

**MEMORANDUM OF UNDERSTANDING
BETWEEN
THE AERONAUTICAL AUTHORITIES OF
THE GOVERNMENT OF MALAYSIA
AND
THE GOVERNMENT OF DOMINICAN REPUBLIC**

On the occasion of the 12th ICAO Air Services Negotiations Conference 2019 (ICAN 2019), delegations representing the Government of Malaysia and the Government of Dominican Republic met on 2 December 2019 in Aqaba, the Hashemite Kingdom of Jordan to discuss matters pertaining to the establishment of an Air Services Agreement (ASA) and air services arrangement between the two countries.

List of delegation members is attached as **Appendix I.**

The discussions were held in cordial atmosphere reflecting the friendly relations between the two Countries and the following were agreed by both delegations:

1. THE DRAFT AIR SERVICES AGREEMENT (ASA)

Both delegations discussed and deliberated the draft text of the Air Services Agreement (ASA) provided by Malaysia and have principally agreed to all articles except Article 14 – Taxation. The draft ASA is attached as **Appendix II.**

Both delegations agreed that the draft text of ASA shall be subjected to further internal consultations and approval from both countries. Both delegations agreed to notify each other on the outcome of such consultations through diplomatic channel.

2. DESIGNATION OF AIRLINES

Each Contracting Party has the right to designate as many airlines as it wishes, as provided in Article 2 of the draft ASA.

3. ROUTE SCHEDULE

Both delegations agreed with the Route Schedule which is attached as **Appendix III.**

4. CAPACITY AND FREQUENCY

Passenger Services

Both delegations agreed that the designated airline(s) of each Contracting Party shall be entitled to operate unlimited third and fourth freedom traffic rights on the specified routes with no limitations on frequency, capacity and aircraft type for passenger services.

Cargo Services

Both delegations agreed that the designated airline(s) of each Contracting Party shall be entitled to operate unlimited third, fourth and fifth freedom traffic rights on the specified routes with no limitations on frequency, capacity and aircraft type for cargo services.

5. CODESHARING/COOPERATIVE ARRANGEMENTS

In operating or holding out the authorized services on the agreed routes, any designated airline of one Party may enter into cooperative marketing arrangements such as joint venture, blocked space or codesharing arrangements, with:

- a) an airline or airlines of either Party; and
- b) an airline or airlines of a third country.

provided that all airlines in such arrangements 1) hold the appropriate authority and 2) meet the requirements normally applied to such arrangements.

The Parties agree to take the necessary action to ensure that consumers are fully informed and protected with respect to codeshared flights operating to or from their territory and that, as a minimum, passengers be provided with the necessary information in the following ways:

- (a) orally and, if possible, in writing at the time of booking;
- (b) in written form, on the ticket itself and/or (if not possible), on the itinerary document accompanying the ticket or on any other document replacing the ticket, such as a written confirmation, including information on whom to contact in case of a problem and a clear indication of which airline is responsible in case of damage or accident; and
- (c) orally again, by the airline's ground staff at all stages of the journey.

The airlines are required to file for approval any proposed cooperative arrangement with the aeronautical authorities of both Parties at least 30 days before its proposed introduction.

6. COMING INTO FORCE

This MoU shall come into force on the date of its signature.

Signed in Aqaba, the Hashemite Kingdom of Jordan on 2 December 2019.

For the delegation of Malaysia



**Mr Mohamad Radzuan Mazlan
Under Secretary (Aviation)
Ministry of Transport**

**For the delegation of Dominican
Republic**



**Lic. Luis Ernesto Camilo Garcia
President
Civil Aviation Board of the Dominican
Republic**

DELEGATION OF MALAYSIA

Mr. Mohamad Radzuan Bin Mazlan
Under Secretary (Aviation)
Ministry of Transport Malaysia

- Head of Delegation

Mr. Mohd Asyraf Mohd Amin
Assistant Secretary (Air Transport)
Aviation Division

Mr. Jaffar Derus Ahmad
Head, Government Relations
Malaysia Airlines Berhad

DELEGATION OF THE DOMINICAN REPUBLIC

Lic. Luis Ernesto Camilo Garcia
President
Civil Aviation Board of the Dominican Republic

- Head of Delegation

Dr. Alejandro Herrera Rodriguez
General Director
Dominican Institute of Civil Aviation, IDAC

S.E. Carlos Veras
Ambassador
Permanent Representative of the Dominican Republic to ICAO

Brigadier General, FARD
Aracenis Castillo de la Cruz
Director of the Specialized Body in Airport Security and Civil Aviation –CESAC

Dra. Bernarda Franco Candelario
Head of Air Transport Department, JAC

Mrs. Maria Luisa Hernández Rodríguez
International Agreements Analyst, JAC

Miss Camila M. Moya Rosario
Air Transport Advisor
Permanent Mission of the Dominican Republic to ICAO

