

No. 422

**IRELAND
and
NETHERLANDS**

**Air Transport Agreement (with annex). Signed at Dublin,
on 10 May 1948**

**Exchange of Notes constituting an agreement amending the
annex to the above-mentioned agreement. Dublin,
21 December 1948**

*English and Dutch official texts of the agreement and English official text of the
notes communicated by the Secretary-General of the International Civil
Aviation Organization. The registration took place on 13 April 1949.*

**IRLANDE
et
PAYS-BAS**

**Accord relatif aux transports aériens (avec annexe). Signé à
Dublin, le 10 mai 1948**

**Echange de notes constituant un accord modifiant l'annexe
de l'accord susmentionné. Dublin, 21 décembre 1948**

*Textes officiels anglais et néerlandais de l'Accord et texte officiel anglais desdites
notes communiquées par le Secrétaire général de l'Organisation de l'aviation
civile internationale. L'enregistrement a eu lieu le 13 avril 1949.*

No. 422. AIR TRANSPORT AGREEMENT¹ BETWEEN
IRELAND AND THE NETHERLANDS. SIGNED AT
DUBLIN, ON 10 MAY 1948

The Government of Ireland and the Government of the Netherlands,

Desiring to conclude an Agreement for the purpose of establishing air services between Ireland and the Netherlands,

Have accordingly appointed plenipotentiaries for this purpose, who, being duly authorised to this effect, have agreed as follows:

Article I

Each contracting party grants to the other contracting party the rights specified in the Annex to this Agreement for the purpose of the establishment of the air services therein described (hereinafter referred to as the "agreed services"). The agreed services may be inaugurated immediately or at a later date at the option of the contracting party to whom the rights are granted.

Article II

(1) Each of the agreed services may be put into operation as soon as the contracting party to whom the rights have been granted has designated an airline or airlines for the specified route or routes and the contracting party granting the rights shall, subject to the provisions of paragraph (2) of this Article and of Article 6, be bound to grant without delay the appropriate operating permission to the airline(s) concerned.

(2) The airline(s) designated may be required to satisfy the competent aeronautical authorities of the contracting party granting the rights that it (they) is (are) qualified to fulfil the conditions prescribed under the laws and regulations normally applied by these authorities to the operations of commercial airlines.

¹ Came into force on 10 May 1948, by signature.

Article III

(1) The charges which either of the contracting parties may impose, or permit to be imposed, on the designated airline(s) of the other contracting party for the use of airports and other facilities shall not be higher than would be paid for the use of such airports and facilities by its national aircraft engaged in similar international services.

(2) Fuel, lubricating oils and spare parts introduced into or taken on board aircraft in the territory of one contracting party by, or on behalf of, the other contracting party or its designated airline(s) and intended solely for use by the aircraft of the other contracting party shall be accorded, with respect to customs duties, inspection fees or other charges imposed by the former contracting party, treatment not less favourable than that granted to national airline(s) engaged in international air transport or the airline(s) of the most-favoured nation.

(3) Aircraft operated on the agreed services and supplies of fuel, lubricating oils, spare parts, regular equipment and aircraft stores retained on board aircraft of the designated airline(s) of one contracting party shall be exempt in the territory of the other contracting party from customs duties, inspection fees or similar duties or charges, even though such supplies be used by such aircraft on flights in that territory.

Goods so exempted may only be unloaded with the approval of the customs authority of the other contracting party. Those goods which are to be re-exported shall be kept until re-exportation under customs supervision.

Article IV

Certificates of airworthiness, certificates of competency and licences issued or rendered valid by one contracting party and still in force shall be recognised as valid by the other contracting party for the purpose of operating the agreed services. Each contracting party reserves the right, however, to refuse to recognise, for the purpose of flight above its own territory, certificates of competency and licences granted to its own nationals by another State.

Article V

(1) The laws and regulations of one contracting party relating to entry into or departure from its territory of aircraft engaged in international air navigation or to the operation and navigation of such aircraft while within its territory shall apply to aircraft of the designated airline(s) of the other contracting party.

(2) The laws and regulations of one contracting party relating to the entry into or departure from its territory of passengers, crew or cargo of aircraft (such as regulations relating to entry, clearance, immigration, passports, customs and quarantine) shall be applicable to the passengers, crew or cargo of the aircraft of the designated airline(s) of the other contracting party while in the territory of the first contracting party.

Article VI

Each contracting party reserves the right to withhold or revoke the rights specified in the Annex to this Agreement in any case in which it is not satisfied that substantial ownership and effective control of the designated airline(s) of the other contracting party are vested in nationals of either contracting party, or in case of failure by the designated airline(s) to comply with its laws and regulations as referred to in Article V, or otherwise to fulfil the conditions under which the rights are granted in accordance with this Agreement.

Article VII

This Agreement shall be registered with the International Civil Aviation Organization set up by the Convention on International Civil Aviation signed at Chicago on the 7th December, 1944.¹

Article VIII

If either of the contracting parties considers it desirable to modify any provision or provisions of the Annex to this Agreement, such modification may be made by direct agreement between the competent aeronautical authorities of the contracting parties.

¹ United Nations, *Treaty Series*, Volume 15, page 295, and Volume 26, page 420.