

European Organisation for the Safety of Air Navigation

"EUROCONTROL"

- Permanent Commission Directives -

- DIRECTIVE No. 27 -

relating to the conclusion between the Agency and the Federal Republic of Germany of bilateral agreements relating to the operation of Karlsruhe UAC

THE PERMANENT COMMISSION FOR THE SAFETY OF AIR NAVIGATION

1. Having regard to the approval given by the Permanent Commission at its 29th session on 18th November 1970, in conformity with Article 9, paragraph 2 of the Statute of the Agency, to the construction of an air traffic control centre at Karlsruhe to be responsible for general air traffic control over southern Germany;
2. Having regard to the memorandum of Mr Westerterp of 15 October 1975, approved by the Permanent Commission at its 46th session, and in particular its paragraph 7, stipulating that, under a new Convention

"The Member States are in agreement that full membership of EUROCONTROL does not necessarily entail the transfer of control of all or part of a State's airspace"

and its paragraph 9, stipulating that

"Transfer of air traffic control to EUROCONTROL by Member States will depend on national defence considerations as well as those of a political, operational, technical, economic and social nature and must be compatible with the overall aim of ensuring, on a permanent basis, the safest and more efficient air traffic control possible in the Member States' airspace".

3. Having regard to the consequential intention of the Federal Republic of Germany government to fully transfer the responsibility for the Karlsruhe UAC to the competent national authority as a long term objective for the 1980s, and in the meantime to have the execution of air traffic control provided by BFS controllers under the responsibility of EUROCONTROL for which purpose an external BFS unit should be established at the Karlsruhe UAC since the UAC would remain a EUROCONTROL centre as stated in the letter, dated 16th June 1976, from the State Secretary, Federal German Ministry of Transport;

4. Having regard to the study on the operational, technical, financial and social implications of the proposal put forward by the Federal Republic of Germany which the Committee of Management has submitted to the Permanent Commission at its 48th session;
5. Having regard to the EUROCONTROL International Convention relating to cooperation for the safety of air navigation and in particular to Article 31 thereof;
6. Considering that it is necessary to amend the Bilateral Agreement between the Federal Republic of Germany and the Agency;

HEREBY ISSUES THE FOLLOWING DIRECTIVE:

Article 1

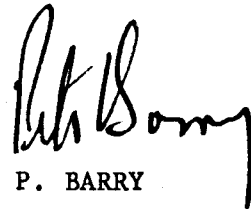
The Agency is instructed to draft the relevant amendments and additional provisions to the Bilateral Agreement between the Federal Republic of Germany and the Agency.

Article 2

The Agency is instructed to conclude any agreements required to settle in detail and unequivocally all the problems of responsibility and competence involved.

Done at Brussels, this 25th day of November 1976.

The President of the
Permanent Commission,



P. BARRY