

EXPLANATORY MEMORANDUM ON THE AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE GOVERNMENT OF THE REPUBLIC OF THE PHILIPPINES CONCERNING AIR SERVICES

Title of treaty

Agreement between the Government of the United Kingdom of Great Britain and Northern Ireland and the Government the Republic of the Philippines concerning air services.

Command Paper Number 8560.....

Subject matter

The existing UK/Philippines Air Services Agreement (ASA) entered into force in 1955 and no longer reflects current realities.

The new Agreement includes modern provisions, including on safety, security and state aid. Intervention in pricing is limited to cases of anti-competitive behaviour and the new Agreement ensures conformity with EU law by inclusion of the UK's right to designate any EU airline. The modern provisions on safety are particularly important given on-going concerns about safety oversight in the Philippines. (Philippine airlines are banned from operating in the EU.)

Ministerial responsibility

The Secretary of State for Transport has responsibility for the policy of the Agreement and for implementing its provisions. The Secretary of State for Foreign and Commonwealth Affairs has overall responsibility for policy relating to the UK's relations with the Philippines.

Policy considerations

(i) **General**

The new Agreement replaces the previous Agreement signed in 1955. It puts in place a modern legal framework for the operation of air services.

(ii) **Financial**

There are no significant financial implications

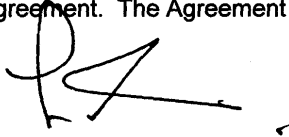
(iii) **Reservations and Declarations**

None.

Implementation

No new legislation is required. The Agreement shall enter into force on the date of receipt of the later of the two written notifications by which the parties shall notify each other through diplomatic channels of the completion of

respective internal and legal procedures required for entry into force of the Agreement. The Agreement is provisionally applied from date of signature.

A handwritten signature in black ink, appearing to be 'S. Burns', with a long horizontal stroke extending to the right.

Simon Burns
Minister of State for Transport

January 2013