

No. 4766

**AUSTRALIA, BELGIUM, CANADA,
DENMARK, FRANCE, etc.**

**Agreement on the joint financing of certain air navigation
services in Iceland (with annexes). Done at Geneva, on
25 September 1956**

Official texts : English, French and Spanish.

Registered by the International Civil Aviation Organization on 17 June 1959.

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DANEMARK, FRANCE, etc.**

**Accord sur le financement collectif de certains services de
navigation aérienne de l'Islande (avec annexes). Fait à
Genève, le 25 septembre 1956**

Textes officiels anglais, français et espagnol.

Enregistré par l'Organisation de l'aviation civile internationale le 17 juin 1959.

No. 4766. AGREEMENT¹ ON THE JOINT FINANCING OF
CERTAIN AIR NAVIGATION SERVICES IN ICELAND.
DONE AT GENEVA, ON 25 SEPTEMBER 1956

The Governments of Belgium, Canada, Denmark, France, the Federal Republic of Germany, Iceland, Israel, Italy, the Netherlands, Norway, Sweden, Switzerland, the United Kingdom of Great Britain and Northern Ireland and the United States of America, being members of the International Civil Aviation Organization,

Desiring to conclude an agreement for the joint financing, in accordance with the terms and subject to the provisions of Chapter XV of the Convention on International Civil Aviation², of certain Air Navigation Services to be provided by the Government of Iceland,

Have agreed as follows :

Article I

For the purposes of this Agreement :

- (a) "Organization" means the International Civil Aviation Organization ;
- (b) "Council" means the Council of the Organization ;
- (c) "Secretary General" means the Secretary General of the Organization ;
- (d) "Services" means the services specified in Annex I³ to this Agreement and any additional services which may from time to time be provided pursuant to this Agreement.

¹ In accordance with article XXI, paragraph 1, the Agreement came into force between the following States on 6 June 1958, when instruments of acceptance had been deposited with the Secretary-General of the International Civil Aviation Organization by Governments responsible in the aggregate for initial assessments of not less than 90 per cent of the initial maximum cost figure laid down in article V :

State	Date of deposit of instrument of acceptance	State	Date of deposit of instrument of acceptance
Canada	18 January 1957	United Kingdom of Great Britain and Northern Ireland	18 October 1957
United States of America	8 February 1957	Denmark	18 December 1957
Iceland	18 February 1957	Italy	7 February 1958
Norway	10 May 1957	Switzerland	16 May 1958
Sweden	10 May 1957	Netherlands	6 June 1958
Israel	13 May 1957		
Federal Republic of Ger- many	15 October 1957		

It subsequently came into force with respect to Australia on 5 March 1959, the date of deposit of the instrument of accession, in accordance with article XXI, paragraph 2.

² United Nations, *Treaty Series*, Vol. 15, p. 295 ; Vol. 26, p. 420 ; Vol. 32, p. 402 ; Vol. 33, p. 352 ; Vol. 44, p. 346 ; Vol. 51, p. 336 ; Vol. 139, p. 469 ; Vol. 178, p. 420 ; Vol. 199, p. 362 ; Vol. 252, p. 410, and Vol. 324, p. 340.

³ See p. 52 of this volume.

Article II

The Government of Iceland shall provide, operate and maintain the Services and, in consideration of special benefits derived from the Services, shall bear five per cent of the approved actual costs thereof.

Article III

1. The Government of Iceland shall operate and maintain the Services without interruption, in an efficient manner and with the greatest degree of economy consistent therewith and, so far as practicable, in accordance with the applicable Standards, Recommended Practices, Procedures and Specifications of the Organization.

2. Subject to the provisions of Annex I to this Agreement, the manner of taking meteorological observations and of making and disseminating meteorological reports shall be in accordance with the appropriate procedures and specifications promulgated by the World Meteorological Organization.

3. The Government of Iceland shall notify the Secretary General immediately of any emergency necessitating any temporary change or curtailment of the Services and that Government and the Secretary General shall thereupon consult on the measures to be taken to minimize any adverse effect of such change or curtailment.

Article IV

1. The Secretary General shall generally supervise the operation of the Services and may at any time arrange for the inspection of the Services, including any equipment used in connection therewith.

2. The Government of Iceland shall, at the request of the Secretary General, and to the extent practicable, furnish such reports on the operation of the Services as the Secretary General considers desirable.

3. The Secretary General shall, at the request of the Government of Iceland, provide, to the extent practicable, such advice as that Government may reasonably require in regard to the discharge of its obligations under this Agreement.

4. In the event of any failure by the Government of Iceland efficiently to operate and maintain any of the Services, there shall be consultation between that Government and the Secretary General for the purpose of agreeing upon remedial measures.

Article V

The total costs of the Services computed in accordance with Annexes II¹ and III² to this Agreement shall not, for any one calendar year, exceed 1,076,562 United

¹ See p. 58 of this volume.

² See p. 70 of this volume.

States dollars. This limit may be increased by the Council either with the consent of all the Contracting Governments or as a result of the application of the provisions of Article VI.

Article VI

1. For the purpose only of establishing, operating and maintaining services which have not otherwise been provided for pursuant to this Agreement, the limit determined pursuant to the provisions of Article V may be increased by a stated amount with the consent of Contracting Governments responsible in the aggregate for not less than ninety per cent of the total assessments made under the provisions of paragraphs 2, 3, 4 and 5 of Article VII in respect of the last calendar year for which assessments have been made.

2. Subject to the provisions of Article II, any expenditure attributable to the services referred to in paragraph 1 of this Article, or any expenditure made possible under the provisions of paragraph 2 (a) of Article XIII as a result of the inclusion of the said services within this Agreement, shall be borne solely by the Contracting Governments so consenting, in shares having the same relative proportion to each other as the shares of those Governments in the total assessments for the relevant year, and no part of the Reserve Fund referred to in Article X not attributable to those services shall be used for purposes to which those Governments alone have consented.

Article VII

1. Subject to the provisions of Article V and paragraph 2 of Article VI, the Contracting Governments agree to share ninety-five per cent of the approved actual costs of the Services, as determined pursuant to the provisions of Article VIII, in proportion to the aeronautical benefit derived therefrom by each Contracting Government. Such proportion shall be determined for each Contracting Government in respect of each calendar year by the number of complete crossings performed in such year by its civil aircraft on routes between North America and Europe north of the 40th parallel North ; provided that, for the purpose of computing the number of such crossings, flights between the following areas shall be taken into account as follows : Greenland and Canada, Greenland and the United States of America, Greenland and Iceland, and Iceland and Europe—one-third of a crossing ; Greenland and Europe, Iceland and Canada, and Iceland and the United States of America—two-thirds of a crossing.

2. For the purpose of providing advances for the period commencing 1 January 1957 and ending 31 December 1958, the following Contracting Governments shall pay to the Organization, in half-yearly instalments on 1 January and 1 July in each of those years, the amounts set opposite their respective names :

	<i>For 1957</i>	<i>For 1958</i>
	<i>(Icelandic kronur)</i>	
Belgium	622,408	565,825
Canada	659,226	599,297
Denmark	401,497	364,997
France	955,527	868,661
Federal Republic of Germany	268,249	243,863
Iceland	417,276	379,342
Israel	180,586	164,169
Italy	359,419	326,744
Netherlands	1,879,496	1,708,633
Norway	401,497	364,997
Sweden	604,875	549,887
Switzerland	575,070	522,791
United Kingdom of Great Britain and Northern Ireland	1,946,120	1,729,200
United States of America	7,384,737	6,713,397
TOTAL	<u>16,655,983</u>	<u>15,141,803</u>

3. On or before 1 October 1958, the Council shall assess the Contracting Governments for the purpose of providing advances for the year 1959 on the basis of the number of crossings for 1957, and ninety-five per cent of the approved actual costs of the Services for that year with the addition of ten per cent of that amount.

4. On 1 January 1959 and 1 July 1959, in half-yearly instalments, each Contracting Government shall pay to the Organization the amount assessed to it in respect of advances for the calendar year 1959, plus or minus any difference between the amounts paid by it to the Organization as advances in respect of 1957 and its adjusted share, as determined by its crossings and the approved actual costs of the Services for 1957.

5. The provisions of paragraphs 3 and 4 of this Article, with appropriate revision of the dates mentioned therein, shall govern the assessment of and payments by the Contracting Governments in respect of subsequent years so long as this Agreement is not terminated.

6. Subsequent to the termination of this Agreement, the Council shall undertake an adjustment so as to accomplish the objectives of paragraph 1 of this Article in respect of any period for which payments at the termination of the Agreement have not been adjusted pursuant to paragraphs 4 and 5 of this Article.

7. Commencing with the year 1957, each Contracting Government shall furnish to the Secretary General, on or before 1 March of each year, in such form as the Secretary General may prescribe, full particulars of crossings performed during the preceding calendar year by its civil aircraft on routes between North America and Europe north of the 40th parallel North.