

No. 55677*

**Israel
and
Philippines**

Air Services Agreement between the Government of the State of Israel and the Government of the Republic of the Philippines (with annex). Manila, 26 May 2014

Entry into force: *22 January 2018 by notification, in accordance with article XXIII*

Authentic texts: *English and Hebrew*

Registration with the Secretariat of the United Nations: *Israel, 21 February 2019*

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**Israël
et
Philippines**

Accord relatif aux services aériens entre le Gouvernement de l'État d'Israël et le Gouvernement de la République des Philippines (avec annexe). Manille, 26 mai 2014

Entrée en vigueur : *22 janvier 2018 par notification, conformément à l'article XXIII*

Textes authentiques : *anglais et hébreu*

Enregistrement auprès du Secrétariat de l'Organisation des Nations Unies : *Israël, 21 février 2019*

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[ENGLISH TEXT – TEXTE ANGLAIS]

**AIR SERVICES AGREEMENT
BETWEEN
THE GOVERNMENT OF THE STATE OF ISRAEL
AND THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES**

PREAMBLE

The Government of the State of Israel and the government of the Republic of the Philippines (the “Philippines”), hereinafter described as, collectively, the “Parties” and, singularly, a “Party”.

Being parties to the Convention on International Civil Aviation and the International Air Services Transit Agreement both opened for signature at Chicago on the 7th day of December 1944:

Desiring to contribute to the progress of international civil aviation:

Desiring to conclude an agreement for the purpose of establishing and operating air services between their respective territories.

Agree as follows:

**ARTICLE I
DEFINITIONS**

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

- a) the term “Agreement” means this Agreement, any annex to it, and any amendments thereto;
- b) the term “aeronautical authority” means, in the case of the Philippines, the Civil Aeronautics Board and in the case of the State of Israel the Ministry of Transport by the Civil Aviation Authority; or in both cases any other authority or person empowered to perform functions under this Agreement;
- c) the term “Annex” means the Annex to this Agreement or as amended in accordance with the provisions of Article XX of this Agreement. The Annex forms an integral part of this Agreement and all references to the Agreement shall include the Annex except where explicitly agreed otherwise;
- d) the terms “air services”, “international air services”, “airline” and “stop for non-traffic purposes” have the meanings respectively assigned to them in Article 96 of the Convention;

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- d) the terms "air services", "international air services", "airline" and "stop for non-traffic purposes" have the meanings respectively assigned to them in Article 96 of the Convention;

- e) the term “agreed services” means scheduled air services on the routes specified in the Annex to this Agreement for the transport of passengers, cargo and mail, separately or in combination;
- f) the term “capacity” means the amount(s) of services provided under the Agreement, usually measured in the number of flights (frequencies) or seats or tons of cargo offered in a market (city pair, or country to country) or on a route during a specific period, such as daily, weekly, seasonally or annually;
- g) the term “Convention” means the Convention on International Civil Aviation opened for signature at Chicago on the 07th day of December 1944 and includes any Annex adopted under Article 90 of that Convention and any amendment of the Annexes or Convention under Articles 90 and 94 thereof, insofar as such Annexes and amendments have become effective for both Parties;
- h) the term “designated airline” means an airline which one Party shall have designated, by written notification to the other Party, in accordance with Article III of the present Agreement, for the operation of air services on the routes specified in the Annex hereto;
- i) the term “price” means any fare, rate or charge for the carriage of passengers, baggage and/or cargo, excluding mail, in air transportation, including any other mode of transportation in connection therewith, charged by airlines, including their agents, and the conditions governing the availability of such fare, rate or charge;
- j) the term “specified route” means the routes specified in the Annex to this Agreement;
- k) the term “territory” has the meaning assigned to it in Article 2 of the Convention and international law;
- l) the term “user charges” means a charge made to airlines by the competent authorities, or permitted by them to be made, for the provision of airport property or facilities or of air navigation facilities, or aviation security facilities or services, including related services and facilities, for aircraft, their crews, passengers and cargo.

ARTICLE II
GRANT OF RIGHTS

- 1) Each Party grants to the other Party the rights specified in the present Agreement for the purpose of establishing and operating air services specified in the Annex to this Agreement.
- 2) Subject to the provisions of this Agreement, the airline(s) designated by each Party shall enjoy the following privileges:
 - a) to fly without landing across the territory of the other Party;
 - b) to make stops in the said territory for non-traffic purposes;
 - c) to make stops in the said territory at the point(s) on the route(s) specified in the Annex for the purpose of putting down and taking on board international traffic in passengers, cargo and mail, separately or in combination; and
 - d) other rights specified in this Agreement.
- 3) The airlines of each Party, other than those designated under Article III (Designation and Authorization) of this Agreement shall also enjoy the rights specified in paragraphs 2 a) and b) of this Article.
- 4) Nothing in this Agreement shall be deemed to confer on an airline of one Party the privilege of taking up in the territory of the other Party, passengers, cargo or mail carried for remuneration or hire and destined for another point in the territory of that other Party.

ARTICLE III
DESIGNATION AND AUTHORIZATION

- 1) Each Party shall have the right to designate in writing to the other Party, an airline or airlines to operate the agreed services and to withdraw or alter such designation. These notifications shall be made through diplomatic channels.
- 2) On receipt of such a designation, and of application from a designated airline, in the form and manner prescribed for the grant of an operating authorization, a Party shall grant the appropriate operating authorization with minimum procedural delay, provided that: