

IN THE NAME OF GOD

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1. INTRODUCTION

Delegations representing the Aeronautical Authorities of the Islamic Republic of Iran and the Republic of the Philippines met in Manila on 4-5 August 2008 (14-15/5/1387) to finalize bilateral Air Transport Agreement (ATA) and discuss current issues pertaining to further development of air transport and international air sendees between their respective countries. The discussions were held in a friendly and constructive atmosphere. Lists of the two delegations are attached herewith as " Attachment 1". The two delegations reached the understandings set out below:

2. AIR TRANSPORT AGREEMENT

Both sides reviewed the text of the Air Transport Agreement and signed it which is attached hereto as "Attachment 2 ." Each-side undertook to take the necessary steps under the laws and regulations of their respective countries to ratify the ATA, as soon as possible following their respective internal requirements.

3. DESIGNATION OF THE AIRLINES

Pursuant to Article 3 of the ATA,

a) The Government of the Islamic Republic of Iran designated "Iran Air" and "Mahan Air"¹ to operate the agreed air. Services on the specified routes and the Government of the Republic of the Philippines accepted these designations. More designations of Iranian Airlines shall be duly accepted by the Philippines side.

b. The Government of the Republic of the Philippines shall designate its airline(s) in due course to operate the agreed air services on the specified routes; and the Government of the I.R. of Iran shall duly to accept said designation(s) in the future without delay.

4. FREQUENCY & CAPACITY

a) With immediate effect, the airlines designated by the aeronautical authorities of the I.R of Iran may operate up to 16 services per week in accordance with Route Schedule, using any type of aircraft as provided below:

Passenger Services

I. Points in Iran - Manila v.v.

a maximum of four (4) frequencies per week

II. Points in Iran - Clark v.v.

a maximum of seven (7) frequencies per week

III. Points in Iran - Points in the Philippines (except Manila and Clark) v.v.

a maximum of five (5) frequencies per week

All-cargo services

I. Points in Iran - Clark v.v.

a maximum of 700 tons per week

b) With immediate effect, the airline(s) designated by the aeronautical authorities of the Republic of the Philippines may operate up to 16 services per week in each direction in accordance with Route Schedule, using any type of aircraft as provided below:

Passenger Services

I. Manila ~ Points in Iran v.v.

a maximum of four (4) frequencies per week

II. Clark - Points in Iran v.v.

a maximum of seven (7) frequencies per week

III. Points in the Philippines (except Manila and Clark) - Points in Iran

a maximum of five (5) frequencies per week

All-cargo services

I. Clark - Points in Iran v.v.

a maximum of 100 tons per week

c) Further increase in the frequencies will be subject to the approval of the aeronautical authorities of both countries. ,

d) Both sides agreed that the airlines of the Islamic Republic of Iran and the airline(s) of the Republic of the Philippines will be permitted to operate passenger charter services based on the market demand.

5. FIFTH FREEDOM TRAFFIC RIGHTS

For further enhancement of the air transport relations of the two countries both sides agreed to consider the exercise of fifth freedom traffic rights during the next round of negotiations.

6. CODE - SHARING

For better utilization of market access and response to the market demand both sides have agreed to encourage the designated airlines of each country to enter into marketing alliances arrangements such as code-sharing in both passenger and cargo fields with the designated airlines of the other country. Code-sharing operations by the designated airlines will be conducted after the approval of the aeronautical authorities of both countries.

7- EFFECTIVE DATE

This Memorandum of Understanding signed in Manila on 5 August 2008 (15/5/1387) and shall come into force upon notification through the exchange of Diplomatic Notes by the Contracting Parties with the fulfillment of their respective domestic procedures.

Pending the entry into force of the Agreement, the two delegations came to the understanding that their respective aeronautical authorities will act in accordance with the Agreement from the date of signature of this MOD.

For the Government of the
Republic of Iran Islamic

For the Government of the
Republic of the Philippines

(Sg.d) HOSSEN KHANLARI

(Sgd.) DOROTEO A. REYES II

Vice Minister of Road and
Transportation and President of Civil
Aviation Organization

Undersecretary of the Department of
Transportation and Communication

Attachment "1"

LIST OF IRANIAN DELEGATION

I- Capt H. Khanlari
Head

Vice Minister of Road and Transportation
And President of Civil Aviation Organization

2-Mv. Mohammad Reza Abdorrahimi
Member

Director General for Legal
& International Affairs, Civil Aviation Organization

3-Mr.Ghasem Davudi
Member

Advisor to the President of Civil Aviation Organization

4- Mr. Morad Esmaeili
Member

Deputy to Director General for Legal
& International Affairs, Civil Aviation Organization

5 -Mr. Ham id Reza Salek
Member

Deputy to the Chief of Islamic Republic of Iran's Mission to Manila

THE REPUBLIC OF THE PHILIPPINES DELEGATION

Undersecretary Dorotea A. Reyes II
Chairman

Department of Transportation and Communication

Atty. Giovanni E. Palec
Vice Chairman

Department of Foreign Affairs

Executive Director Carmelo L. Arcilla
Member

Civil Aeronautics Board

Asst Sec. Felicitas Agoncillo-Reyes Member

Department of Trade and Industry

Director Evelyn R. Cajigal
Member

Department of Tourism

Mr. Victor Jose Luciano
Member

Clark International Airport Corporation

Ms. Ma Socorro R. Gonzaga
Member

Philippine Airlines Inc.

Ms. Ma. Inez F. Jose
Member

Cebu Pacific Air

Ms. Patria T. Chiong
Member

Air Philippines Corporation

Mr. Marlon S. Tangco Member

Pacific East Asia, Cargo

Mr. Porvener P. Porciuncula
Adviser

Civil Aeronautics Board

Mr. Alexander S. Caguiran
Adviser

Clark International Airport Corporation

Atty. Reynaldo L. Citing
Adviser

Department of Tourism

Atty. Roberto CO. Lint
Adviser

Philippine Airlines Inc.

Mr. Jose Enrique L. Perez de Tagle
Adviser

Philippine Airlines Inc.

Atty. Enrique J. Esquivel
Adviser

Philippine Airlines Inc.

Atty. Pater no S. Mantaring
Adviser

Cebu Pacific Air

Atty. Cecilio E. De La Cruz
Adviser

Air Philippines Corporation

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