

EUROPEAN ORGANISATION FOR THE SAFETY OF AIR NAVIGATION

“EUROCONTROL”

- Decisions of the Permanent Commission -

DECISION No 99

relating to the accession of Serbia and Montenegro to the EUROCONTROL Convention amended at Brussels on 12 February 1981 and to the Multilateral Agreement relating to Route Charges signed at Brussels on 12 February 1981, as well as to the signature of the Protocol consolidating the said EUROCONTROL International Convention, opened for signature at Brussels on 27 June 1997 and of the Protocol on the Accession of the European Community to the said consolidated EUROCONTROL Convention, opened for signature at Brussels on 8 October 2002.

THE PERMANENT COMMISSION FOR THE SAFETY OF AIR NAVIGATION:

Having regard to the EUROCONTROL International Convention relating to Cooperation for the Safety of Air Navigation of 13 December 1960, as amended by the Additional Protocol signed at Brussels on 6 July 1970, in turn amended by the Protocol signed at Brussels on 21 November 1978;

Having regard to the Protocol amending the Convention, signed at Brussels on 12 February 1981, and in particular Articles I, III and XXXIII thereof;

Having regard to the Multilateral Agreement relating to Route Charges, signed at Brussels on 12 February 1981, and in particular Article 29.1 thereof;

Having regard to the Protocol consolidating the EUROCONTROL International Convention relating to Cooperation for the Safety of Air Navigation of 13 December 1960, as variously amended, opened for signature at Brussels on 27 June 1997, and in particular Article II thereof;

Having regard to the Protocol on the Accession of the European Community to the EUROCONTROL International Convention relating to Cooperation for the Safety of Air Navigation of 13 December 1960, as variously amended and as consolidated by the Protocol of 27 June 1997, opened for signature on 8 October 2002;

Having regard to the letter dated 18 June 2003, addressed to the President of the Permanent Commission, in which the Minister of Foreign Affairs of Serbia and Montenegro submitted the application of his country for accession to the EUROCONTROL International Convention relating to Cooperation for the Safety of Air Navigation of 13 December 1960, as amended by the Protocol signed at Brussels on 12 February 1981 and to the Multilateral Agreement relating to Route Charges signed at Brussels on 12 February 1981, as well as for signature of the Protocol consolidating the EUROCONTROL International Convention relating to Cooperation for the Safety of Air Navigation of 13 December 1960, as variously amended, opened for signature at Brussels on 27 June 1997, and of the Protocol on the Accession of the European Community to the EUROCONTROL International Convention relating to Cooperation for the Safety of Air Navigation of 13 December 1960, as variously amended and as consolidated by the Protocol of 27 June 1997, opened for signature at Brussels on 8 October 2002;

Whereas this accession application fulfils the conditions laid down inter alia in Articles I and XXXIII of the Protocol signed on 12 February 1981, Article II of the Protocol opened for signature on 27 June 1997 and of Article 9 of the Protocol opened for signature on 8 October 2002;

Whereas, furthermore, the practical integration into the EUROCONTROL Route Charges System of a new Contracting State necessitates detailed preparation by both the enlarged Committee and the competent authorities of the State concerned;

ACTING ON A UNANIMOUS VOTE, TAKES THE FOLLOWING DECISION:

1. The Permanent Commission accepts the aforementioned application from Serbia and Montenegro to accede to the EUROCONTROL International Convention relating to Cooperation for the Safety of Air Navigation of 13 December 1960, as amended by the Additional Protocol signed at Brussels on 6 July 1970, in turn amended by the Protocol signed at Brussels on 21 November 1978, the whole amended by the Protocol signed at Brussels on 12 February 1981, and to the Multilateral Agreement relating to Route Charges signed at Brussels on 12 February 1981, as well as to sign the Protocol opened for signature at Brussels on 27 June 1997 and consolidating the said EUROCONTROL International Convention, as variously amended, and to sign the Protocol on the Accession of the European Community to the said Convention, opened for signature on 8 October 2002.
2. Accession to the amended EUROCONTROL Convention and to the Multilateral Agreement relating to Route Charges shall take effect from the first day of the second month following the deposit of the instruments of accession mentioned in paragraph 1 above with the Government of the Kingdom of Belgium, in accordance with the provisions of Article 36 of the Convention as amended by Article XXXIII of the Protocol of 12 February 1981.
3. As from the date on which accession to the amended EUROCONTROL Convention takes effect, Serbia and Montenegro shall enjoy the same rights and be bound by the same obligations as the States which are already Members of the Organisation.
4. This decision accepting the accession application of Serbia and Montenegro is taken in the understanding that its technical integration into the EUROCONTROL Route Charges System will take effect at a date to be determined and agreed according to the established procedure. The decision shall be notified by the President of the Permanent Commission to the Government of Serbia and Montenegro.

Done at Brussels, on 30.09.2003



J. TURECKÝ
President of the Commission