## INTERNATIONAL AIR SERVICES TRANSIT AGREEMENT SIGNED AT CHICAGO ON 7 DECEMBER 1944

**Entry into force:** The Agreement entered into force on 30 January 1945.

**Status:** 129 Parties.

This list is based on information received from the depositary, the Government of the

United States of America.

#### State

Germany (4)

### **Date of Deposit of Notification of Acceptance**

Afghanistan 17 May 1945 Albania 21 October 1997 Algeria 16 April 1964 Antigua and Barbuda (1) 16 November 1988 4 June 1946 Argentina 29 May 1996 Armenia Australia 28 August 1945 Austria 10 December 1958 Azerbaijan 3 March 2000 Bahamas (1) 27 May 1975 12 October 1971 Bahrain Bangladesh 9 February 1979 Barbados 10 July 1970 Belgium 19 July 1945 Benin 23 April 1963 4 April 1947 Bolivia 3 March 1995 Bosnia and Herzegovina (1) Brunei Darussalam 4 December 1984 Bulgaria 21 September 1970 Burkina Faso 25 September 1992 Burundi 19 January 1968 Cameroon 30 March 1960 Chile 24 April 1974

China (2)(14) Cook Islands 18 April 2005 Costa Rica 1 May 1958 Côte d'Ivoire 20 March 1961 Croatia (1) 12 June 1993 20 June 1947 Cuba Cyprus 12 October 1961 Czech Republic (1) 13 December 1994 Democratic People's Republic of Korea 8 February 1995 Denmark 1 December 1948 28 July 1983 Ecuador 13 March 1947 Egypt El Salvador 1 June 1945 16 August 1995 Estonia Ethiopia 22 March 1945 Fiji (3) 14 February 1973 Finland 9 April 1957 24 June 1948 France Gabon 15 January 1970 Georgia 8 October 2003

21 September 1945 Greece Guatemala 28 April 1947 5 November 1998 Guinea 28 April 1986 Guyana (5) Honduras 13 November 1945 15 January 1973 Hungary

9 May 1956

International Air Services Transit Agreement 7 December 1944

#### State

# **Date of Deposit of Notification of Acceptance**

Iceland 21 March 1947 India 2 May 1945 Iran (Islamic Republic of) 19 April 1950 Iraq 15 June 1945 Ireland 15 November 1957 Israel 16 June 1954 Italy 27 June 1984 18 October 1963 Jamaica 20 October 1953 Japan Jordan 18 March 1947 Kazakhstan 9 July 2007 Kuwait 18 May 1960 21 May 1997 Latvia Lebanon 5 June 1974 Lesotho 2 October 1975 19 March 1945 Liberia 28 April 1948 Luxembourg 14 May 1962 Madagascar Malawi 27 March 1975 Malaysia (6) 31 May 1945 Mali 27 May 1970 4 June 1965 Malta 11 May 1979 Mauritania Mauritius 13 September 1971 Mexico 25 June 1946 3 January 1996 Monaco Mongolia 15 April 2004 5 October 2007 Montenegro Morocco 26 August 1957 25 August 1975 Nauru Nepal 23 November 1965 Netherlands (7) 12 January 1945 New Zealand 19 April 1945 28 December 1945 Nicaragua 16 March 1962 Niger (8) Nigeria 25 January 1961 Norway 30 January 1945 23 February 1973 Oman Pakistan (9) 15 August 1947 Palau 3 November 1995 Panama 8 October 1982 Paraguay 27 July 1945 Philippines (10) 22 March 1946 Poland 6 April 1945 Portugal 1 September 1959 25 June 2008 Qatar Republic of Korea 22 June 1960 Republic of Moldova 21 November 1994 Rwanda 6 July 1964 San Marino 29 June 2007 Senegal 8 March 1961 Serbia (15) 10 July 2002 Seychelles 16 October 1979 Singapore 22 August 1966 Slovakia (1) 6 March 1995

#### State

## **Date of Deposit of Notification of Acceptance**

Slovenia (1) 28 December 1992 Somalia 10 June 1964 South Africa 30 November 1945 Spain 30 July 1945 31 May 1945 Sri Lanka (11) 4 January 2008 Suriname 30 April 1973 Swaziland 19 November 1945 Sweden Switzerland 6 July 1945 25 November 2005 Syrian Arab Republic Thailand 6 March 1947 The former Yugoslav Republic of Macedonia (1) 4 January 1995 24 June 1948 Togo (12) Trinidad and Tobago 14 March 1963 Tunisia 26 April 1962 Turkey 6 June 1945 Ukraine 14 August 1997 25 April 1972 **United Arab Emirates** 31 May 1945 United Kingdom United States (13) 8 February 1945 Uzbekistan 17 February 1997 14 January 1988 Vanuatu Venezuela 28 March 1946 Zambia 13 October 1965 Zimbabwe 29 February 2008

Note:

Canada signed the Agreement on 10 February 1945 and deposited an instrument of acceptance thereto on the same date with the Government of the United States of America. On 12 November 1986, a notice of denunciation of the Agreement by the Government of Canada was received by the Government of the United States of America which was to have taken effect on 12 November 1987. However, this notice was revoked by a note dated 10 November 1987. By a second note dated 10 November 1987, the Government of Canada gave a new notice of withdrawal from the Agreement, which took effect on 10 November 1988.

- (1) Notification of succession.
- (2) By note dated 3 June 1997, the Secretary of State was informed as follows:
  - "The International Air Services Transit Agreement done at Chicago on 7 December 1944 (hereinafter referred to as the "Agreement"), which applies to Hong Kong at present, will continue to apply to the Hong Kong Special Administrative Region with effect from 1 July 1997.
  - Within the above ambit, responsibility for the international rights and obligations of a party to the Agreement will be assumed by the Government of the People's Republic of China."
- (3) Date indicated is the effective date of succession by Fiji.
- (4) The German Democratic Republic, which accepted the Agreement on 2 April 1990, acceded to the Federal Republic of Germany on 3 October 1990.
- (5) Declaration accompanying the acceptance of Guyana: "The Government of Guyana hereby declares that acceptance of the International Air Services Transit Agreement done at Chicago on December 7, 1944 should not in any way be construed as recognition of any State or government which the Government of Guyana has not previously recognised. The Government of Guyana further declares that no treaty relations other than those envisaged by the 1944 International Air Services Transit Agreement will arise between the Co-operative Republic of Guyana and any State or government unless such relations are contained in a separate treaty duly concluded in accordance with international law."
- (6) The Minister of External Affairs of the Federation of Malaya (now Malaysia) informed the Secretary of State of the United States of America, by a note dated 31 December 1959, that "[t]he International Air Services Transit Agreement, was signed on December 7, 1944 and accepted on 31st May, 1945 by the Government of the United Kingdom on behalf of the United Kingdom and its territories, including the Federation of Malaya. By virtue of this the Government of the Federation of Malaya considers itself a party to this Agreement as from 31st May, 1945."

- (7) By a note dated 9 January 1986, the Government of the Kingdom of the Netherlands informed the Government of the United States of America that as of 1 January 1986 the Agreement remains applicable to Aruba as an autonomous entity within the Kingdom of the Netherlands.
- (8) The Embassy of the Republic of Niger notified the Department of State of the United States of America by a note received on 16 March 1962 that ". . .after acquiring independence, and pursuant to Article 76 of the Constitution, the Republic of Niger considers itself bound by the provisions of the . . . International Air Services Agreement, signed at Chicago on December 7, 1944 and ratified in due time by the French Republic." (trans.)
- (9) The Ambassador of Pakistan made the following statement in note No. F.96/48/1 of 24 March 1948 from the Embassy of Pakistan in Washington to the Department of State of the United States of America: "... that by virtue of the provisions in Clause 4 of the Schedule of the Indian Independence (International Arrangements) Order, 1947, the International Air Services Transit Agreement signed by United India continues to be binding after the partition on the Dominion of Pakistan." The acceptance by India on 2 May 1945 of the Transit Agreement applied also to the territory, then a part of India, which later, on 15 August 1947, became Pakistan.
- (10) Reservation accompanying the acceptance of the Philippines: "The above acceptance is based on the understanding . . . that the provisions of Article II, Section 2 of the International Air Services Transit Agreement shall become operative as to the Commonwealth of the Philippines at such time as the Convention on International Civil Aviation shall be ratified in accordance with the Constitution and laws of the Philippines." (The Philippine instrument of ratification of the Convention on International Civil Aviation was deposited on 1 March 1947.)
- By a note dated 1 April 1957, the Chargé d'affaires *ad interim* of Ceylon (now Sri Lanka), on behalf of the Government of Ceylon, informed the Secretary of State of the United States of America ". . .that although no notice was given by Ceylon of adherence to the Transit Agreement, the Government of Ceylon considers itself a party to the International Air Services Transit Agreement since 31st May, 1945, the date on which the United Kingdom Government accepted the Agreement . . ."
- (12) The Ambassador of Togo informed the President of the United States of America by a note dated 16 September 1965 that: "My Government has instructed me to notify the Government of the United States of America, as the depositary of that Agreement [Transit] and in accordance with Article 6, that the Republic of Togo considers itself bound by the provisions of the Chicago Convention and the aforesaid Agreement and requests the Government of the United States of America to communicate this declaration to the Secretary General of ICAO and all the Member States."
  - The Ambassador's note further stated that ". . . at the time of the conclusion of the International Air Services Transit Agreement, Togo, which was then under the mandate of France, was represented by it in its international relations [and] [i]n depositing its instruments of ratification of the Convention [on 25 March 1947] and the Agreement . . . [on 24 June 1948], France made no reservations concerning their application to the Territory of Togo. . . . Consequently, it follows that the Chicago Convention and the International Air Services Transit Agreement were duly ratified for Togo on the dates on which France deposited its instruments of ratification [and] [t]herefore, it is not necessary for Togo to declare its adherence again." (trans.)
- The acceptance by the Government of the United States of America was: "... given with the understanding that the provisions of Article II, Section 2, of the International Air Services Transit Agreement . . . . shall become operative as to the United States of America at such time as the Convention on International Civil Aviation . . . . shall be ratified by the United States of America." (The instrument of ratification of the United States of America was deposited on 9 August 1946.)
- By note of 6 October 1999, the Ambassador of the People's Republic of China informed the Secretary of State that ". . . the International Air Services Transit Agreement done at Chicago on 7 December 1944 (hereinafter referred to as the "Agreement") which applies to Macao at present, will continue to apply to the Macao Special Administrative Region with effect from 20 December 1999."
- (15) A notification of succession by the Government of the Federal Republic of Yugoslavia to the Agreement was deposited with the Government of the United States of America on 10 July 2002.
  - On 4 February 2003, the name of the State of the Federal Republic of Yugoslavia was changed to Serbia and Montenegro.
  - Following the Declaration of Independence adopted by the National Assembly of Montenegro on 3 June 2006, the Republic of Serbia advised ICAO by a note dated 13 July 2006 that it continues to exercise its rights and honour its commitments deriving from international treaties concluded by Serbia and

Montenegro and requests that the Republic of Serbia be considered a party to all international agreements in force, instead of Serbia and Montenegro.