

No. 809

**UNITED STATES OF AMERICA
and
KOREA**

**Exchange of notes constituting a provisional agreement
relating to air transport services. Seoul, 24 and
29 June 1949**

Official text : English.

Registered by the United States of America on 26 May 1950.

**ÉTATS-UNIS D'AMÉRIQUE
et
CORÉE**

**Echange de notes constituant un accord provisoire relatif
aux services de transports aériens. Séoul, 24 et
29 juin 1949**

Texte officiel anglais.

Enregistré par les Etats-Unis d'Amérique le 26 mai 1950.

No. 809. EXCHANGE OF NOTES CONSTITUTING A PROVISIONAL AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND KOREA RELATING TO AIR TRANSPORT SERVICES. SEOUL, 24 AND 29 JUNE 1949

I

The American Ambassador to the President of Korea

AMERICAN EMBASSY

Seoul, Korea, June 24, 1949

Excellency :

I have the honor to inform Your Excellency of the desire of the Government of the United States of America to obtain on a provisional basis, pending the conclusion of a formal air transport agreement between the Government of the Republic of Korea and the Government of the United States of America, the grant of civil aviation rights similar to those previously accorded by the United States Army Forces in Korea to United States commercial carriers. The Government of the Republic of Korea is requested by the Government of the United States of America to grant to United States commercial air carriers the following rights on Korean territory to remain effective until a formal air transport agreement has been concluded between the two countries :

- (1) To transit and make technical stops in Korean territory and to pick up and discharge international traffic at Seoul;
- (2) Of reasonable and non-discriminatory landing fees and other related charges;
- (3) To bring into Korea, fuel, lubricating oils, and spare parts intended solely for use by United States commercial aircraft engaged in international flights on the basis of the same treatment accorded national air lines of the most-favored-nation;
- (4) Of exemption from customs and inspection fees and similar charges on fuel, oils, spare parts, regular equipment and aircraft stores retained on board aircraft operating in accordance with sub-paragraph (1) above;

¹ Came into force on 29 June 1949, by the exchange of the said notes.

(5) Of cooperation from the Government of the Republic of Korea, its nationals, agencies or instrumentalities in making emergency landings, effecting repairs and taking off at any airport or air strip in territory under the control of the Government of the Republic of Korea;

(6) To have access to the scene of any aviation disaster involving United States commercial aircraft and to have all reasonable aid in recovering wrecked aircraft and their contents;

(7) To bring in such ground transportation equipment and materials as may be necessary to support authorized air service on the basis of the same treatment accorded national air lines and the air lines of the most-favored-nation;

(8) To rent or build shelter, for civil aviation purposes, to house and to provide necessary and authorized facilities at the airport used to serve Seoul;

(9) To bring to and to use any necessary communications, weather forecasting and similar technical equipment on the basis of the same treatment accorded national air lines and air lines of the most-favored-nation;

(10) Of residence in territory under the control of the Government of the Republic of Korea of any non-Korean technical or administrative personnel whose services are required to maintain the uninterrupted air service of United States commercial air lines;

(11) To have recognized by the Government of the Republic of Korea, certificates of air worthiness of aircraft, certificates of competency of commercial air lines, and licences of airmen and ground personnel issued by the Government of the United States of America, its agencies or instrumentalities.

Upon receipt of a note from Your Excellency indicating that your Government grants the rights provided herein, the Government of the United States of America will consider that the grant of such rights becomes effective upon the date of Your Excellency's note.

Accept, Excellency, the renewed assurances of my highest consideration.

John J. MUCCIO
Ambassador

His Excellency Dr. Syngman Rhee
President of the Republic of Korea
Seoul

II

The President of Korea to the American Ambassador

REPUBLIC OF KOREA

SEOUL

OFFICE OF THE PRESIDENT

June 29, 1949

Excellency :

I have the honor to acknowledge receipt of Your Excellency's note of June 24, 1949, expressing the desire of the Government of the United States of America to obtain on a provisional basis and pending the conclusion of a formal air transport agreement between the Government of the Republic of Korea and the Government of the United States of America, the grant of civil aviation rights similar to those previously accorded by the United States Army Forces in Korea to United States commercial carriers. Believing the maintenance of commercial air service to be in the best interests of the two countries and until such time as it may be possible to negotiate a formal air transport agreement covering civil aviation, the Government of the Republic of Korea grants to United States commercial carriers in Korean territory the following rights to remain effective until such time as a formal agreement has been concluded between the two governments :

[See note I]

(3) To bring into Korea, fuel, lubricating oils, and spare parts intended solely for use by United States commercial aircraft engaged in international flights on the basis of the same treatment accorded national air lines and the airlines of other nations;

[See note I]

(7) To bring in such ground transportation equipment and materials as may be necessary to support authorized air service on the basis of the same treatment accorded national air lines and the air lines of other nations;

[See note I]

(9) To bring to and to use any necessary communications, weather forecasting and similar technical equipment on the basis of the same treatment accorded national air lines and air lines of other nations;

[See note I]

Sincerely yours,

Syngman RHEE

His Excellency John J. Muccio
Ambassador of the United States of America
American Embassy, Seoul