

MEMORANDUM OF UNDERSTANDING

1. The delegations representing the Aeronautical Authorities of the Republic of India and the Kingdom of Saudi Arabia met in Jeddah on 23 January, 2008 for the purpose of reviewing the air services matters.

The negotiations were conducted in a friendly and cordial atmosphere. A list of the members of the two delegations is given at Appendix 'A'.

2. Both delegations agreed as follows:-

- (i) Multiple Designation:

To amend Para (1) of Article III of the Air Services Agreement (ASA) to read as follows:

"Each Contracting Party shall have the right to designate in writing to the other Contracting Party one or more airlines for the purpose of operating the agreed services in accordance with the Route Schedule".

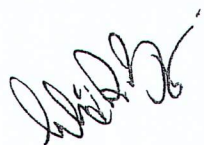
The new provision for multiple designation shall enter into force in accordance with Article XV of the ASA. The two delegations shall urge their respective competent authorities for the ratifications.

- (ii) Capacity Entitlements:

The designated airlines of each Contracting Party shall be entitled to operate a total of 20,000 seats per week in each direction with any aircraft type to/from the points specified in their respective Route Schedule, subject to a limitation of 75 frequencies per week.

- (iii) Route Schedule:

Bangalore, Calicut and Lucknow shall be granted as additional points of call for the designated airlines of Saudi Arabia, and Medinah shall be granted as an additional point of call for the designated airlines of India. Accordingly, a revised Route Schedule was drawn up which is given at Appendix 'B'.



(iv) Open Sky for Dammam

The delegation of Saudi Arabia confirmed that the capacity operated by the designated airlines of India to / from Dammam shall be covered by the open sky policy declared by the Government of Saudi Arabia and shall not be counted against the capacity entitlements available to them under this Memorandum of Understanding.

(v) Open Sky for Cargo

The designated airlines of Saudi Arabia and India shall be entitled to operate any number of all-cargo services between each other's territory with any type of aircraft with full 3rd and 4th freedom traffic rights.

(vi) Review of Air Services Agreement

In the wake of developments which have taken place in the aviation industry during the past few years, the existing Air Services Agreement between the two countries needs to be updated and modernized. The Indian side handed over a copy of the draft of the Air Services Agreement (Appendix 'C') for the consideration of the Saudi Arabian delegation. It was agreed that the two sides would progress the matter through correspondence and meet at a mutually convenient date to finalise the text of the revised Air Services Agreement.

Pending the review of the text of the ASA, it was agreed to incorporate in the ASA provisions relating to 'Code Share Arrangements' and 'Aviation Safety'. The text of these provisions is given in Appendix 'D' and 'E', respectively.



(vii) Extra Section (Supplementary) Frequencies:

The need for extra-section flights shall be determined on an ad-hoc basis to meet the anticipated market demand growth and flight details shall be filed to the Aeronautical Authorities of each Contracting Party for appropriate authorization.

(viii) Charter Operations:

The charter flights shall be carried out based on the request of the designated as well as the non-designated airlines of one Contracting Party to the aeronautical authorities of the other Contracting Parties in accordance with its laws and regulations.

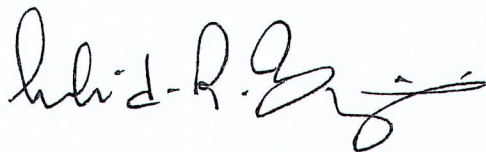
The charter flights shall be operated in accordance with the national legislation of both Parties.

3. Entry into Force:

The provisions of this Memorandum of Understanding shall be implemented with immediate effect and shall supercede and replace the previous MOU dated 30 December 2002.

Done in Jeddah on 23 January, 2008

Dr. Mohammed R. Berenji



**For the Delegation of the
Kingdom of Saudi Arabia**

Mr. R.K. Singh



**For the Delegation of the
Republic of India**

Route Schedule

Section IRoutes for the airlines designated by the Government of Saudi Arabia:

Points of Origin	Intermediate Points	Points in India	Beyond Points
Points in Saudi Arabia	Nil	Mumbai Delhi Chennai Cochin Hyderabad Bangalore Calicut Lucknow	Nil

Section IIRoutes for the airlines designated by the Government of India

Points of Origin	Intermediate Points	Points in India	Beyond Points
Points in India	Nil	Jedah Riyadh Dammam Madinah *	Nil

* Operations by the designated airlines of India to Madinah shall be subject to implementation of the Airport Capacity Expansion Plan at Madinah Airport. Until such time, the designated airlines of India can operate Haj and Umrah flights to and from Madinah on charter basis.

Section III

1. Any intermediate or beyond point may be served by the designated airlines of each Contracting Party without 5th freedom traffic rights between such points and any point in the territory of the other Party.
2. Two or more points in the territory of one Party shall not be served on the same flight by the designated airline(s) of the other Party.




Appendix 'A'

The Indian Delegation:

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|-----|---|------------------------|
| (1) | Mr. R.K. Singh
Joint Secretary
Ministry of Civil Aviation | Head of the Delegation |
| (2) | Mr. K.P. Maggon
Director Regulation & Information
Directorate General of Civil Aviation | Member |
| (3) | Mr. M.P. Gavai
Director ITP
Ministry of External Affairs | Member |
| (4) | Dr. Suhel Khan
Counsel Haj
Consulate General of India
Jeddah | Member |
| (5) | Mr. D.S. Shinde
DGM International Relations
Air India | Member |
| (6) | Mr. Prem Sagar
Senior Manager International Relations
Air India | Member |

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The Saudi Arabian Delegation:

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| (1) | Dr. Mohammed R. Berenji
Vice President
Safety & Economic Regulation
General Authority of Civil Aviation | Head of the Delegation |
| (2) | Mr. Faleh J. Al-Balawi
Director Agreements & Authorization | Member |
| (3) | Mr. Essam J. Nadhrah
Director Bilateral &
International Agreements | Member |
| (4) | Mr. Emad S. Arab
Assistant Director Bilateral and
Int'l. Agreements for Asia &
Pacific Region | Member |
| (5) | Dr. Ayed T. Al-Amri
General Manager
Bilateral and Commercial Agreements
(Saudi Arabian Airlines) | Member |
| (6) | Mr. Nayeem A. Khayat
G.M Passenger Sales & Services –
Asia & Australia | Member |
| (7) | Mr. Awad O. Gundwan
Sr. Mgr-Bilateral & Commercial
Agreements | Member |

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