

No. 44657

**Canada
and
Netherlands**

Agreement between the Government of Canada and the Kingdom of the Netherlands in respect of Aruba on air transport (with annexes). Oranjestad, Aruba, 16 February 2005

Entry into force: *19 December 2005 by notification, in accordance with article XXVII*

Authentic texts: *English and French*

Registration with the Secretariat of the United Nations: *Canada, 15 January 2008*

**Canada
et
Pays-Bas**

Accord entre le Gouvernement du Canada et le Royaume des Pays-Bas à l'égard d'Aruba concernant le transport aérien (avec annexes). Oranjestad (Aruba), 16 février 2005

Entrée en vigueur : *19 décembre 2005 par notification, conformément à l'article XXVII*

Textes authentiques : *anglais et français*

Enregistrement auprès du Secrétariat des Nations Unies : *Canada, 15 janvier 2008*

[ENGLISH TEXT – TEXTE ANGLAIS]

AGREEMENT
BETWEEN
THE GOVERNMENT OF CANADA
AND
THE KINGDOM OF THE NETHERLANDS
IN RESPECT OF ARUBA
ON AIR TRANSPORT

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BETWEEN
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AND
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ON AIR TRANSPORT

THE GOVERNMENT OF CANADA AND THE KINGDOM OF THE NETHERLANDS in respect of Aruba, hereinafter referred to as the “Contracting Parties”,

BEING parties to the Convention on International Civil Aviation opened for signature at Chicago, on the 7th day of December, 1944,

DESIRING to ensure the highest degree of safety and security in international air transportation,

RECOGNIZING the importance of international air transportation in promoting trade, tourism and investment,

DESIRING to promote their interests in respect of international air transportation,

DESIRING to conclude an agreement on air transport, supplementary to the said Convention and replacing the Air Transport Agreement between the Government of the Kingdom of the Netherlands and the Government of Canada, done at Ottawa on the 17th day of June, 1974, as regards air transport services between Canada and Aruba,

HAVE AGREED as follows:

ARTICLE I

Definitions

For the purpose of this Agreement, unless otherwise stated:

- (a) "Aeronautical authorities" means, in the case of Canada, the Minister of Transport and the Canadian Transportation Agency and, in the case of the Kingdom of the Netherlands in respect of Aruba, the Minister of Tourism and Transport and the Department of Civil Aviation of Aruba or, in both cases, any other authority or person empowered to perform the functions exercised by the said authorities;
- (b) "Agreed services" means scheduled air services on the routes specified in this Agreement for the transport of passengers and cargo, including mail, separately or in combination;
- (c) "Agreement" means this Agreement, any Annex attached thereto, and any amendments to the Agreement or to any Annex;
- (d) "Convention" means the Convention on International Civil Aviation opened for signature at Chicago on the seventh day of December 1944 and includes any Annex adopted under Article 90 of that Convention and any amendment of the Annexes or of the Convention under Articles 90 and 94 thereof so far as those Annexes and amendments have been adopted by both Contracting Parties;
- (e) "Designated airline" means an airline which has been designated and authorized in accordance with Articles IV and V of this Agreement;
- (f) "Change of Aircraft" refers to the operation of one of the agreed services in such a way that one section of the route is flown by a different aircraft from that used on another section; and
- (g) "Territory" in the case of Canada has the meaning assigned to it in Article 2 of the Convention; and in the case the Kingdom of the Netherlands in respect of Aruba, the land area of Aruba and the territorial waters adjacent thereto; and
- (h) "Air services", "International air service", "Airline" and "Stop for non-traffic purposes" have the meaning assigned to them in Article 96 of the Convention.