sup> <sup>thequired</sup>, <sup>theq</sup>

When the Council, at the request of a contracting State, advances Technical anangement may provides airports or other facilities in whole or in part, the assistance and issistance in the supporties and other the support of the supp When the Council, at the request of a contracting State, advances Technical and provider of the request of a contracting state, advances Technical utilization in whole or in part, the assistance advances are stated at the request of a contracting state, advances Technical assistance are stated at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state, advances Technical at the request of a contracting state at the asistance in the supervision and operation of the airports and other the revenues derived from the supervision and operation of the airports and the supervision and operation of the airports and the revenues derived from the supervision and for the supervision and for the revenues derived from the supervision and for the super activities, and for the supervision and operation of the airports and other repeation of the supervision and operation of the airports and other of the supervision and operation of the operating expenses peration of the supervision and operation of the derived from the supervision of the airports and other facilities, of the operating expenses argee ports and the end of interest and amortization the airports and the other facilities, and of interest and amortization

A contracting Article 75 which it has optimized any time discharge any obligation Taking over other it has optimized any time discharge any obligation Taking over other it has optimized any time discharge any obligation Taking over tother it has optimized any time discharge any obligation taking over Article 70 and which it has State may at any time discharge any obligation Taking over inter facilities entered under Article 70, and take over airports of facilities from Council has provided in its territory in the approximation of Article 71 and 72, by paying to the a the circular twister of Article 70, and the in its territory is the circular twister of the council has provided in its territory is the circular to the provisions of Article 71 and 72, by paying to the which in the opinion of the Council is reasonable the circumstances If the State considers that the amount fixed a the circumstances. If the State considers that the Assembly against the circumstances. If the State considers that the amount inxed the council is unreasonable it may appeal to the Assembly against decision of the Council and the Assembly may confirm or amend

from Council.

#### Article 76

52

Return of funds.

Funds obtained by the Council through reimbursement under Article 75 and from receipts of interest and amortization payments under Article 74 shall, in the case of advances originally financed by States under Article 73, be returned to the States which were originally assessed in the originally assessed in the proportion of their assessments, as determined by the Council.

### CHAPTER XVI

# JOINT OPERATING ORGANIZATIONS AND POOLED SERVICES

#### Article 77

Joint operating organizations permitted.

Nothing in this Convention shall prevent two or more contracting States from constituting joint air transport operating organizations or international operating goint air transport operating organizations on any routes or in any regions and from pooling their air services on any routes or in any regions, but such organizations or agencies and such pooled services shall be and such pooled services shall be subject to all the provisions of agree Convention, including those relating to the registration of agree-ments with the Council. The Council shall determine in what maner the provisions of this Convention of the registration of agreethe provisions of this Convention relating to nationality of aircraft shall apply to aircraft operated by international operating agencies.

Council.

The Council may suggest to contracting States concerned that form joint organizations to they form joint organizations to operate air services on any routes

A State may participate in joint operating organizations or in ing arrangements, either through it operating organizations and through an pooling arrangements, either through its government or through the airline company or companies designated by its government. be companies may, at the sole discretion of the State concerned, state-owned or partly state-owned or privately-owned.

# PART IV. FINAL PROVISIONS

### CHAPTER XVII

OTHER AERONAUTICALL AGREEMENTS AND ARRANGEMENTS

Paris and Habana Conventions.

Each contracting State undertakes, immediately upon the coming force of this Convention to react the coming of the reation of this Convention to react the coming of the into force of this Convention, to give notice of denunciation signed Convention relating to the Reputerious notice of denunciation signed Convention relating to the Regulation of Aerial Navigation signed Aviation si Aviation signed at Habana on February 20, 1928, if it is a party to the Convention supersedes either. As between contracting States, this Convention of supersedes the Conventions of Paris and Habaras, this Convention to. the Conventions of Paris and Habana previously referred to.

Registration of existing agreements.

All aeronautical agreements which are in existence on the coming force of this Convention, and which are in existence a contracting e and any cut into force of this Convention, and which are in existence on the contracting State and any other State or betar which are between a contracting forth State and any other State or between an airline of a contracting forth with registered with the Council

Function of

Participation in operating organizations. 1944. No. 36.

#### 53

#### Article 82

The contracting States accept this Convention as abrogating all Abrogation of obligations and understandings between them which are inconsistent arrangements. with its terms, and undertake not to enter into any such obligations and undertake not to enter into any such obligations and undertake not to enter which before becoming a and understandings. A contracting State which, before becoming a member standings. <sup>Member</sup> of the Organization has undertaken any obligations toward a non-contracting State or a national of a contracting State or of a non-contracting State or a national of a contracting State or of a ton-contracting State or a national of a contracting convention, ball to release from the obligations. <sup>shall take</sup> immediate steps to procure its release from the obligations. If an airline of any contracting State has entered into any such inconsistent obligations, the State of which it is a national shall use its best obligations, the state of which it is a national shall in use its best efforts to secure their termination forthwith and shall in any provide the secure their termination forthwith and shall in any event cause them to be terminated as soon as such action can awfully be taken after the coming into force of this Convention.

### Article 83

Subject to the provisions of the preceding Article, any contracting Registration State may make arrangements not inconsistent with the provisions of arrangements. this Convention. Any such arrangement shall be forthwith registered with the Council, which shall make it public as soon as possible.

#### CHAPTER XVIII

#### DISPUTES AND DEFAULT

#### Article 84

If any disagreement between two or more contracting States settlement If any disagreement between two or more contracting States setucations telating to the interpretation or application of this Convention and of disputes. of annexes converting of the application is annexes cannot be settled by negotiation, it shall, on the application of any State of any State concerned in the disagreement, be decided by the Coun-<sup>any</sup> State concerned in the disagreement, be decided by the output of member of the Council shall vote in the consideration by the member of the Council shall vote in the consideration State Council of any dispute to which it is a party. Any contracting State may, subject to Article 85, appeal from the decision of the Council to an ad hoc arbitral tribunal agreed upon with the other parties to the dispute of arbitral tribunal agreed upon with the other parties. Any the dispute or to the Permanent Court of International Justice. Any lack appeal to the Permanent Court of International Justice days of <sup>tech</sup> appeal shall be notified to the Council within sixty days of notified to the Council. receipt of notification of the decision of the Council.

If any contracting State party to a dispute in which the decision Arbumane Permanent is under appeal has not accepted the Statute of the procedure. Partice and the contracting States If any contracting State party to a dispute in which the decision Arbitration Council in Council in the procedure. he Council is under appeal has not accepted the Statute of the permanent Court of International Justice and the contracting States to the dispute shall parties to the dispute cannot agree on the choice of the arbitral tribunal to the dispute cannot agree on the choice of the around the shall have a single arbitrator who shall name an umpire. If either contracting States part umpire. If either thin a period of the contracting States part umpire. If either thin a period of thready to the dispute fails to name an arbitrator within that of the council of t a period of three months from the date of the appeal, an arbitrator who shall name an arbitrator who shall name an arbitrator who shall be named of three months from the date of the appeal, an arbitrator is a shall be named on both the state by the President of the Council by the period oute party to the dispute fails to have appeal, an arbitute available of three months from the date of the appeal, an arbitute from a list of motion behalf of that State by the President of the Council outed list of motion is agree on an tion a list of qualified and available persons maintained by the more a list of qualified and available persons maintained by the more a list, the president of days, the arbitrators cannot agree on an an available persons is a list of the council shall designate an umpire from muncil st of qualified and available persons cannot agree on the list, the President of the Council shall designate an umpire from the interviously of the Council shall designate and the umpire shall The arbitrators and the umpire shall uppresent of the President of the Council shall designate an umpire shall designate and umpire shall designate and the umpire shall unable to the council shall designate and the umpire s <sup>the list</sup> the President of the Council shall designed the umpire shall designed the umpire shall designed the umpire shall designed to the previously referred to. The arbitrators and the umpire shall stabilished under the an arbitral tribunal. Any arbitral tribunal under this or the preceding Article shall settle its own

procedure and give its decisions by majority vote, provided that the Council may determine procedural questions in the event of any delay which in the opinion of the Council is excessive.

#### Article 86

Unless the Council decides otherwise, any decision by the Council on whether an international airline is operating in conformity with the provisions of this Convention shall remain in effect unless reversed on appeal. On any other matter, decisions of the Council shall, if appealed from he appealed for the Council shall, if appealed from, be suspended until the appeal is decided. decisions of the Permanent Court of International Justice and of an arbitral tribunal shall be find of an arbitral tribunal shall be final and binding.

### Article 87

Each contracting State undertakes not to allow the operation of a contracting State the not to allow the operation of a contracting State the not to allow the operation of the power its an airline of a contracting State undertakes not to allow the operation its territory if the Council has desided through the air space above not territory if the Council has decided that the airline concerned is not conforming to a final decision word that the airline concerned the previconforming to a final decision rendered in accordance with the previ-

### Article 88

The Assembly shall suspend the voting power in the Assembly in the Council of any contraction voting power in the in default non-conformity by State. The Assembly shall suspend the voting power in the Assembly by State. under the provisions of this cut acting State that is found in default under the provisions of this Chapter.

#### CHAPTER XIX

#### WAR

In case of war, the provisions of this Convention shall not affected, freedom of action of approximation this Convention shall not affected, the freedom of action of any of the contracting States affected, whether as belligerents or as neutral. The contracting States shall apply whether as belligerents or as neutrals. The same principle shall apply in the case of any contracting States. The same principle shall apply War and emergency in the case of any contracting State which declares a state of national conditions.

#### CHAPTER XX

#### ANNEXES

Adoption and Amendment of Annexes.

(a) The adoption by the Council of the Annexes described of two-thirds be Article 54, subparagraph (1), shall require the vote of two-thirds be submitted to the meeting called f the Council at a meeting called for that purpose and shall then be submitted by the Council to each or that purpose and shall then the submitted by the Council to each contracting State. Any such three of an Annex of an Annex of the state of th or any amendment of an Annex shall become effective within the end of such low months after its submission to the contracting State. Any such the end of such longer period of time as the Contracting States or at the unless the meantime. of such longer period of time as the Council may prescribe, their dis approval with an anjority of the contracting states or at the end the meantime a majority of the contracting States or a unless their dis-approval with the Council (b) The Council shall immediately notify all contracting States

of the coming into force of any Annex or amendment thereto.

Penalty for non-conformity by airline.

Appeals.

# 1944. No. 36.

1944. No. 36.

#### 55

#### CHAPTER XXI

# RATIFICATIONS, ADHERENCES, AMENDMENTS, AND DENUNCIATIONS

#### Article 91

(a) This convention shall be subject to ratification by the signa- Ratification of Convention. <sup>(a)</sup> This convention shall be subject to ratification by the signation. <sup>(a)</sup> States. The instruments of ratification shall be deposited in the <sup>Convention.</sup> archives of the Government of the United States of America, which hall give notice of the date of the deposit to each of the signatory and adhering States.

(b) As soon as this Convention has been ratified or adhered to by twenty-six States it shall come into force between them on the dirties. It shall Wirtieth day after deposit of the twenty-sixth instrument. It shall <sup>augeth</sup> day after deposit of the twenty-sixth instrument. <sup>augeth</sup> day after deposit of the twenty-sixth instrument. atter the deposit of its instrument of ratification.

(c) It shall be the duty of the Government of the United States of America to notify the government of each of the signatory and athering of the notify the government of each of the signatory and Adhering States of the date on which this Convention comes into force.

### Article 92

# the <sup>(a)</sup> This Convention shall be open for adherence by members of Admendiate Which remains and States associated with them, and States Convention. (a) This Convention shall be open for adherence by members of Adherence to which remained neutral during the present world conflict.

the Government of the United States of America and shall take effect as from the thirtieth day from the receipt of the notification by the Government of the United States of America, which shall notify all Government of the United States of the notification by all

States other than those provided for in Articles 91 and 92(a) may Admission of the to append the states. Nation  $N_{\text{tates}}$  other than those provided for in Articles 91 and 92(a) may Administration of approval by any general international organization set up other States. by the nations of the world to preserve peace, be admitted to partici-hation in this of the world to preserve peace, be admitted to partici-<sup>the</sup> nations of the world to preserve peace, be admitted to put the Assembly and Convention by means of a four-fifths vote of the provide and the Assembly may prescribe: Assembly and on such conditions as the Assembly may prescribe: unided that i on such conditions as the Assembly may prescribe: and that i on such conditions as the Assembly may prescribe: and that i on such conditions as the Assembly may prescribe: and that i on such conditions as the Assembly may prescribe: and that i on such conditions as the Assembly may prescribe: and that i on such conditions as the Assembly may prescribe: and that i on such conditions as the Assembly may prescribe: and the and the and the and the assembly may prescribe: and the assembly may prescribe wovided that in each case the assent of any State invaded or attacked being the nin each case the assent of seeking admission shall be burned that in each case the assent of any State invaded or attack be accessary present war by the State seeking admission shall be

(a) Any Proposed amendment to this Convention must be Amendment of Convention. the force in respect of States which have ratified such amendment description of States which have ratified by the two-thirds the states which have ratified by the description of States which have ratified by the states specified by the states sp then ratified by the number of contracting States specified by the states than two-thirds. Assembly. The number of contracting States specified by the best than two-thirds the total number so specified shall not be less than two-thirds total number so specified shall not be less than two-thirds total number so specified shall not be less than two-thirds total number so specified shall not be less than two-thirds total number so specified shall not be less than two-thirds total number so specified shall not be less than two-thirds total numbers of the total number so specified shall not be less than two-thirds total numbers of the total numbers of total numbers of the total numbers of to (b) It number of contracting States.

(b) If in its opinion the amendment is of such a nature as to by this course opinion the amendment is resolution recommending (b) If in its opinion the amendment is of such a nature as a doption may provide the Assembly in its resolution recommending being may provide the Assembly in its resolution retified within a about this course, the Assembly in its resolution recommendation a period and period at a period at the that any State which has not ratified within a period at a period at a party to the proprior may provide that any State which has not ratified within the spin of after the amendment has come into force shall therethe period after the amendment has come into force shall the the convention be a member of the Organization and a party to the

### Article 95

Denunciation

(a) Any contracting State may give notice of denunciation of of Convention. this Convention three years after its coming into effect by notification which addressed to the Government of the United States of America, which

shall at once inform each of the contracting States.

(b) Denunciation shall take effect one year from the date of the notification and the date of the the receipt of the notification and shall operate only as regards the State effecting the denunciation.

### CHAPTER XXII

#### DEFINITIONS

#### Article 96

(a) "Air service" means any scheduled air service performed by

aircraft for the public transport of passengers, mail or cargo. (b) "International air service" means an air service State. passes through the air space over the territory of more than one State. (c) "Airline" means or the territory of more than one for the territory of more than one state.

(c) "Airline" means any air transport enterprise offering or

operating an international air service.

(d) "Stop for non-traffic purposes" means a landing for any purpose other than taking on or discharging passengers, cargo or mail.

IN WITNESS WHEREOF, the undersigned Plenipotentiaries, having been duly orized, sign this Convention on held Plenipotentiaries, having been duly authorized, sign this Convention on behalf of their respective governments

DONE at Chicago the 7th day of December, 1944, in the English language. A text drawn up in the English, French, and Spanish languages, each of which shall be of equal authenticity, shall be over Spanish languages, each of D.C. shall be of equal authenticity, shall be open for signature at Washington. D.C. Both texts shall be deposited in the content for signature at Washington United Both texts shall be deposited in the archives of the Government of the United States of America, and certified conjugation of the Government of Covernment States of America, and certified copies shall be transmitted by that Government to the to the governments of all the States which may sign or adhere to

(Here follow the names of signatories for Afghanistan, Australia, Bolivia, ada, Chile, China, the Dominican P (Here follow the names of signatories for Afghanistan, Australia, Bolivian Canada, Chile, China, the Dominican Republic, Ecuador, Egypt, France, Greece, Haiti, Honduras, Iceland, India, Iran, Iraq, Ireland, Lebanon, Liberia, Mexico, the Netherlands, New Zealand, Nicaragua, Panama, Peru, the Philippine King monwealth, Poland, Portugal, Spain, Sweden, Syria, Turkey, the United King dom of Great Britain and Northern Ireland, the United States of Amanana Uruguay, Denmark, Thailand. The Delegation of the Republic of panama Uruguay, Denmark, Thailand. The Delegation of the Republic of Panama signed the Convention ad referendum and ended to the Republic of reservations. signed the Convention ad referendum, and subject to the following reservations: 1. Because of its strategic position and subject to the following reservation of the means of convention of the strategic position and subject to the following reservation of the 1. Because of its strategic position and responsibility in the protection of the world trade, and with the territory which and responsibility in the protection of the territory world trade. means of communication in its territory, which are of the utmost importance its of Panama recevery in the defense of the territory are of the utmost importance its territory. world trade, and vital to the defence of the Western Hemisphere, the Reouble of Panama reserves the right to take with of Panama reserves the right to take, with respect to all flights through proper space above its territory, all measures which respect to all flights through proper space above its territory, all measures which in its judgment may be 2. The for its own security or the protection of said means of communication; and made in the Correction that the technical means of communication reference is Republic of Panama understand that the technical annexes to which reference is made in the Convention constitute rescential annexes to which reference is obligations.) made in the Convention constitute recommendations only, and not binding

### APPENDIX III

# INTERNATIONAL AIR SERVICES TRANSIT AGREEME

The States which sign and accept this International Air Services Transit Agreement, being members of the International Civil Aviation Organization,

### ARTICLE I

### Section 1

Each contracting State grants to the other contracting States the following theedoms of the air in respect of scheduled international air services:

(1) The privilege to fly across its territory without landing;

(2) The privilege to land for non-traffic purposes.

The privileges of this section shall not be applicable with respect to air-The privileges of this section shall not be applicable with respect the ports utilized for military purposes to the exclusion of any scheduled inter-and in time of the supply routes leading to such areas, the exercise and in time of war along the supply routes leading to such areas, the exercise of such privit war along the supply routes leading to the competent military of such privileges shall be subject to the approval of the competent military

#### Section 2

The exercise of the foregoing privileges shall be in accordance with the issions of the foregoing privileges shall be in accordance with the The exercise of the foregoing privileges shall be in accordance in the second structure in the second secon <sup>tovisions</sup> of the Interim Agreement on International Civil Aviation and, Civil <sup>Aviation</sup>, bether the provisions of the Convention on International Civil <sup>Aviation</sup>, bether the provision of the Convention on International Civil Aviation, both drawn up at Chicago on December 7, 1944.

the privilege to stop for non-traffic purposes may require such airlines to offer non-traffic purposes may require such airlines are made. <sup>ac</sup> privilege to stop for non-traffic purposes may require such airlines to the <sup>acasonable</sup> commercial service at the points at which such stops are made.

Such requirement shall not involve any discrimination between airlines Such requirement shall not involve any discrimination between all no and shall be exercised in such a manner as not to prejudice the normal operations of a state international operations of the international distance of the same route in the same route of the same route and shall be exercised in such a manner as not to prejudice the normal operations of a <sup>and</sup> shall be exercised in such a manner as not to prejudice the normal operations of a <sup>contracting</sup> State

Each contracting State may, subject to the provisions of this Agreement, in (I) Desired State may, subject to the provisions of this Agreement, use (1) Designate the route to be followed within its territory by any mational grate the route to be followed within its territory by any use; (1) Designate may, subject followed within its territory by use; international air service and the airports which any such service just and (2) Imposed on any such service just these (2) Impose or permit to be imposed on any such service just and tharges shall arges for the use of such airports and other facilities; these charges shall not be higher than would be paid for the use of such airports and sent facilities to be higher than would be paid for the use of such airports are sent facilities. and facilities by its national aircraft engaged in similar international startices: provide its national aircraft engaged in similar international startices. <sup>services</sup>: provided that, upon representation by an interested contracting be with the charged that, upon representation by an interested contracting be up the charged that, upon representation by an other facilities shall state, the provided that, upon representation by an interested contracting be subject to review by the Council of the International Civil Aviation that is a provided to review by the council of the International Civil Aviation Organization established under the above-mentioned Convention, which the organization established under the above-mentioned for the consideration of thall report and make recommendations thereon for the consideration of

#### Section 5

Each contracting State reserves the right to withhold or revoke a certificate or permit to an air transport enterprise of another State in any case where it is not satisfied that substantial comparation another State in any case where in not satisfied that substantial ownership and effective control are vested in any case where in nationals of a contracting State on in and effective control are vested effective control effective co nationals of a contracting State, or in case of failure of such air transport enterprise to comply with the laws of the State enterprise to comply with the laws of the State over which it operates, or to perform its obligations under this Agreement.

### ARTICLE II

### Section 1

A contracting State which deems that action by another contracting State under this Agreement is causing injustice or hardship to it, may request the Council to examine the situation. The Council and the into the Council to examine the situation. The Council shall thereupon inquire into the matter, and shall call the States concerned into the states concerned in the states concerned i matter, and shall call the States concerned into consultation. Should such con-sultation fail to resolve the difficulties the Categories of the such consultation fail to resolve the difficulty, the Council may make appropriate find-ings and recommendations to the contraction of the appropriate findings and recommendations to the contracting States concerned. If thereafter a contracting State concerned shall in the contracting States concerned. contracting State concerned shall in the opinion of the Council unreasonably fail to take suitable corrective action, the Council may recommend to be state be Assembly of the above-mentioned Organization that such contracting State be suspended from its rights and privilege used to that such contracting action suspended from its rights and privileges under this Agreement until such action has been taken. The Assembly by a two thirds is Agreement until such conhas been taken. The Assembly by a two-thirds vote may so suspend such eon until such account tracting State for such period of time and the such account of the such such end such the such such account the such account of the such such account of Council shall find that corrective action has been taken by such State.

If any disagreement between two or more contracting States relating to the pretation or application of this Agreement contracting States relating to provision. interpretation or application of this Agreement cannot be settled by negotiation shall be applicable in the provisions of Chapter XVIII of the above the settled by negotiation shall be applicable in the settled by negotiation of the settled by negotiation shall be applied by the settled by negotiation shall be applied by the settled b the provisions of Chapter XVIII of the above-mentioned Convention shall be applicable in the same manner as provided the mentioned Convention any de applicable in the same manner as provided therein with reference to any discovertion agreement relating to the interpretation or application of the above-mentioned Convention.

This Agreement shall remain in force as long as the above mentioned <sup>Cont</sup> vention; provided, however, that any contracting State, a party to Government Agreement, may denounce it on one year's roting State, a party the Government of the United State. Agreement, may denounce it on one year's notice given by it to the Government of the United States of America, which shell at given by it to the contract of the United States of America, which shall at once inform all other contract

Pending the coming into force of the above-mentioned Convention, all relevant Article hall be deemed to than those contained in the neutron 2, and article to the second s ences to it herein, other than those contained in Article II, Section 2, and Article V, shall be deemed to be references to the International International to the V, shall be deemed to be references to the Interim Agreement on International Civil Aviation drawn up at Chicago on December 7, 1044, and references is the Civil Aviation drawn up at Chicago on December 7, 1944; and references is all references is and references is all refere International Civil Aviation Organization, the Assembly, and the Council Aviation Organization, the Interim Assembly, and International Civil Aviation Organization, the Provisional International Civil Aviation Organization, the Interim Assembly, and Interim Council respectively.

For the purposes of this Agreement, "territory" shall be defined as in the second convention Article 2 of the above-mentioned Convention.

## 59 ARTICLE VI

# SIGNATURES AND ACCEPTANCES OF "AGREEMENT

The undersigned delegates to the International Civil Aviation Conference, <sup>convened</sup> in Chicago on November 1, 1944, have affixed their signatures to this Agreement of the United States of Agreement with the understanding that the government of the United States of American with the understanding that the government with the understanding that the government of the govern-America shall be informed at the earliest possible date by each of the governments on whose behalf the Agreement has been signed whether signature on its behalf of whose behalf the Agreement has been signed by that government and behalf shall constitute an acceptance of the Agreement by that government and

an obligation binding upon it.

Any State a member of the International Civil Aviation Organization may any State a member of the International Civil Aviation Organization of accept the present Agreement as an obligation binding upon it by notification of its accept the United States, and such acceptance  $\frac{1}{18}$  acceptance to the Government of the United States, and such acceptance  $\frac{1}{16}$  and  $\frac{1}{16}$  acceptance to the Government of the receipt of such notification by that shall become effective upon the date of the receipt of such notification by that Government

This Agreement shall come into force as between contracting States upon This Agreement shall come into force as between contracting batter each sacceptance by each of them. Thereafter it shall become binding as to each other State in the state of the Government of the United States on other State indicating its acceptance to the Government. The Government  $t_{he}^{e}$  date indicating its acceptance to the Government of the Onice Comment of the United States of the acceptance by that Government. The Government difference of the date of the United States of the date of all accord States shall inform all signatory and accepting States of the date of all acceptances of the Agreement, and of the date on which it comes into force <sup>an</sup> acceptances of tate.

IN WITNESS WHEREOF, the undersigned, having been duly authorized, sign Agreements on the dates appearing this Agreement on behalf of their respective governments on the dates appearing opposite their respective signatures.

Done at Chicago the seventh day of December, 1944, in the English Done at Chicago the seventh day of December, 1944, in the seventh day of Which should be opened for signature at W which should be opened for signature at which shall be of equal authenticity, shall be opened for signature at ashington DC of equal authenticity, shall be archives of the Govern-Washington, D.C. Both texts shall be deposited in the archives of the Govern-by a of the Unit. Both texts shall be deposited copies shall be transmitted hent of the United States of America, and certified copies shall be transmitted by that Guyanited States of America, and certified states which may sign or by that Government to the governments of all the States which may sign or

(Here follow the names of the signatories\* for Afghanistan, Bolivia, China, Ideria, Egypt, France, Greece, Haiti, Honduras, India, Iran, Iraq, Lebanon, Commonwealth, Polend, Sweden, Turkey, the United Kingdom of Great Bilain Wealth, Polend, Sweden, Turkey, the United Kingdom of Great (Here follow the names of the signatories\* for Afghanistan, Bolivia, Chile, ador, Egypt D. Honduras India, Iran, Iraq, Lebanon,

Commonwealth, Poland, Spain, Sweden, Turkey, the United Kingdom of Great Britain and Northern Ireland (with declaration to the effect that, failing later \* Sate of final of the set of

Antain awealth, Poland, Spain, Sweden, Turkey, the hotification and Northern Ireland (with declaration to the effect that, failing later states of inclusion, the signature does not cover Newfoundland), the United America, II, the Second Later (ad referendum), Denmark, Thailand). <sup>Suffcation</sup> of inclusion, the signature does not cover Newfoundland), the United States of America, Uruguay, Venezuela (ad referendum), Denmark, Thailand).

means that unless

a further notice includes remfoundeand is sent, she is not party this agreement.

### APPENDIX IV

# INTERNATIONAL AIR TRANSPORT AGREEMENT

The States which sign and accept this International Air Transport Agreements being members of the International Civil Aviation Organization, declare as follows:-

### ARTICLE I

#### Section 1

Each contracting State grants to the other contracting States the following freedoms of the air in respect of scheduled international air services:-

- (1) The privilege to fly across its territory without landing;

(3) The privilege to put down passengers, mail and cargo taken on interritory of the State whose patting in the state whose patting in the state whose patting in the state whose patting is a state whose patting in the state whose patting is a sta the territory of the State whose nationality the aircraft possesses;

(4) The privilege to take on passengers, mail and cargo destined for the tory of the State whose nationality it. territory of the State whose nationality the aircraft possesses;

(5) The privilege to take on passengers, mail and cargo destined for territory of any other contractions States, mail and cargo destined down the territory of any other contracting State and the privilege to put down

With respect to the privileges specified under paragraphs (3), (4) and (3) of this section, the undertaking of each contraction for the formula to through of this section, the undertaking of each contracting State relates only to through services on a route constituting a reasonable and State relates only back to services on a route constituting a reasonably direct line out from and back to

The privileges of this section shall not be applicable with respect to airports utilized for military purposes to the exclusion of any scheduled international in air services. In areas of active hostilities or of military occupation, and in time of war along the supply routes leading to of military occupation, of such privileges about the time of war along the supply routes leading to such areas, the exercise of such areas authorities privileges shall be subject to the approval of the competent military authorities.

Section 2 The exercise of the foregoing privileges shall be in accordance with the provisions of the Interim Agreement on International Civil Aviation and, Civil Aviation, both drawn up at Chicago on December 7, 1014

A contracting State granting to the airlines of another contracting offer privilege to stop for non-traffic purposes and another to airlines to the privilege to stop for non-traffic purposes may require such airlines of another contracting offer reasonable commercial service at the points that is an are made. reasonable commercial service at the points at which such stops are made. Such requirement should

Such requirement shall not involve any discrimination between airrait, shall be exercised in the shall take into any discrimination between airrait, operating on the same route, shall not involve any discrimination between airrait, and shall be exercised in such a manner as not count the capacity of the perations of the international cit and shall be exercised in such a manner as not to prejudice the normal operations of the international air services concerned on the rejudice the normal operations of the international air services concerned or the rights and obligations of an

### Section 4

Each contracting State shall have the right to refuse permission to the are are and and and and and and and are the right to return permanents, mail and are are and the contracting states to take on in its territory passengers, mail and the area of other contracting states to take on in its territory passengers, mail and <sup>cargo</sup> carried for remuneration or hire and destined for another point within its territory. Each contracting State undertakes not to enter into any arrangements which specifically grant any such privilege on an exclusive basis to any other State or an airline of any other State, and not to obtain any such exclusive Mivilege from any other State.

#### Section 5

Each contracting State may, subject to the provisions of this Agreement, (1) Designate the route to be followed within its territory by any inter-

national air service and the airports which any such service may use; (2) Impose or permit to be imposed on any such service just and reasonable charges for the use of such airports and other facilities; these charges shall not be higher than would be paid for the use of such airports and in similar international and facilities by its national aircraft engaged in similar international services: provided that, upon representation by an interested contracting State is: provided that, upon representation by an interested contracting State, the charges imposed for the use of airports and other facilities shall be and the charges imposed for the use of airports and other facilities shall be and the international Civil Aviation be subject to review by the Council of the International Civil Aviation Organization established under the above-mentioned Convention, which shall report and make recommendations thereon for the consideration of the State the State or States concerned.

Each contracting State reserves the right to withhold or revoke a certificate permit to an air transport enterprise of another State in any case where it not satisfy an air transport enterprise of another State in any case where it a permit to an air transport enterprise of another State in any case which in attend satisfied that substantial ownership and effective control are vested in biomals of a hationals of a contracting State, or in case of failure of such air transport enterbise to comply with the laws of the State over which it operates, or to perform is obligations under this Agreement.

#### ARTICLE II

The contracting States accept this Agreement as abrogating all obligations understand: The contracting States accept this Agreement as abrogating all obligations and understandings between them which are inconsistent with its terms, and tractake not to be obligations and understandings. A coninderstandings between them which are inconsistent with its terms, and inderstandings between them which are inconsistent with its terms, and inderstandings. A con-tracting State not to enter into any such obligations and understandings. A contracting State which has undertaken any other obligations inconsistent with bligations and understandings. A with this Agreement which has undertaken any other obligations inconsistent with bligations inconsistent with the state of the sta this Agreement shall take immediate steps to procure its release from the inconsistence in the steps. If an aid take immediate steps to procure its release into any such Agreement shall take immediate steps to procure its release from the inconsistent obligations. If an airline of any contracting State has entered into any such inconsistent obligations, the State of which it is a national shall use its best to be to secure their to minimum forthwith and shall in any event cause them etorisistent obligations, the State of which it is a national shall use its them be to secure their termination forthwith and shall in any event cause them into the terminated to be terminated as soon as such action can lawfully be taken after the coming

Subject to the provisions of the preceding section any contracting State with this Agreements concerning international air services not inconsistent <sup>the Council</sup>; which shall make it public as soon as possible. Subject to the provisions of the preceding section any contracting State

Each contracting State undertakes that in the establishment and operation sharper the states are consideration shall be given to the interests of the other the states are so as not to interface unduly with their regional services or to through contracting State undertakes that in the established interests of the outer and the states so as not to interfere unduly with their regional services or to develop a not to interfere unduly services. The development of their through services.

### ARTICLE IV

62

#### Section 1

Any contracting State may by reservation attached to this Agreement at the time of signature or acceptance elect not to grant and receive the rights and obligations of Article I. Section 1. and obligations of Article I, Section 1, paragraph (5), and may at any time after acceptance, on six months' notice gives here it is and may at any time after acceptance, on six months' notice given by it to the Council, withdraw itself from such rights and chlight itself from such rights and obligations. Such contracting State may on six months' notice to the Council council such contracting State may on six months' notice to the Council assume or resume, as the case may be, such rights and obligations. No contracting State may be, such rights and obligations. No contracting State shall be obliged to grant any rights under the said paragraph to any contracting State not bound thereby.

A contracting State which deems that action by another contracting State under this Agreement is causing injustice or hardship to it, may request the Council to examine the situation. The Council shall thereupon inquire into the matter, and shall call the State. the matter, and shall call the States concerned into consultation. Should such Should such consultation fail to resolve the difficulty, the Council may make appropriate findings and recommendations to the contracting States concerned. If thereafter a contracting State concerned shall in the a contracting State concerned shall in the opinion of the Council unreasonably fail to take suitable corrective action, the Council may recommend to the Assembly of the above-mentioned Corrective action, the Council may recommend state be Assembly of the above-mentioned Organization that such contracting State be suspended from its rights and primit suspended from its rights and privileges under this Agreement until such action has been taken. The Assembly by the set of the set o has been taken. The Assembly by a two-thirds vote may so suspend such con-tracting State for such period of the shall find that corrective action has been taken by such State.

If any disagreement between two or more contracting States relating to the rpretation or application of this Account of the Ac interpretation or application of this Agreement cannot be settled by negotiation, the provisions of Chapter XVIII of the class of the settled by negotiation, the provisions of Chapter XVIII of the above-mentioned Convention shall be applicable in the same manner as provided by regotiation any disapplicable in the same manner as provided therein with reference to any dis-agreement relating to the interpretation agreement relating to the interpretation or application of the above-mentioned

ARTICLE V This Agreement shall remain in force as long as the above-mentioned Con-vention; provided, however, that any contracting State, a party to the present Agreement, may denounce it on one year's put of state, a party to the Government of the United State. Agreement, may denounce it on one year's notice given by it to the Government of the United States of America, which cheft of the United States of America, which shall at once inform all other contracting. States of such notice and withdrawal

Pending the coming into force of the above-mentioned Convention, all ences to it herein other than there excite above-mentioned VI Section 3, and the VII shall be references to it herein other than those contained in Article IV, Section 3, and Article VII shall be deemed to be reference on the Article IV, Section Inter-national Civil Article in Article IV, Section Inter-Article VII shall be deemed to be references to the Interim Agreement on Inter-national Civil Aviation drawn up at Chicago to the Interim Agreement on refer-ences to the Interim Agreement of the national Civil Aviation drawn up at Chicago on December 7, 1944; and references to the International Civil Aviation drawn up at Chicago on December 7, 1944; and the Council shall be ences to the International Civil Aviation Organization. The Assembly, and the Council shall be deemed to be references to the Provisional International Civil Aviation Organization, the Interim Assembly, and Civil Aviation Organization, the Interim Assembly, and Civil tively. Aviation Organization, the Interim Assembly, and the Interim Council, respec-tively.

For the purposes of this Agreement, "territory" shall be defined as in ele 2 of the above-mentioned Convention Article 2 of the above-mentioned Convention.

### ARTICLE VIII

63

### SIGNATURES AND ACCEPTANCES OF AGREEMENT

The undersigned delegates to the International Civil Aviation Conference, <sup>convened</sup> in Chicago on November 1, 1944, have affixed their signatures to this Agreed in Chicago on November 1, 1944, have affixed their signatures to this Agreement with the understanding that the Government of the United States of America shall be informed at the earliest possible date by each of the governments whose behalf the Agreement has been signed whether signature on its behalf shall constitute an acceptance of the Agreement by that Government and an <sup>obligation</sup> binding upon it.

Any State a member of the International Civil Aviation Organization may accept the present Agreement as an obligation binding upon it by notification of its of its acceptance to the Government of the United States, and such acceptance shall become effective upon the date of the receipt of such notification by that Government.

This Agreement shall come into force as between contracting States upon <sup>1</sup>nis Agreement shall come into force as between constanting as to each other states by each of them. Thereafter it shall become binding as to each other states other State indicating its acceptance to the Government of the United States the date of the receipt of the acceptance by that Government. The Government acceptance by that Government. ment of the United States shall inform all signatory and accepting States of the date of the United States shall inform all signatory and accepting states of the date on which it comes date of the United States shall inform all signatory and acceptances into  $f_{0}$  all acceptances of the Agreement, and of the date on which it comes  $h_{t_0}$  force for each accepting State.

IN WITNESS WHEREOF, the undersigned, having been duly authorized, sign this Agreement on behalf of their respective governments on the date appearing opposite their respective signatures.

DONE at Chicago the seventh day of December, 1944, in the English language. A text drawn up in the English, French and Spanish languages, each of which shall be of equal authenticity, shall be opened for signature at Washington, D.C. Both texts shall be deposited in the archives of the Government of the United States of the deposited in the archives of the Both texts shall be deposited in the archives of the Government bell be transmitted by that Government states of America, and certified copies shall be transmitted by that Government to the governments of all States which may sign or accept this Agreement.

the Dominican Republic, Ecuador, Haiti, Honduras, Lebanon (ad referendum Concerninican Republic, Ecuador, Haiti, Article I, Section 1), Liberia, (Here follow the names of the signatories for Afghanistan, Bolivia, China, <sup>concerning</sup> the fifth privilege enumerated in Article I, Section 1), Liberia, Mexico of the fifth privilege enumerated in the fifth privilege enumerated Mexico, the Netherlands (with the exception of the fifth privilege enumerated Article Private Strength and St in Article I, Section 1), Nicaragua, Peru, Sweden, Turkey (with the exception of the first privilege classical states of the first section 1), the United States of of the fifth privilege enumerated in Article I, Section 1), the United States of America T privilege enumerated in Article I, Section 1), the United States of America T privilege enumerated in Article I, Section 1), the United States of I and I a America, Uruguay, Venezuela (ad referendum), Denmark Thailand).

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### APPENDIX V\*

### DRAFTS OF TECHNICAL ANNEXES

Annex A, Airways Systems

Annex B, Communications Procedures and Systems

Annex C, Rules of the Air

Annex D, Air Traffic Control Practices

Annex E, Standards Governing the Licensing of Operating and Mechanical Personnel

Annex F, Log Book Requirements

Annex G, Airworthiness Requirements for Civil Aircraft Engaging in International Air Numeration International Air Navigation

Annex H, Aircraft Registration and Identification Marks

Annex I, Meteorological Protection of International Aeronauties

Annex J, Aeronautical Maps and Charts

Annex K. Customs Procedures and Manifests

Annex L, Search and Rescue, and Investigation of Accidents

\* Issued separately as Part 2 of the Final Act.