

THE ASEAN SECRETARIAT		
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Note GG/2010

The Permanent Mission of the Philippines to ASEAN presents its compliments to the ASEAN Secretariat and has the honor to transmit the original letter dated 12 May 2010 from Honorable Victoria S. Bataclan, Director-General of ASEAN-Philippines, together with the original Instruments of Ratification by the Philippines on ASEAN Transport Agreements as follows:

1. ASEAN Multilateral Agreement on the Full Liberalization of Air Freight Services;
2. Protocol 1 on Unlimited Third, Fourth, and Fifth Freedom Traffic Rights Among Designated Points in ASEAN;
3. Protocol 2 Unlimited Third, Fourth, and Fifth Freedom Traffic Rights Among All Points with International Airports in ASEAN;
4. ASEAN Multilateral Agreement on Air Services;
5. Protocol 1 on Unlimited Third and Fourth Freedom Traffic Rights Within the ASEAN Sub-region;
6. Protocol 2 on Unlimited Fifth Freedom Traffic Rights Within the ASEAN Sub-region;
7. Protocol 3 on Unlimited Third and Fourth Freedom Traffic Rights Between the ASEAN Sub-regions; and
8. Protocol 4 on Unlimited Fifth Freedom Traffic Rights Between the ASEAN Sub-regions.

The Permanent Mission of the Philippines would appreciate it if the ASEAN Secretariat could acknowledge receipt of the above-mentioned documents.

The Permanent Mission of the Philippines to ASEAN avails itself of this opportunity to renew to the ASEAN Secretariat the assurances of its highest consideration.





**EXTREMELY URGENT**

**14152**

**ASEAN-PHILIPPINES NATIONAL SECRETARIAT**

Our ref. no. : Div3- 386 -VSB-2010  
Subject : Instruments of Ratification for ASEAN Transport Agreements  
Date : 12 May 2010

Dear Secretary-General Pitsuwan,

I am pleased to transmit the **Instruments of Ratification** for the following ASEAN Transport Agreements:

- a. ASEAN Multilateral Agreement on the Full Liberalisation of Air Freight Services;
- b. Protocol 1 on Unlimited Third, Fourth, and Fifth Freedom Traffic Rights Among Designated Points in ASEAN;
- c. Protocol 2 on Unlimited Third, Fourth, and Fifth Freedom Traffic Rights Among All Points with International Airports in ASEAN;
- d. ASEAN Multilateral Agreement on Air Services;
- e. Protocol 1 on Unlimited Third and Fourth Freedom Traffic Rights Within the ASEAN Sub-region;
- f. Protocol 2 on Unlimited Fifth Freedom Traffic Rights Within the ASEAN Sub-region;
- g. Protocol 3 on Unlimited Third and Fourth Freedom Traffic Rights Between the ASEAN Sub-regions; and
- h. Protocol 4 on Unlimited Fifth Freedom Traffic Rights Between the ASEAN Sub-regions.

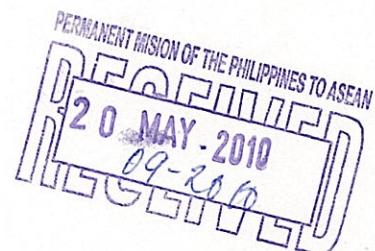
With our cordial best wishes.

Sincerely yours,

  
**VICTORIA S. BATACLAN**  
Director-General

**H.E. DR. SURIN PITSUWAN**  
Secretary-General of ASEAN  
ASEAN Secretariat  
70 A Jalan Sisingamangaraja, Jakarta  
12110 Indonesia

**Thru Permanent Mission of the Philippines to ASEAN**



MALACAÑANG  
MANILA

**INSTRUMENT OF RATIFICATION**

**TO WHOM THESE PRESENTS SHALL COME, GREETINGS:**

**KNOW YE**, that whereas Protocol 2 on Unlimited Fifth Freedom Traffic Rights within the ASEAN Sub-Region was signed on 20 May 2009 in Manila, implementing the ASEAN Multilateral Agreement on Air Services (Agreement) and forming an integral part of it;

**WHEREAS**, the Protocol provides that the designated airline(s) of each Contracting Party shall be allowed to operate air passenger services from any designated points in its territory to any designated points in the ASEAN Sub-Region to which that Contracting Party belongs and vice versa with full Sub-region fifth (5<sup>th</sup>) freedom traffic rights;

**WHEREAS**, the Protocol also provides that the right to take on board or put down, in the territory of any other Contracting Party, passengers, baggage, cargo or mail carried for remuneration and destined for or coming from any other points, shall be subject to agreement between the aeronautical authorities of the Contracting Parties concerned;

**WHEREAS**, under the Protocol, there shall be no limitation on capacity, frequency and aircraft type with regard to air passenger services operated under the Protocol as provided in its Article 2;

**WHEREAS**, Article 5 of the Protocol provides that it is subject to ratification or acceptance by the Contracting Parties which have ratified or accepted the Agreement, and shall become effective only among the Contracting Parties that have ratified or accepted it.

**NOW, THEREFORE**, be it known that **I, GLORIA MACAPAGAL ARROYO**, President of the Republic of the Philippines, after having seen and considered the aforementioned Protocol, do hereby ratify and confirm the same and each and every Article and Clause thereof.

**IN TESTIMONY WHEREOF**, I have hereunto set my hand and caused the seal of the Republic of the Philippines to be affixed.

**GIVEN** under my hand at the City of Manila, this 19th day of April in the year of our Lord two thousand and ten.

**BY THE PRESIDENT:**

  
**ERLINDA F. BASILIO**

Acting Secretary of Foreign Affairs

