

Memorandum of Understanding

Delegations representing the Government of Jamaica and the Government of the Oriental Republic of Uruguay (hereinafter referred to as "Jamaica" and "Uruguay" respectively and collectively as the "Contracting Parties") met in Durban, South Africa, on 11th December, 2013 for consultations for the purpose of negotiating an Air Services Agreement and related arrangements which would be applicable in respect of the operations of air transportation between and beyond their respective countries.

Discussions were held in a very friendly atmosphere. The composition of the two Delegations is attached as "Attachment A" and "Attachment B" respectively.

The following understandings were reached between the Contracting Parties:

1. Air Services Agreement Text

- a) The Contracting Parties negotiated and approved the text of the Air Services Agreement (hereinafter referred to as "ASA") initialing its text which is attached as "Attachment C".
- b) The Contracting Parties decided to recommend to their respective Governments the formal signing of the ASA.
- c) Pending the completion of the national requirements necessary to formalize the Agreement, it was decided that the initialed ASA shall be applied provisionally from the date of this Memorandum. The Contracting Parties consented to inform each other in writing, through diplomatic channels, when the national requirements established to bring the initialed ASA in force have been met.

2. Designation

The delegations decided to apply the principle of a multiple designation regime for passenger/combined services as well as all-cargo services.

The Contracting Parties would advise on the airlines which may be designated in due course.

J.A.

E.P.

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3. Principles Governing Operations of Agreed Services

With regard to the principles governing operations of agreed services of the initialed Agreement, both Contracting Parties confirmed that there shall be no restriction whatsoever on the routes, capacity, the number of frequencies and types of aircraft, whether owned or leased, to be operated by the Designated Airline(s) of each Contracting Party in passenger and/or cargo services, separately or in combination, as per the Route Schedule annexed to the ASA.

4. Capacity and Traffic Rights

The Designated Airlines of each Contracting Party shall be entitled without limitations to exercise up to 5th freedom traffic rights for passengers and combination of services and up to 7th freedom traffic rights for all-cargo services.

The Designated Airlines of each Contracting Party shall be entitled to perform passenger, cargo and/or mail services, separately or in combination, across, to or from the territory of the other Contracting Party, without limitation as to routes, capacity, frequency or aircraft type.

Requests for traffic rights for passengers beyond 5th freedom would be considered on a case by case basis

5. Non- Scheduled Operations

Both Contracting Parties decided to allow, in accordance with national legislation and regulations, unrestricted non-scheduled passenger and/or all-cargo services, separately or in combination, to the same conditions as set out in Paragraphs 3 and 4 above.

6. Avoidance of Double Taxation

Both Contracting Parties decided to recommend to their respective competent authorities to conclude an agreement for the avoidance of double taxation on revenues arising from their airlines' activities and income earned by their employees when stationed in the territory of the other Contracting Party.

7. Entry into Force

The Contracting Parties shall implement the provisions of the ASA provisionally pending its formal signature and entry into force in accordance with Article 25 (Entry into Force) of the ASA.

This Memorandum of Understanding shall come into effect on the date of its signature and shall continue to be in effect after the formal entry into force of the ASA.

Signed at Durban, South Africa on 11th December 2013.

For the Government
of Jamaica



Hon. B. St. Michael Hylton

Chairman
Jamaica Civil Aviation Authority

For the Government
of the Oriental Republic
of Uruguay



Cnel. (AV) Fernando Maurente

Director General of Civil Aviation

Delegation of Jamaica

Head of Delegation

1. Hon. B. St. Michael Hylton Chairman
Jamaica Civil Aviation Authority

Members

2. Mr. Michael Hepburn Director, Economic Regulation
Jamaica Civil Aviation Authority
3. Miss Karen Thompson Manager, Research & Development
Jamaica Civil Aviation Authority
4. Ms. Marva Gordon General Counsel/Corporate Secretary
Jamaica Civil Aviation Authority
5. Mrs. Jacqueline Fairclough Aviation Consultant
Jamaica Civil Aviation Authority

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Delegation of Uruguay

Head of Delegation

Cnel. (Av) Fernando L. Maurente
Director General of Civil Aviation

Members

Dr. Roberto Perdomo Protti
Deputy Director of Commercial Air Transport

Dr. Maria Angelica Gonzalez
Legal Adviser and Technical Secretary of the National Board Of Civil Aviation

Dr. Luis G. Giorello Sancho
Adviser on International Law and Relations

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