

EMBASSY OF THE
UNITED STATES OF AMERICA

No. 53/91

The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of Antigua and Barbuda, and has the honor to refer to the agreement between the United States of America and the United Kingdom of Great Britain and Northern Ireland concerning Air Services, signed at Bermuda July 23, 1977, as amended.

I have the honor to propose that the agreement shall continue to govern Air Services between the United States and Antigua and Barbuda ("the Contracting Parties"), subject to the following modification:

Article 7 shall be amended to read as follows:

"Revised Article 7 — Aviation Security"

(1) In accordance with their rights and obligations under International Law, the contracting parties reaffirm that their obligation to protect, in their mutual relationship, the security of civil aviation against acts of unlawful interference forms an integral part of this agreement.

(2) The contracting parties shall provide upon request all necessary assistance to each other to prevent acts of

unlawful seizure of aircraft and other unlawful acts against the safety of passengers, crew, aircraft, airports and air navigation facilities and any other threat to aviation security.

(3) The contracting parties shall act in conformity with the provisions of the convention on offences and certain other acts committed on board aircraft, signed at Tokyo on 14 September 1963, the convention for the suppression of unlawful seizure of aircraft, signed at the Hague on 16 December 1970 and the convention for the suppression of unlawful acts against the safety of civil aviation, signed at Montreal on 23 September 1971.

(4) The contracting parties shall, in their mutual relations, act in conformity with the aviation security provisions established by the international civil aviation organization and designated as annexes to the convention on international civil aviation; they shall require that operators of aircraft of their registry or operators who have their principal place of business or permanent residence in their territory and that operators of airports in their territory act in conformity with such aviation security provisions.

(5) Each contracting party agrees to observe the security provisions required by the other contracting party for entry into the territory of that other party and to take

adequate measures to protect aircraft and to inspect passengers, crew, their carry-on items as well as cargo and aircraft stores prior to and during boarding or loading. Each contracting party shall also give positive consideration to any request from the other contracting party for special security measures to meet a particular threat.

(6) When an incident or threat of an incident of unlawful seizure of aircraft or other unlawful acts against the safety of passengers, crew, aircraft, airports and air navigation facilities occurs, the contracting parties shall assist each other by facilitating communications and other appropriate measures intended to terminate rapidly and safely such incident or threat thereof.

(7) When a contracting party has reasonable grounds to believe that the other contracting party has departed from the aviation security provisions of this article, the aeronautical authorities of that contracting party may request immediate consultations with the aeronautical authorities of the other contracting party. Failure to reach a satisfactory agreement within 15 days from the date of such request will constitute grounds to withhold, revoke, limit or impose conditions on the operating authorization or technical permission of an airline or

airlines of the other contracting party. When required by an emergency, a contracting party may take interim action prior to the expiry of 15 days."

If the foregoing proposal is acceptable to the government of Antigua and Barbuda, I have the further honor to propose that this note, together with Your Excellency's note in reply shall constitute an agreement between our two governments which shall enter into force on the date of Your Excellency's reply.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs of Antigua and Barbuda the assurances of its highest consideration.

Embassy of the United States of America,

St. John's, August 19th, 1991





Ministry of Foreign Affairs

GOVERNMENT OF ANTIGUA AND BARBUDA

215/91

The Ministry of External Affairs and Planning presents its compliments to the Embassy of the United States of America and has the honour to refer to the Embassy's Note No. 50/91 of 19th August, 1991 which reads as follows:

"The Embassy of the United States of America presents its compliments to the Ministry of Foreign Affairs of Antigua and Barbuda, and has the honor to refer to the agreement between the United States of America and the United Kingdom of Great Britain and Northern Ireland concerning Air Services, signed at Bermuda July 23, 1977, as amended.

I have the honor to propose that the agreement shall continue to govern Air Services between the United States and Antigua and Barbuda ("the Contracting Parties"), subject to the following modification:

Article 7 shall be amended to read as follows:

"Revised Article 7 -- Aviation Security"

(1) In accordance with their rights and obligations under International Law, the contracting parties reaffirm that their obligation to protect, in their mutual relationship, the security of civil aviation against acts of unlawful interference forms an integral part of this agreement.

(2) The contracting parties shall provide upon request all necessary assistance to each other to prevent acts of unlawful seizure of aircraft and other unlawful acts against the safety of passengers, crew, aircraft, airports and air navigation facilities and any other threat to aviation security.

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(3) The contracting parties shall act in conformity with the provisions of the convention on offences and certain other acts committed on board aircraft, signed at Tokyo on 14 September 1963, the convention for the suppression of unlawful seizure of aircraft, signed at the Hague on 16 December 1970 and the convention for the suppression of unlawful acts against the safety of civil aviation, signed at Montreal on 23 September 1971.

(4) The contracting parties shall, in their mutual relations, act in conformity with the aviation security provisions established by the international civil aviation organization and designated as annexes to the convention on international civil aviation; they shall require that operators of aircraft of their registry or operators who have their principal place of business or permanent residence in their territory and that operators of airports in their territory act in conformity with such aviation security provisions.

(5) Each contracting party agrees to observe the security provisions required by the other contracting party for entry into the territory of that other party and to take adequate measures to protect aircraft and to inspect passengers, crew, their carry-on items as well as cargo and aircraft stores prior to and during boarding or loading. Each contracting party shall also give positive consideration to any request from the other contracting party for special security measures to meet a particular threat.

(6) When an incident or threat of an incident of unlawful seizure of aircraft or other unlawful acts against the safety of passengers, crew, aircraft, airports and air navigation facilities occurs, the contracting parties shall assist each other by facilitating communications and other appropriate measures intended to terminate rapidly and safely such incident or threat thereof.

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(7) When a contracting party has reasonable grounds to believe that the other contracting party has departed from the aviation security provisions of this article, the aeronautical authorities of that contracting party may request immediate consultations with the aeronautical authorities of the other contracting party. Failure to reach a satisfactory agreement within 15 days from the date of such request will constitute grounds to withhold, revoke, limit or impose conditions on the operating authorization or technical permission of an airline or airlines of the other contracting party. When required by an emergency, a contracting party may take interim action prior to the expiry of 15 days."

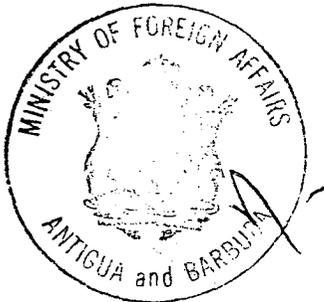
If the foregoing proposal is acceptable to the Government of Antigua and Barbuda , I have the further honor to propose that this note, together with Your Excellencys note in reply shall constitute an agreement between our two governments which shall enter into force on the date of Your Excellencys reply.

The Embassy of the United States of America avails itself of this opportunity to renew to the Ministry of Foreign Affairs of Antigua and Barbuda the assurances of its highest consideration."

The Ministry wishes to inform that the Government of Antigua and Barbuda agrees to the proposed amendment of Article 7, and further, that the Embassy's Note together with this note shall constitute an agreement between the Government of the United States of America and the Government of Antigua and Barbuda with effect from 7th October, 1991.

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The Ministry of External Affairs and Planning of Antigua and Barbuda avails itself of this opportunity to renew to the Embassy of the United States of America the assurances of its highest consideration.



Ministry of External Affairs and Planning
St. John's
Antigua

7th October, 1991