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**U.S. Department of
Transportation**
Office of the Secretary
of Transportation

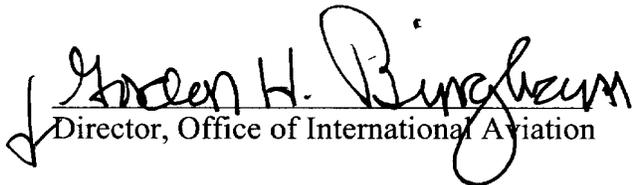
DEPARTMENT ACTION ON APPLICATION IN DOCKET OST-2002-12089 - 2

filed April 11, 2002

(Application of Singapore Airlines Cargo Pte Limited (SIAC) and Singapore Airlines Limited (SIA) for a statement of authorization to display the designator code of American Airlines, Inc. on SIAC and SIA flights for the transportation of mail only)

Approved under assigned authority (14 CFR § 385.13).

Date of Action: April 23, 2002

A handwritten signature in black ink, reading "Gordon H. Bingham". The signature is written in a cursive style with a large, prominent "B".
Director, Office of International Aviation

This action is subject to the conditions attached. Persons entitled to petition the Department for review of this action under the Department's regulations, 14 CFR § 385.30, should file their petitions within seven days of the date of this action. This action is effective immediately, and the filing of a petition for review will not alter its effectiveness.

Docket OST-2002-12089

filed April 11, 2002

(Application of Singapore Airlines Cargo Pte Limited (SIAC) and Singapore Airlines Limited (SIA) for a statement of authorization to display the designator code of American Airlines, Inc. on SIAC and SIA flights for the transportation of mail only.¹)

The code-share operations authorized here are subject to the following conditions:

- (a) The statement of authorization will remain in effect only as long as (i) Singapore Airlines Cargo Pte Limited and/or Singapore Airlines Limited and American Airlines, Inc. continue to hold the necessary underlying authority to operate the code-share services at issue, and (ii) the code-share agreement providing for the code-share operations remains in effect.
- (b) Singapore Airlines Cargo Pte Limited and/or Singapore Airlines Limited and American Airlines, Inc. must promptly notify the Department if the code-share agreement providing for the code-share operations is no longer effective or the carriers decide to cease operating any or all of the approved code-share services. Such notices should be filed in Docket OST-2002-12089.²
- (c) Singapore Airlines Cargo Pte Limited and/or Singapore Airlines Limited must notify the Department no later than 30 days before they begin any new code-share service under the code-share services authorized here. Such notice shall identify the market(s) to be served and the date on which the service will begin. Such notices should be filed in Docket OST-2002-12089.
- (d) Notwithstanding any provisions in the contract between the carriers, our approval here is expressly conditioned upon the requirements that the subject foreign air transportation be sold in the name of the carrier holding out such service in the computer reservation systems and elsewhere; that the carrier selling such transportation (*i.e.*, the carrier shown on the waybill) accept responsibility for the entirety of the code-share journey for all obligations established in its contract of carriage with the shipper. Further, the operating carrier shall not permit the code of its U.S. carrier code-sharing partner to be carried on any flight that enters, departs or transits the airspace of any area whose airspace the Federal Aviation Administration has issued a flight prohibition.
- (e) The authority to operate to third countries is subject to the condition that any service provided under the statement of authorization shall be consistent with all applicable agreements between the United States and the foreign countries involved. Furthermore, (i) nothing in the award of this blanket statement of authorization should be construed as conferring upon American rights (including code-share, fifth freedom intermediate or beyond rights) to serve markets where U.S. carrier rights are limited unless American notifies us of its intent to serve such a market and unless and until the Department has completed any necessary carrier selection procedures to determine which carrier(s) should be authorized to exercise such rights;³ and (ii) should there be a request by any carrier to use the limited-entry route rights that are included in

¹ Some of the mail will be transported on freighter aircraft operated by SIAC and some will be transported as belly cargo on SIA flights which have been marketed by SIAC. SIAC markets its own capacity and the belly capacity of its parent, SIA.

² We expect this notification to be received within 10 days of such non-effectiveness or of such decision.

³ The notice in paragraph (c) above can be used for this notification.

American's authority by virtue of the blanket statement of authorization granted here, but are not being used by American, the holding of such authority will not be considered as providing any preference for American in a competitive carrier selection proceeding to determine which carrier(s) should be entitled to use the authority at issue here.

(f) The authority granted here is specifically conditioned so that neither carrier shall give any force or effect to any contractual provisions between themselves that are contrary to these conditions.

(g) We may amend, modify, or revoke the authority granted at any time without hearing at our discretion.