

No. 5651

**LIBERIA
and
NETHERLANDS**

Agreement (with schedule) for the establishment and operation of air services between and beyond their respective territories. Signed at Monrovia, on 28 November 1958

Official text: English.

Registered by the International Civil Aviation Organization on 27 March 1961.

**LIBÉRIA
et
PAYS-BAS**

Accord (avec tableau) relatif à l'établissement et à l'exploitation de services aériens entre les territoires des deux pays et au-delà. Signé à Monrovia, le 28 novembre 1958

Texte officiel anglais.

Enregistré par l'Organisation de l'aviation civile internationale le 27 mars 1961.

No. 5651. AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE REPUBLIC OF LIBERIA AND THE GOVERNMENT OF THE KINGDOM OF THE NETHERLANDS FOR THE ESTABLISHMENT AND OPERATION OF AIR SERVICES BETWEEN AND BEYOND THEIR RESPECTIVE TERRITORIES. SIGNED AT MONROVIA, ON 28 NOVEMBER 1958

The Government of the Republic of Liberia and the Government of the Kingdom of the Netherlands hereinafter referred to as the Contracting Parties, desiring to stimulate civil air transportation between and beyond the Republic of Liberia and the Kingdom of the Netherlands have agreed as follows :

Article 1

For the purpose of the present Agreement, unless the context otherwise requires :

(a) the term “aeronautical authorities ” means, in the case of the Kingdom of the Netherlands, any person or body designated as such by the Government of the Kingdom of the Netherlands, and, in the case of the Republic of Liberia, the Postmaster General and any person or body authorized to perform any functions exercised by the said Postmaster General or similar functions;

(b) the term “designated airline ” means an airline which the aeronautical authorities of either Contracting Party shall have notified in writing to the aeronautical authorities of the other Contracting Party as an airline designated by it in accordance with Article 3 of the present Agreement to operate air services on the routes specified in such notification.

Article 2

In addition to and without prejudice to the provisions of the present Agreement each Contracting Party shall, in respect of any matters relating to the establishment and the operation of the agreed services referred to in Art. 3, conform to the relevant articles of the Convention on International Civil Aviation opened for signature at Chicago on the 7th day of December 1944^a

¹ Applied provisionally as from 28 November 1958, the date of signature, and came into force definitively on 22 September 1959, in accordance with article 11.

^a 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; Vol. 324, p. 340, and Vol. 355, p. 418.

and any Annex adopted under article 90 of that Convention and any amendment of the Annexes or Convention under articles 90 or 94 thereof.

Article 3

(1) Each Contracting Party shall have the right to designate in writing to the other Contracting Party one or more airlines for the purpose of operating by virtue of the present Agreement air services on the routes specified in the appropriate section of the Schedule¹ in the Annex to the present Agreement (Hereinafter respectively referred to as the agreed services and the agreed routes). On receipt of the designation of an airline, that other Contracting Party shall, subject to the Provisions of paragraph (2) of this Article and of Article 4 of the present Agreement, without delay grant to that airline the appropriate operating authorisation.

(2) Before granting the authorisation referred to in paragraph (1) of this Article, the aeronautical authorities of one Contracting Party may require an airline designated by the other Contracting Party to satisfy them that it is qualified to fulfill the conditions prescribed under the laws and regulations which they normally apply in respect to the operation of commercial airlines.

(3) At any time after the provisions of paragraph (1) of this Article have been complied with, an airline so designated and authorised may begin to operate the agreed services.

Article 4

(1) Each Contracting Party shall have the right after consultation with the other Contracting Party to refuse to accept the designation of an airline and to withhold or revoke the grant to an airline of the rights specified in the present Agreement or to impose such conditions as it may deem necessary on the exercise by an airline of those rights in any case where it is not satisfied that substantial ownership and effective control of that airline are vested in the Contracting Party designating the airline or in nationals of the Contracting Party designating the airline.

(2) Each Contracting Party shall have the right, after consultation with the other Contracting Party, to suspend the exercise by an airline of the rights specified in the present Agreement or to impose such conditions as it may deem necessary on the exercise by an airline of those rights in any case where the airline fails to comply with the laws or regulations of the Contracting Party granting those rights or otherwise fails to operate in accordance with the conditions prescribed in the present Agreement.

¹ See p. 64 of this volume.