



Note No. 08/12

The Permanent Mission of the Philippines to ASEAN presents its compliments to the ASEAN Secretariat and has the honor to deposit the attached original copies of the following Instruments of Ratification signed by H.E. Benigno S. Aquino III, President of the Republic of the Philippines:

- 1) The Fifth Package of Commitments on Financial Services under the ASEAN Framework Agreement on Services (AFAS);
- 2) Air Transport Agreement Between the Governments of the Member States of the Association of Southeast Asian Nations and the Government of the People's Republic of China;
- 3) Memorandum of Understanding on the Association of Southeast Asian Nations' Air Services Engagement with Dialogue Partners.

The Philippine Mission would appreciate it if the ASEAN Secretariat could formally acknowledge receipt of the copies of these Instruments of Ratification.

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.

Jakarta, 16 January 2012

Cc: All Permanent Representatives to ASEAN



RECEIVED

18 JAN 2012

THE ASEAN SECRETARIAT  
LEGAL SERVICES AND AGREEMENT  
DIVISION

MALACAÑAN  
MANILA

## INSTRUMENT OF RATIFICATION

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

**KNOW YE**, that whereas, the *Memorandum of Understanding (MOU) on the Association of Southeast Asian Nations' Air Services Engagement with Dialogue Partners* was signed on 12 November 2010;

**WHEREAS**, the MOU recalls the Multilateral Agreement on the Full Liberalisation of Air Freight Services, the Multilateral Agreement on Air Services and the Multilateral Agreement on the Full Liberalisation of Passenger Air Services, and ongoing negotiation with Dialogue Partners;

**WHEREAS**, the MOU provides that an ASEAN Member State shall ratify/approve the ASEAN-wide air services agreements and their implementing protocols before ratifying/approving the corresponding air services agreements and their implementing protocols between ASEAN and its Dialogue Partners;

**WHEREAS**, the MOU recognizes that the integrity, solidarity and integration of ASEAN shall be accorded priority in the implementation of air services agreements and their implementing protocols between ASEAN and Dialogue Partners;

**WHEREAS**, the MOU provides that an ASEAN Member State which has ratified/approved air services agreements and/or implementing protocols between ASEAN and its Dialogue Partners before ratifying/approving the corresponding ASEAN-wide air services agreements and/or implementing protocols shall accord to all ASEAN Member States which have ratified/approved the corresponding ASEAN-wide air services agreements and/or implementing protocols, treatment no less favourable than what is accorded by that ASEAN Member State to the Dialogue Partners with respect to the traffic rights laid out in the air services agreements and/or implementing protocols so ratified/approved;

**WHEREAS**, the MOU shall enter into force once all ASEAN Member States have notified the Secretary-General of ASEAN in writing of their completion of internal formalities;

**WHEREAS**, the date of entry into force for this MOU shall be the date the last written notification is received;

**NOW, THEREFORE**, be it known that **I, BENIGNO S. AQUINO III**, President of the Philippines, after having seen and considered the *Memorandum of Understanding on the Association of Southeast Asian Nations' Air Services Engagement with Dialogue Partners*, do hereby ratify and confirm the same and each and every article and clause thereof.



Office of the President of the Philippines



PNOY004251



**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 \_\_\_ day of \_\_\_\_\_ in the year of our Lord two thousand and eleven.



**BY THE PRESIDENT:**



**ALBERT F. DEL ROSARIO**  
Secretary of Foreign Affairs

