

## Agreement on Trade in Civil Aircraft<sup>268</sup>

Done at Geneva on 12 April 1979

Entry into force: 1 January 1980

Text: GATT BISD 26S/162, GATT BISD 34S/22

UN Registration: 1 July 1980, [814](#), No. 26531

UNTS: [1186 UNTS 170](#)

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### Relevant clauses

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#### *Article 9*

9.1.1 This Agreement shall be open for acceptance by signature or otherwise by governments contracting parties to the GATT and by the European Economic Community.

9.1.2 This Agreement shall be open for acceptance by signature or otherwise by governments having provisionally acceded to the GATT, on terms related to the effective application of rights and obligations under this Agreement, which take into account rights and obligations in the instruments providing for their provisional accession.

9.1.3 This Agreement shall be open to accession by any other government on terms, related to the effective application of rights and obligations under this Agreement, to be agreed between that

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<sup>268</sup> The Agreement on Trade in Civil Aircraft was done at Geneva on 12 April 1979 at the end of the Tokyo Round of multilateral trade negotiations. It entered into force on 1 January 1980 (GATT BISD 26S/168). This Agreement, as subsequently modified, rectified or amended, was included in Annex 4 of the WTO Agreement signed on 15 April 1994.

Up to the entry into force of the WTO Agreement, the Annex to the Tokyo Round Agreement on Trade in Civil Aircraft had been modified and rectified three times, between 1983 and 1985. The first certification of modifications and rectifications was done at Geneva on 17 January 1982 ([Let/1357](#), GATT BISD 30S/4, and [1321 UNTS 376](#), registered on 30 June 1983, [814](#)). The second certification of modifications and rectifications was done at Geneva on 27 January 1984 ([Let/1390](#) and GATT BISD 31S/4, and [1441 UNTS 312](#), registered on 19 November 1986, [814](#)). The third certification of modifications and rectifications was done at Geneva on 1 January 1985 ([Let/1418](#), GATT BISD 31S/5, and [1441 UNTS 332](#), registered on 19 November 1986, [814](#)).

The Annex was amended through the Protocol (1986) Amending the Annex to the Agreement on Trade in Civil Aircraft, done at Geneva on 2 December 1986 ([Let/1511](#), GATT BISD 34S/22, and [1511 UNTS 230](#), registered on 9 August 1988, [814](#), No. 34823). For the legal status of the Agreement as of December 1993, see [GATT – Status of Legal Instruments: 15/1993 Supplement \(Geneva, 1993\)](#), pp. 16-6.1 -16-6.12.

government and the Signatories, by the deposit with the Director-General to the CONTRACTING PARTIES to the GATT of an instrument of accession which states the terms so agreed.

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9.3.1 This Agreement shall enter into force on 1 January 1980 for the governments which have accepted or acceded to it by that date. For each other government it shall enter into force on the thirtieth day following the date of its acceptance or accession to this Agreement.

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9.10.1 This Agreement shall be deposited with the Director-General to the CONTRACTING PARTIES to the GATT who shall promptly furnish to each Signatory and each contracting party to the GATT a certified copy thereof and of each amendment thereto pursuant to Article 9.5 and a notification of each acceptance thereof or accession thereto pursuant to Article 9.1, or each withdrawal therefrom pursuant to Article 9.6.

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**Acceptances, accessions<sup>269</sup>**

|  | <i>Acceptance</i> | <i>Entry into force</i> | <i>Notification</i>        |
|--|-------------------|-------------------------|----------------------------|
| Albania .....  | 26 May 2008       | 25 Jun 2008             | <a href="#">WT/Let/621</a> |
| Austria (Signature subject to ratification) .....  | 17 Mar 1980       |                         | <a href="#">Let/1122</a>   |
| The acceptance of the Agreement on Trade in Civil Aircraft by the Republic of Austria is based on the understanding that its provisions do not affect the provisions of the State Treaty for the Re-establishment of an Independent and Democratic Austria of 15 May 1955. |                   |                         | <a href="#">Let/1123</a>   |
| Ratification .....   | 23 Jun 1980       | 23 Jul 1980             | <a href="#">Let/1139</a>   |
| Belgium (Signature subject to ratification) .....  | 17 Dec 1979       |                         | <a href="#">Let/1093</a>   |
| Ratification .....   | 7 May 1981        | 6 Jun 1981              | <a href="#">Let/1229</a>   |
| Bulgaria .....   | 1 Nov 1996        | 1 Dec 1996              | <a href="#">WT/Let/118</a> |

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<sup>269</sup> Referenced invariably as "Acceptance" in the following table.

|   | <i>Acceptance</i> | <i>Entry into force</i> | <i>Notification</i>        |
|---|-------------------|-------------------------|----------------------------|
| Canada .....  | 20 Dec 1979       | 1 Jan 1980              | <a href="#">Let/1093</a>   |
| <p>The Government of Canada reserves its position with regard to the obligations in Article 2 pending the completion of domestic legislative procedures. The Government of Canada will, however, afford duty-free treatment equivalent to that provided for in Article 2 as of 1 January 1980, and will promptly pursue completion of the necessary domestic legislative procedures. This reservation will be withdrawn when these procedures will have been completed.</p> |                   |                         |                            |
| Statement withdrawn .....   | 18 Aug 1981       |                         | <a href="#">Let/1255</a>   |
| Denmark (Signature subject to ratification) .....   | 17 Dec 1979       |                         | <a href="#">Let/1093</a>   |
| Ratification (except as regards its application to the Faroe Islands) .....   | 21 Dec 1979       | 1 Jan 1980              | <a href="#">Let/1093</a>   |
| Egypt (Signature subject to ratification) .....   | 28 Dec 1981       |                         | <a href="#">Let/1285</a>   |
| Ratification .....  | 5 Jul 1989        | 4 Aug 1989              | <a href="#">Let/1640</a>   |
| Estonia .....   | 11 Apr 2001       | 11 May 2001             | <a href="#">WT/Let/390</a> |
| European Union <sup>270</sup> .....   | 17 Dec 1979       | 1 Jan 1980              | <a href="#">Let/1093</a>   |
| France .....  | 17 Dec 1979       | 1 Jan 1980              | <a href="#">Let/1093</a>   |
| Germany .....   | 17 Dec 1979       | 1 Jan 1980              | <a href="#">Let/1093</a>   |
| <p>The Agreement on Trade in Civil Aircraft shall also apply to Berlin (West) with effect from the date on which it enters into force for the Federal Republic of Germany, provided that the Government of the Federal Republic of Germany does not make a contrary declaration to the GATT Secretariat within three months of the date of entry into force of the Agreement.<sup>271</sup></p>   |                   |                         |                            |
| Georgia .....   | 14 Jun 2000       | 14 Jul 2000             | <a href="#">WT/Let/342</a> |

<sup>270</sup> On 1 December 2009, the European Union succeeded the European Community ([WT/Let/679](#)).

<sup>271</sup> No such declaration was received by the GATT Secretariat. In a communication received by the Secretariat ([L/6747](#) of 22 October 1990), the Government of Germany informed contracting parties that, through the accession of the German Democratic Republic to the Federal Republic of Germany with effect from 3 October 1990, the two German States had united to form one sovereign State.

|   | <i>Acceptance</i> | <i>Entry into force</i> | <i>Notification</i>         |
|---|-------------------|-------------------------|-----------------------------|
| Greece (Signature subject to ratification) .....  | 2 Feb 1981        |                         | <a href="#">Let/1204</a>    |
| Ratification .....  | 22 Jun 1998       | 22 Jul 1998             | <a href="#">WT/Let/229</a>  |
| Ireland .....   | 17 Dec 1979       | 1 Jan 1980              | <a href="#">Let/1093</a>    |
| Italy (Signature subject to ratification) .....   | 17 Dec 1979       |                         | <a href="#">Let/1093</a>    |
| Ratification .....  | 26 Feb 1985       | 28 Mar 1985             | <a href="#">Let/1422</a>    |
| Japan (Signature subject to completion of constitutional procedures) .....  | 17 Dec 1979       |                         | <a href="#">Let/1093</a>    |
| Acceptance .....  | 25 Apr 1980       | 25 May 1980             | <a href="#">Let/1139</a>    |
| Latvia .....  | 25 Feb 1999       | 27 Mar 1999             | <a href="#">WT/Let/290</a>  |
| Lithuania .....   | 31 May 2001       | 30 Jun 2001             | <a href="#">WT/Let/394</a>  |
| Luxembourg .....  | 17 Dec 1979       | 1 Jan 1980              | <a href="#">Let/1093</a>    |
| Macao, China .....  | 14 Jul 1995       | 13 Aug 1995             | <a href="#">WT/Let/27</a>   |
| Malta .....   | 18 Dec 2000       | 17 Jan 2001             | <a href="#">WT/Let/365</a>  |
| Montenegro .....  | 11 Oct 2012       | 10 Nov 2012             | <a href="#">WT/Let/865</a>  |
| Netherlands (Signature subject to approval) ...   | 17 Dec 1979       |                         | <a href="#">Let/1093</a>    |
| The Kingdom of the Netherlands applied the Agreement provisionally, in respect of the Kingdom in Europe, as of 1 January 1980, and, in respect of the Kingdom as a whole including the Netherlands Antilles, as of 19 September 1980. |                   |                         |                             |
| Approval .....  | 14 Apr 1981       | 14 May 1981             | <a href="#">Let/1223</a>    |
| North Macedonia <sup>272</sup> .....  | 24 Jun 2019       | 24 Jul 2019             | <a href="#">WT/Let/1442</a> |
| Norway (Signature subject to acceptance) .....  | 17 Dec 1979       |                         | <a href="#">Let/1093</a>    |
| Acceptance .....  | 28 Dec 1979       | 1 Jan 1980              | <a href="#">Let/1093</a>    |
| Portugal .....  | 13 Jun 1986       | 13 Jul 1986             | <a href="#">Let/1464</a>    |
| Romania .....   | 25 Jun 1980       | 25 Jul 1980             | <a href="#">Let/1139</a>    |
| Chinese Taipei .....  | 2 Jan 2002        | 1 Feb 2002              | <a href="#">WT/Let/413</a>  |
| Spain .....   | 6 Aug 1986        | 5 Sep 1986              | <a href="#">Let/1467</a>    |
| Sweden (Signature subject to ratification) .....  | 17 Dec 1979       |                         | <a href="#">Let/1093</a>    |
| Ratification .....  | 20 Dec 1979       | 1 Jan 1980              | <a href="#">Let/1093</a>    |

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<sup>272</sup> Formerly "the former Yugoslav Republic of Macedonia".

|   | <i>Acceptance</i> | <i>Entry into force</i> | <i>Notification</i>      |
|---|-------------------|-------------------------|--------------------------|
| Switzerland (Signature subject to ratification) .   | 17 Dec 1979       |                         | <a href="#">Let/1093</a> |
| Ratification .....  | 2 Apr 1980        | 2 May 1980              | <a href="#">Let/1124</a> |
| <b>United Kingdom</b>   |                   |                         |                          |
| (Signature subject to approval) .....   | 17 Dec 1979       |                         | <a href="#">Let/1093</a> |
| Approval  |                   |                         |                          |
| (In respect of metropolitan territory).....   | 19 Feb 1980       | 20 Mar 1980             | <a href="#">Let/1124</a> |
| Approval (In respect of the territories for which it has international responsibility except for: Antigua, Belize, Bermuda, Brunei, Cayman Islands, Hong Kong, Montserrat, St Kitts and Nevis, Sovereign Base Areas Cyprus, Virgin Islands) ..... | 17 Dec 1979       | 1 Jan 1980              | <a href="#">Let/1093</a> |
| <b>United States of America</b>   |                   |                         |                          |
| (Signature subject to acceptance).....  | 17 Dec 1979       |                         | <a href="#">Let/1093</a> |
| Acceptance .....  | 20 Dec 1979       | 1 Jan 1980              | <a href="#">Let/1093</a> |

**Protocol (2001) Amending the Annex to the  
Agreement on Trade in Civil Aircraft**

Done at Geneva on 6 June 2001

Entry into force: 28 August 2002<sup>273</sup>

Text: WTO Treaty Series No. 28, [WTO BISD 2001 Vol. 7/125-126](#), [WT/Let/420](#), [TCA/4](#)

UN Registration: 8 January 2003, [814](#), [No. 49704](#)

UNTS: [2204 UNTS 206](#)

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**Relevant clauses**

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1. The Annex attached to this Protocol shall, upon its entry into force pursuant to paragraph 3, replace the Annex to the Agreement as established heretofore by the Protocol (1986) Amending the Annex to the Agreement on Trade in Civil Aircraft.
2. This Protocol shall be open for acceptance by Signatories to the Agreement, by signature or otherwise, until 31 October 2001, or a later date to be decided by the Committee on Trade in Civil Aircraft.<sup>274</sup>
3. This Protocol shall enter into force, for those Signatories who have accepted it, on 1 January 2002. For each other Signatory it shall enter into force on the day following the date of its acceptance.
4. This Protocol shall be deposited with the Director-General of the World Trade Organization who shall promptly furnish to each Signatory and each Member a certified copy thereof and a notification of each acceptance thereof pursuant to paragraph 2.
5. This Protocol shall be registered in accordance with the provisions of Article 102 of the Charter of the United Nations.

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<sup>273</sup> See [WT/Let/427](#).

<sup>274</sup> On 21 November 2001, the Committee decided to extend the date for acceptance of the Protocol indefinitely ([TCA/M/13](#), paragraphs 15-16, and [TCA/7](#)).

6. This Protocol deals only with customs duties and charges under Article 2 of the Agreement. Except with respect to requiring duty-free treatment for products covered by this Protocol, nothing in this Protocol or the Agreement, as modified thereby, changes or affects a Signatory's rights and obligations, as they exist on the day prior to the entry into force of this Protocol, under any of the WTO Agreements referenced in Article II of the Marrakesh Agreement Establishing the World Trade Organization.

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**Acceptances**

|                  | <i>Acceptance</i> | <i>Entry into force</i> | <i>Notification</i>        |
|------------------|-------------------|-------------------------|----------------------------|
| Estonia .....    | 27 Aug 2002       | 28 Aug 2002             | <a href="#">WT/Let/427</a> |
| Latvia .....     | 30 Apr 2004       | 1 May 2004              | <a href="#">WT/Let/474</a> |
| Lithuania .....  | 18 Sep 2002       | 19 Sep 2002             | <a href="#">WT/Let/428</a> |
| Montenegro ..... | 11 Oct 2012       | 10 Nov 2012             | <a href="#">WT/Let/865</a> |
| Norway .....     | 19 Dec 2002       | 20 Dec 2002             | <a href="#">WT/Let/435</a> |

**Protocol (2015) Amending the Annex to the  
Agreement on Trade in Civil Aircraft**

Done at Geneva on 5 November 2015

Entry into force: 26 May 2017<sup>275</sup>

Text: WTO Treaty Series No. 50, [WT/Let/1146](#), [TCA/9](#)

UN Registration: 25 April 2018, [814](#), [No. 68494](#)

UNTS: [not yet determined](#)

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**Relevant clauses**

1. The Annex attached to this Protocol shall, upon its entry into force pursuant to paragraph 3, replace the Annex to the Agreement on Trade in Civil Aircraft.
2. This Protocol shall be open for acceptance by Signatories to the Agreement.
3. This Protocol shall enter into force, for those Signatories who have accepted it, on 1 July 2016. Thereafter, for each other Signatory it shall enter into force on the 30th day following the date of its acceptance.
4. This Protocol shall be deposited with the Director-General of the World Trade Organization who shall promptly furnish to each Signatory and each Member a certified copy thereof and a notification of each acceptance thereof pursuant to paragraph 2.
5. This Protocol shall be registered in accordance with the provisions of Article 102 of the Charter of the United Nations.

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<sup>275</sup> See [WT/Let/1253](#).



**Acceptance**

|  | <i>Acceptance</i> | <i>Entry into force</i> | <i>Notification</i>         |
|--|-------------------|-------------------------|-----------------------------|
| European Union <sup>276</sup> .....  | 26 Apr 2017       | 26 May 2017             | <a href="#">WT/Let/1253</a> |
| United Kingdom (for the United Kingdom<br>of Great Britain and Northern Ireland,<br>the Bailiwicks of Guernsey and Jersey<br>and the Isle of Man)<br>(continued acceptance) <sup>277</sup> ..... | 1 Jan 2021        | 1 Jan 2021              | <a href="#">WT/Let/1502</a> |

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<sup>276</sup> On 1 December 2009, the European Union succeeded the European Community ([WT/Let/679](#)).

<sup>277</sup> See [WT/GC/226](#), paras. 2.8 and 2.10.