



COOPERATION AGREEMENT

between

**THE CIVIL AVIATION AND MARITIME NAVIGATION AUTHORITY
of the Republic of San Marino**

and

**THE NATIONAL CIVIL AVIATION AUTHORITY
of the Italian Republic**

Whereas

1. a Convention on Friendship and Good Neighbourhood was signed between the Republic of San Marino and Italy on 31 March 1939;
2. the Republic of San Marino is a Member State of the International Civil Aviation Organization (ICAO);
3. by Law no. 73/2002, the Republic of San Marino established its own aircraft register for aircrafts to be registered in the Republic;
4. the Republic of San Marino became a member of the European Civil Aviation Conference (ECAC) in June 2008;
5. the Italian National Civil Aviation Authority (ENAC), in the spirit of cooperation characterizing the relations between the two Countries, has expressed its willingness to provide the Civil Aviation Authority of the Republic of San Marino, at the request of the latter, with assistance and support in the aviation sector;
6. by Law no 125/2014 the Republic of San Marino introduced a reform of the regulation on Civil Aviation;

7. the Technical Agreement between the Civil Aviation and Maritime Navigation Authority and ENAC, signed on 2 September 2011, shall be considered as obsolete;

the parties have decided to conclude this cooperation Agreement based on the following provisions:

Art. 1 – Definitions

SMR Authority: means the Civil Aviation and Maritime Navigation Authority of the Republic of San Marino – a public entity under the Ministry of Transport having legal personality and regulatory, organizational and administrative autonomy with respect to funds allocated to it. It was established by Law no. 9 of 16 January 2001 and by Law no. 125 of 29 July 2014.

ENAC: stands for Ente Nazionale per l'Aviazione Civile - the Italian Civil Aviation Authority, a public non-economic entity having regulatory, organizational, administrative, accounting, financial independence and autonomy with regard to assets. It was established by Legislative Decree of the Italian Republic no. 250/1997. It is hereafter referred to as ENAC;

Airworthiness and flight inspectors: define the employees of the SMR Authority entrusted with the task of performing all technical controls and certifications of aircrafts and connecting parts registered in San Marino Aircraft Register;

Aircraft Register of the Republic of San Marino: established pursuant to Article 8 of Law no. 9 of 16 January 2001, modified by Law no. 125 of 29 July 2014. Such Register shall certify the ownership and airworthiness of all aircrafts, as well as qualifications of individuals or legal persons in the aviation sector.

Art. 2 – Aeronautical Information Publications

ENAC agrees to report the information and data concerning SMR Authority and of the airspace above its territory in the Aeronautical Information Publications (A.I.P.), in conformity with the detailed indications set forth in Annex 1 to this Agreement.

Art. 3 – Access to national airspaces for flight training activity

In accordance with Article 2.2.2.1 of Annex 1 of the ICAO Convention, ENAC and SMR Authority mutually undertake to accept and allow aircrafts being granted a Certificate of Airworthiness pursuant to Annex 8 of the ICAO Convention and

operated by student pilots from the Republic of San Marino or Italy to enter their respective airspace in order to comply with Article 2.3.3.1.2 of Annex 1, which establishes flight experience requirements for distances not less than 270 km.

Art. 4 – Inspections by Authorities

With a view to allowing SMR Authority to perform its inspective functions in Italian airports, ENAC shall grant access to qualified airworthiness and flight inspectors of the above-mentioned Authority without prejudice to the envisaged aerodrome safety rules and procedures. In order to improve transparency, SMR Authority shall undertake to always notify the airport concerned of the arrival of inspectors at least 48 hours prior to the date of their arrival.

Under the same conditions and for the same purposes, SMR Authority shall allow ENAC airworthiness and flight inspectors to have access to the aerodromes located in the Republic of San Marino.

Art. 5 - Flight Plans

Flights departing from the aerodrome of the Republic of San Marino or from the Italian aerodromes and entering their respective countries are considered as domestic flights and are not subject to the mandatory submission of flight plans for crossing national borders. Flight plans shall however be submitted in other cases provided for in the Italian and/or San Marino legislation.

Art. 6 – National Civil Aviation Security Programme

The national civil aviation security programme of the Italian Republic, as required by Annex 17 to the ICAO Convention, shall apply to the Republic of San Marino. SMR Authority shall be invited to meetings of the security committee in respect to the safeguarding of civil aviation operations against acts of unlawful interference affecting the Republic of San Marino.

Art. 7– Search and Rescue Services

In accordance with paragraph 2.1.1 of Annex 12 to the ICAO Convention, ENAC shall cooperate with the competent authorities of the Republic of San Marino to arrange for the establishment and prompt provision of search and rescue services within the territory of the Republic of San Marino to ensure that assistance is rendered to persons in distress.

Art. 8- Meteorological Services

In accordance with paragraph 2.1.4 of Annex 3 to the ICAO Convention, ENAC shall cooperate to provide meteorological services for international air navigation on behalf of the Republic of San Marino.

Art. 9 - Experts for aeronautical consultancy

ENAC shall provide SMR Authority with a list of persons having the necessary technical and professional expertise to carry out aeronautical consultancies assigned by the Court of the Republic of San Marino for cases or legal proceedings before the Court. Such experts may be entrusted with inspections of the aircraft, also abroad. Procedures, modalities and costs of this task of technical consultant are governed by San Marino legislation.

Civil Aviation and Maritime
Navigation Authority of the
Republic of San Marino

National Civil Aviation Authority

The Director-General
Mr. Marco Conti

The Director-General
Mr. Alessio Quaranta

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Date:

Date:

Annex 1

Data to be entered in the Aeronautical Information Publications (AIP)

- In A.I.P. Italia, general part, the following data on SMR Authority shall be entered:

Autorità per l'Aviazione Civile e la Navigazione Marittima,
Via della Capannaccia, 13
47890 Rep. di San Marino
Tel.: +378 (0549) 882931
Fax.: +378 (0549) 882928
Website: www.caa-mna.sm
E-mail: info.caa@gov.sm

- San Marino airspace is identified in the A.I.P as having the following characteristics:

- Class: G (uncontrolled air space);
- Horizontal limits: national borders of the Republic of San Marino
- Vertical limits: from GND to 3000 ft AGL;
- Hours: HJ +/- 30 minutes.

- In A.I.P Italia, parte GEN, the list of technical requirements for the international operation of aircrafts inside and outside San Marino airdromes.

- In A.I.P Italia, parte GEN, a statement of the Civil Aviation and Maritime Navigation that there are no significant differences between the national regulations of the Republic of San Marino and the standards of Annexes 1, 2, 6 (all Parts), 8, 13 and 18 to the ICAO Convention, except for:

1. paragraph 1.2a) of Annex 1 to the ICAO Convention: - «SMR Authority issues a Light Aircraft Pilot Licence».