

March 16, 1950

AIR SERVICES AGREEMENT BETWEEN THE REPUBLIC OF THE PHILIPPINES AND THE UNITED STATES OF AMERICA

Note: The Agreement entered into force, March 16, 1950.

WHEREAS, the Government of the United States of America has, pursuant to the Philippine Rehabilitation Act of April 30, 1946 (60 Stat. 128), made available to Government of the Republic of the Philippines certain communications, air navigation, and meteorological facilities which have been or are to be installed for the purpose inter alia of facilitating international civil aviation, and

WHEREAS, the Philippine Property Act of July 3, 1946 (60 Stat. 418) authorizes the President of the United States of America, in his discretion and under such terms and conditions as he may deem appropriate, to transfer to the Republic of the Philippines any or all of the right, title, and interest of the Government of the United States of America or its agencies or its instrumentalities to any or all real or personal property within the Philippines vested in such agencies or instrumentalities.

THEREFORE, the Government of the Republic of the Philippines and the Government of the United States of America have decided to conclude an agreement as follows:

1. The Government of the United States of America shall formally transfer to the Government of the Republic of the Philippines title to certain of the communications, air navigation, and meteorological facilities which the Government of the United States of America has installed in the Philippines, and to such additional equipment of this nature as the Government of the United States of America may determine to provide formal transfer, the Government of the United States of America will, from time to time, transfer custody and control of various items subject to this Agreement to the Government of the Republic of the Philippines by means of memoranda receipts to be executed by representatives of the Government of the Republic of the Philippines and the Government of the United States of America.

2. The Government of the Republic of the Philippines shall:

- (a) Operate and maintain the facilities transferred to it in accordance with Article I of this Agreement in a manner adequate to meet the requirements of air traffic into and away from aerodromes at which the facilities are located and along international air routes converging on those aerodromes.

- (b) Continue the operation of all types of such facilities at their present locations agreed upon by representatives of the Government of the United States of America and the Government of the Republic of the Philippines until either such facilities are replaced by new facilities installed in accordance with the standards and recommendations of the International Civil Aviation Organization, or it is determined by the Government of the United States of America and the Government of the Republic of the Philippines that there is no longer a need for the original facilities.