

No. 5652

**EGYPT
and
SYRIA**

**Agreement (with annex) concerning scheduled air transport
services between and beyond their respective territories.
Signed at Cairo, on 3 July 1955**

Official texts: French and Arabic.

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

**ÉGYPTE
et
SYRIE**

**Accord (avec annexe) relatif au transport aérien régulier
entre leur territoire et au-delà. Signé au Caire, le
3 juillet 1955**

Textes officiels français et arabe.

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

[TRANSLATION — TRADUCTION]

No. 5652. AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE REPUBLIC OF EGYPT AND THE GOVERNMENT OF THE SYRIAN REPUBLIC CONCERNING SCHEDULED AIR TRANSPORT SERVICES BETWEEN AND BEYOND THEIR RESPECTIVE TERRITORIES. SIGNED AT CAIRO, ON 3 JULY 1955

The Government of the Republic of Egypt and the Government of the Syrian Republic,

Desiring to strengthen the bonds of co-operation between them,

Desiring to help in every possible way to foster air travel and to extend its benefits for the good of mankind at the lowest rates consistent with sound economic principles,

Considering that it is desirable to stimulate international air travel as a means of promoting friendly understanding and good will among peoples and securing the many indirect benefits of this form of transportation to the common welfare of both countries,

Being parties to the Convention on International Civil Aviation (hereinafter referred to as "the Convention") signed at Chicago on 7 December 1944;² and

Desiring to conclude an agreement for the purpose of establishing scheduled civil air services between and beyond their respective territories, have appointed the undersigned plenipotentiaries for this purpose, who have agreed as follows :

Article I

1. Each Contracting Party grants to the other Contracting Party the rights specified in this Agreement for the purpose of operating the scheduled air services mentioned in the annex³ thereto (hereinafter referred to as "the agreed services") on the routes specified in the said annex (hereinafter referred to as "the specified air routes").

2. All or part of any of these services may be inaugurated immediately or at a later date, at the option of the Contracting Party to which these rights are granted.

¹ Came into force on 11 March 1956, after ratification by the competent authorities of the two Contracting Parties, in accordance with article XIX.

² See footnote 2, p. 56 of this volume.

³ See p. 95 of this volume.

Article II

1. The agreed services may be inaugurated at any time after the provisions of paragraphs (a) and (b) of this article have been complied with.

(a) Each Contracting Party shall designate to the other Contracting Party one or more airlines for the purpose of operating the agreed services.

(b) On receipt of this designation, the other Contracting Party shall, subject to the provisions of paragraph 2 of this article and of article III of this Agreement, without undue delay grant the requisite operating permit to the designated airline or airlines.

2. The aeronautical authorities of one Contracting Party may, before granting the requisite permit to an airline designated by the other Contracting Party, require the airline to satisfy them that it fulfils the conditions prescribed under the laws and regulations which they normally apply to the operation of scheduled air services, provided that such laws and regulations do not conflict with provisions of the Convention or of this Agreement.

Article III

1. Each Contracting Party shall have the right to refuse to accept the designation of an airline and to withhold or revoke the grant to an airline of the rights specified in article V of this 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 that Party.

2. Each Contracting Party shall have the right to suspend the exercise by an airline of the rights specified in article V of this 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 and regulations of the Contracting Party granting the rights, or otherwise to operate in accordance with the conditions prescribed in this Agreement. Such unilateral action, however, shall not take place before the intention to do so is notified to the other Contracting Party and consultation between the aeronautical authorities of both Contracting Parties has not led to agreement within a period of twenty-eight days from the date of the said notification.

Article IV

Each Contracting Party grants to the other Contracting Party the right

(a) To fly across its territory without making stops.

(b) To make stops therein for non-traffic purposes.

Article V

1. In the operation of the specified air services, each Contracting Party grants to the airlines designated by the other Contracting Party, subject to the provisions of articles VI and VII, the right to pick up and set down in the territory of one Contracting Party international traffic originating in or destined for the territory of the other Contracting Party or of a third country.
2. Paragraph 1 of this article shall not be deemed to confer on the airlines of one Contracting Party the right to pick up, in the territory of the other Contracting Party, passengers, cargo or mail carried for remuneration or hire and destined for another point in the territory of that other Contracting Party, whatever the origin or the ultimate destination of such traffic.

Article VI

1. There shall be fair and equal opportunity for the designated airlines of the two Contracting Parties to operate the agreed services between their respective territories.
2. In the operation of the specified services, the designated airlines shall have as their primary objective the provision of capacity adapted to the current and reasonably foreseeable traffic demand between the territory of the Contracting Party designating the airlines and the countries of ultimate designation of the traffic.
3. In the operation of the agreed services of either Contracting Party, the combined capacity provided by the designated airlines of both Contracting Parties for each sector of the specified air routes, one end of which is in the territory of either Contracting Party, together with the capacity provided by other air services on the same sectors, shall be maintained in reasonable relationship to the requirements of the public for air transportation.

Article VII

In the operation of the agreed services the rights granted to the airlines designated by either Contracting Party shall not be exercised abusively to the detriment or disadvantage of any airline of the other Contracting Party operating on all or part of the same route.

Article VIII

Fuel and lubricating oils taken on board aircraft of the designated airlines of one Contracting Party in the territory of the other Contracting Party shall, subject to compliance in other respects with the customs regulations of the latter Contracting Party, be exempt from customs duties and inspection fees