

No. 5015

**UNITED STATES OF AMERICA
and
AUSTRALIA**

Exchange of notes constituting an agreement relating to the reciprocal acceptance of certificates of airworthiness for imported aircraft. Washington, 20 November 1959

Official text: English.

Registered by the United States of America on 16 February 1960.

**ÉTATS-UNIS D'AMÉRIQUE
et
AUSTRALIE**

Échange de notes constituant un accord relatif à la reconnaissance réciproque des certificats de navigabilité pour les aéronefs importés. Washington, 20 novembre 1959

Texte officiel anglais.

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3) The same validity shall be conferred by the competent authorities of Australia on certificates of airworthiness for export issued by the competent authorities of the United States for aircraft subsequently to be registered in Australia as if they had been issued under the regulations in force on the subject in Australia, provided, that such aircraft have been constructed in the United States, its territories or possessions, and the competent authority of the United States has certified that the type design of the aircraft complies with the airworthiness requirements of the United States together with any special conditions prescribed in accordance with paragraph 6, and has certified that the particular aircraft conform to such type design.

4) (a) The competent authorities of the United States shall arrange for the effective communication to the competent authorities of Australia of particulars of compulsory modifications prescribed in the United States, for the purpose of enabling authorities of Australia to require these modifications to be made to aircraft of the types affected, whose certificates have been validated by them.

(b) In the case of aircraft for which the United States has issued certificates of airworthiness for export, subsequently validated by Australia, the competent authorities of the United States shall, when requested, afford the competent authorities of Australia assistance in determining that major design changes or major repairs made to such aircraft comply with the applicable airworthiness requirements of the United States.

5) (a) The competent authorities of Australia shall arrange for the effective communication to the competent authorities of the United States of particulars of compulsory modifications prescribed in Australia for the purpose of enabling the authorities of the United States to require these modifications to be made to aircraft of the types affected, whose certificates have been validated by them.

(b) In the case of aircraft for which Australia has issued certificates of airworthiness, subsequently validated by the United States, the competent authorities of Australia shall, when requested, afford the competent authorities of the United States assistance in determining that major design changes or major repairs made to such aircraft comply with the applicable airworthiness requirements of Australia.

6) (a) The competent authorities of each country shall have the right to make the validation of certificates of airworthiness for export dependent upon the fulfillment of any special conditions which are for the time being required by them for the issuance of certificates of airworthiness in their own country. Information with regard to these special conditions in respect to either country will from time to time be communicated to the competent authorities of the other country.

(b) The competent authorities of each country shall keep the competent authorities of the other country fully and currently informed of all regulations in force in regard to the airworthiness of civil aircraft and any changes therein that may from time to time be effected.

7) The question of procedure to be followed in the application of the provisions of the present agreement shall be the subject of direct correspondence, whenever necessary, between the competent authorities of the United States and Australia.

8) The present agreement shall be subject to termination by either Government upon six (6) months notice given in writing to the other Government.

Upon the receipt of a note from Your Excellency indicating that the foregoing provisions are acceptable to the Government of the Commonwealth of Australia, the Government of the United States of America will consider that this note and your reply thereto constitute an agreement between our two Governments on this subject, the agreement to enter into force on the date of your reply note.

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

For the Secretary of State :

Thomas C. MANN

His Excellency the Honorable Howard Beale, Q.C.
Ambassador of Australia

II

The Australian Ambassador to the Secretary of State

AUSTRALIAN EMBASSY
WASHINGTON, D. C.

No. 537/59

Sir,

I have the honour to refer to your note dated November 20, 1959 reading as follows :

[*See note I*]

I have the honour to convey the agreement of the Government of the Commonwealth of Australia to the foregoing and I confirm that your note of November 20, 1959 and my reply given herewith constitute an agreement between our two Governments on this subject, the agreement to enter into force upon the date of this reply.

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

Howard BEALE
Ambassador

Washington, D. C., November 20, 1959

The Honourable the Secretary of State
Department of State
Washington, D. C.