

GOVERNMENT OF THE REPUBLIC OF NORTH MACEDONIA

4235.

In accordance with paragraph (4) of Article 26 of the Aviation Act ("Official Gazette of the Republic of Macedonia No.14/06, 24/07, 103/08, 67/10, 24/12, 80/12, 155/12, 42/14, 97/15, 152/15, 27/16, 31/16, 64/18 and the "Official Gazette of the Republic of North Macedonia No.220/19), and in accordance with Article 3 of the Multilateral Agreement between the European Community and its Member States, the Republic of Albania, Bosnia and Herzegovina, the Republic of Bulgaria, the Republic of Croatia, the former Yugoslav Republic of Macedonia, the Republic of Iceland, the Republic of Montenegro, the Kingdom of Norway, Romania, the Republic of Serbia and the United Nations Interim Administration Mission in Kosovo on the establishment of a European Common Aviation Area ratified with the Act of Ratification of Multilateral Agreement ("Official Gazette of the Republic of Macedonia No. 27/07, 98/09 and "Official Gazette of the Republic of North Macedonia No. 259/19) at the session held on 23 November 2021, the Government of the Republic of North Macedonia endorsed the following

REGULATION

ON THE SPECIFIC REQUIREMENTS, METHOD AND PROCEDURE FOR GRANTING FLIGHT APPROVALS TO CIVIL AND STATE AIRCRAFT

I. GENERAL PROVISIONS

Article 1

This Regulation stipulates the specific requirements, method and procedure for granting flight approvals to civil and state aircraft.

Article 2

The particular terms used in this Regulations shall have the following meaning:

- 1) Air service means part of domestic and international air service operated for carriage of passengers, cargo and mail and may be public air service or air service for ones' own use;
- 2) Public air service means any flight or series of flights carrying passengers, cargo and/or mail for remuneration and/or rent;
- 3) Scheduled air service means air service offered to the entire public and in accordance with a published timetable or with flights so regular that they constitute a recognizably systematic series;
- 4) Non-scheduled air service means any air service which are not scheduled air service;
- 5) Charter transportation means non-scheduled public air transportation performed with leased aircraft;
- 6) Air service for own use means non-commercial flight in domestic or international air traffic performed by an aircraft engaged for transport of persons and things for own use (personal transport, transport of business partners, their baggage and similar);
- 7) General aviation means operation other than a commercial air service or aerial work operation;

- 8) ECAA - European Common Aviation Area;
- 9) ECAA Agreement – Multilateral Agreement on the Establishment of a European Common Aviation Area;
- 10) Fifth freedom traffic rights mean rights granted to any air carrier for carriage of passengers, cargo and mail from its own country to another country and to continue its journey to a third country;
- 11) Seventh freedom traffic rights mean rights granted to any air carrier for carriage of passengers, cargo and mail between two foreign countries without operating any service from and to its own country; and
- 12) Code – share agreement is an agreement/contract between two or more air carriers sharing one same flight under own codes, meaning that an air ticket may be bought from one air carrier for a flight operated by other, partnered air carrier.

II. SPECIFIC REQUIREMENTS, METHOD AND PROCEDURE

FOR GRANTING FLIGHT APPROVALS FOR PUBLIC SCHEDULED AIR SERVICE

1. The specific requirements for granting approvals for operating scheduled air service to foreign air carriers

Article 3

- (1) Any air carrier of a country which is a Party to a bilateral Air Service Agreement concluded with the Republic of North Macedonia may operate scheduled air service in accordance with the freedoms of the air provided for in the respective bilateral Agreement, subject to the following additional requirements to those contained thereto:
 - a) a valid Operating Licence in cases of an EU Member States air carrier,
 - b) a valid Air Operator Certificate (AOC);
 - c) a valid Certificate of Aircraft Registration of the intended for the operation of air service to/from the Republic of North Macedonia;
 - d) a valid Aircraft Radio Licence;
 - e) a valid Certificate of Noise;
 - f) a valid insurance for the passengers, baggage and cargo, as well as third party on ground liability coverage according minimum insurance coverage defined in the EU Regulation 785/2004 of the European Parliament and of the Council of 21 April 2004 on insurance requirements for air carriers and aircraft operators amended by EU Regulation 1137/2008 and EU Regulation 285/2010 (hereinafter: EU Regulation 785/2004) in accordance with Annex I to the ECAA Agreement part of this Regulation;
 - g) a valid Certificate of Airworthiness, i.e., Airworthiness Review Certificate;
 - h) it is not on the air carrier list subject to operating ban;
 - i) the country of the air carrier is not on the ICAO Significant Safety/Security Concern list;

- j) if require to operate scheduled air service from a country in which there is information or notification regarding state of war or emergency or other dangerous situation to the public safety in the Republic of North Macedonia, to have positive opinion from the Ministry of Internal Affairs and Ministry of Foreign Affairs and
 - k) if require to operate scheduled air service from a country in which there is information or notification regarding state of epidemic or other dangerous situation to the public health in the Republic of North Macedonia, to have positive opinion from the Ministry of Health i.e., other body constituted to deal with the epidemic, respectively the pandemic.
- (2) Any air carrier under paragraph (1) of this Article may operate scheduled air service including freedoms of the air which are not included in the respective bilateral agreement, (fifth and seventh freedom traffic rights or cabotage), subject to compliance with the requirements specified in Article 4 of this Regulation.
- (3) If the air carrier, which has been granted approval to perform scheduled air service, in the last six months continuously does not comply with the obligations arising from the concluded international agreements, regulations or inspection minutes, orders and operational directives of the Civil Aviation Agency for issues related to safety, security, protection of passengers rights and etc., it will not perform scheduled public air services, i.e. it will not be granted with a new flight approval by the Civil Aviation Agency

Article 4

An air carrier coming from a state that has no bilateral Air Service Agreement with the Republic of North Macedonia, i.e. an air carrier requesting air traffic freedom rights not provided in the bilateral agreement, may operate public scheduled air service if complies with the requirements provided in paragraph (1) Article 3 from this Regulation and has a statement that the state undertakes to apply a reciprocal treatment in the event when the Republic of North Macedonia has a domestic air carrier.

2. Specific requirements for granting approvals for operating public scheduled air service to domestic air carriers

Article 5

- (1) In case that any bilateral Air Service Agreement concluded by the Republic of North Macedonia provides for only one air carrier of either Contracting Party to operate scheduled public air service, the priority of designation by the Macedonian side shall be granted to the domestic air carrier that was the first to apply to the Civil Aviation Agency (hereinafter: the Agency) for designation in accordance with the respective bilateral Agreement, provided that the said air carrier complies with the requirements under paragraph (1) Article 3 of this Regulation.
- (2) In case that the domestic air carrier from paragraph (1) of this Article fails to maintain the air service on the route for which it has been designated or no longer holds a valid Air Operator Certificate – AOC, the Agency may designate another domestic air carrier.
- (3) If the domestic air carrier from paragraph (1) of this Article plans to enter into a Code-share agreement with an air carrier from a third (non-ECAA) country, it should be previously approved by the Agency if it meets the requests in accordance with the EU Regulation 965/2012 given in the Annex 2 of the Regulation on flight operations and other requests if they are provided in a bilateral agreement for scheduled air service.

3. Method and procedure for granting approvals for operating public scheduled air service

Article 6

- (1) For granting approvals for operating scheduled public air service, the air carriers shall submit the application to the Agency in accordance with paragraph (1) Article 9-e of the Aviation Act that should have adequate premises, equipment, staff and working procedures.
- (2) The application is submitted by regular mail or e-mail addresses which are published in the Aeronautical Information Publication.

Article 7

- (1) The application referred to in Article 6 of this Regulation shall contain the following information:
 - a) Name and address of the air carrier;
 - b) Type of aircraft, registration marks and flight number; and
 - c) Airport of departure and arrival, time of departure and arrival, including an UTC or Local indication, i.e. a flight schedule.
- (2) The application shall enclose evidence of compliance with the requirements set out in Article 3 of this Regulation as well as the conditions provided for in the respective bilateral Air Service Agreements.

Article 8

- (1) The flight schedule referred to in item c), paragraph (1), Article 7 of this Regulation shall be submitted to the Agency for approval within the time period provided for in the bilateral Air Service Agreements or at least 30 days prior to the intended date of commencement of flights.
- (2) The flight schedule shall be approved separately for the Summer and the Winter Operating Season.
- (3) Any amendments to the flight schedule shall be approved in accordance with the procedure for its approval.
- (4) Any request for additional flights shall be submitted by the respective air carrier to the Agency at least one day prior to the date of the intended flights.
- (5) Any request for change of already approved register mark of aircraft, connecting of flights or change of the date of operation or route, shall be submitted by the air carrier to the Agency at least three hours prior to the intended flight.
- (6) The days of weekend and holidays shall not be calculated in the periods provided in paragraphs (4) and (5) of this Article except in the case when other legal entity has been authorized by the Agency to issue flight approvals outside its working hours in accordance with paragraph (1) Article 9-e of the Aviation Act.
- (7) Merging of flights provided for in paragraph (5) of this Article may be required only in cases of force majeure i.e., non-commercial reasons. Merging of scheduled with non-scheduled flights shall not be approved.
- (8) In case of request for a change of already approved type of aircraft from paragraph (5) of this Article, with aircraft from the fleet of the air carrier operating the service on the route, together

with the request shall submit the documents set out in items c), d), e), f), g) and h) paragraph (1) Article 3 of this Regulation.

- (9) In case of request for a change of already approved register mark of aircraft from paragraph (5) of this Article with wet lease-in from another air carrier based on the lease contract, together with the documents for the hired aircraft from paragraph (8) of this Article, the lease contract and the valid Air Operator certificate – AOC of the air carrier performing wet lease – in and maintaining the approved route as operating carrier shall be also submitted.

Article 9

- (1) Upon receipt of the application provided for in Article 6 of this Regulation, the Agency shall implement the procedure for verification of the compliance with the prescribed requirements for granting approval.
- (2) The procedure for granting approval shall not include application of the Law on General Administrative Procedure.
- (3) The Agency shall issue approval to any air carrier in compliance with the requirements related to the operation of public scheduled air service provided for in this Regulation in one of the official languages of the International Civil Aviation Organization (ICAO) i.e., in the English language and the approval shall be submitted to the air carrier by e-mail address.
- (4) In case of change of an aircraft, inclusion of a new aircraft, modification of a day or a route or connecting of flights, the Agency shall issue a confirmation that the previously issued flight approval refers to the modification required.
- (5) The approval provided for in paragraph (3) of this Article shall be submitted by the Agency to the Flight Authorization Centre within the Air Navigation Service Provider as well as to the appropriate operations service within the airports of the Republic of North Macedonia.
- (6) Upon receipt of the approval provided for in paragraph (3) of this Article, the respective air carrier shall submit a flight plan to the Air Navigation Services.

Article 10

- (1) Any approval for operating public scheduled air service granted by the Agency in accordance with this Regulation shall be valid only during the estimated time of entry into the Macedonian airspace and the estimated time of departure.
- (2) Notwithstanding the provisions of paragraph (1) of this Article, in extraordinary circumstances (force majeure or technical impediment), the air carriers may change its flight schedule subject to prior approval granted by the Agency.
- (3) The air carriers shall coordinate the times of arrival and departure with the airport operator or with the entities referred to in Article 71-a of the Aviation Act.

Article 11

- (1) Notwithstanding the provisions of this Chapter, any domestic air carrier or any air carrier coming from a member state of the ECAA, may operate public scheduled air service between the Republic of North Macedonia and any member state of the ECAA Agreement, in accordance with the provisions of Chapter III of EU Regulation 1008/2008 of the European Parliament and of the Council of 24 September 2008 on common rules for the operation of air service in the Community, amended by EU Regulations No.2018/1139 and 2019/2 (hereinafter: EU Regulation 1008/2008) given in the Annex 2 part of this Regulation.

- (2) The terms "Community", "Community Law", "Community Official Gazette", "Community air carrier", "Community airport", "Member states", and "Treaty establishing the European Community" referred to in Chapter III of EU Regulation 1008/2008, shall be read in accordance with paragraphs 2 and 3 of Annex II to the Agreement referred to in paragraph (1) of this Article.

III. THE SPECIFIC REQUIREMENTS, METHOD AND PROCEDURE FOR GRANTING APPROVALS FOR OPERATING NON-SCHEDULED AIR SERVICES

1. Specific conditions for granting approvals for operating non-scheduled air service

Article 12

- (1) Any air carrier may operate public non-scheduled air service subject to compliance the requirements set out in the bilateral agreement or Memorandum of Understanding governing non-scheduled air service and/or the following requirements i.e. to hold:
- a) a valid Operating Licence in cases of an EU Member States air carrier;
 - b) a valid Air Operator Certificate (AOC);
 - c) a valid Certificate of Registration of the aircraft intended for operation of air service to/from the Republic of North Macedonia;
 - d) a valid Aircraft Radio Licence;
 - e) a valid Noise Certificate;
 - f) a valid insurance for the passengers, baggage and cargo, as well as third party on ground liability coverage according minimum insurance coverage defined in the EU Regulation 785/2004;
 - g) valid Certificate of Airworthiness, i.e., Airworthiness Review Certificate;
 - h) it is not on the air carrier list subject to operating ban;
 - i) the country of the air carrier is not on the ICAO Significant Safety/Security Concern list;
 - j) if require to operate non-scheduled air service from a country in which there is information or notification regarding state of war or emergency or other dangerous situation to the public safety in the Republic of North Macedonia, to have positive opinion from the Ministry of Internal Affairs and Ministry of Foreign Affairs and
 - k) if require to operate non-scheduled air service from a country in which there is information or notification regarding state of epidemic or other dangerous situation to the public health in the Republic of North Macedonia, to have positive opinion from the Ministry of Health i.e., other body constituted to deal with the epidemic, respectively the pandemic.
- (2) If the air carrier, which has been granted approval to perform non-scheduled air service , in the last six months continuously does not comply with the obligations arising from the concluded international agreements, regulations or inspection minutes, orders and operational directives of the Civil Aviation Agency for issues related to safety, security, protection of passengers rights and etc., he will not perform scheduled public air service, i.e. he will not be granted with a new flight approval by the Civil Aviation Agency.

2. Method and procedure for granting approvals for operating public non-scheduled air service

Article 13

- (1) For granting approvals for operating non-scheduled public air service, the air carriers shall submit the application to the Agency in accordance with paragraph (1) Article 9-e of the Aviation Act that should have adequate premises, equipment, staff and working procedures.
- (2) The applications are submitted by regular mail or e-mail addresses which are published in the Aeronautical Information Publication.

Article 14

- (1) The application provided for in Article 13 of this Regulation shall include the following information:
 - a) name and address of the air carrier;
 - b) type of aircraft, registration marks and flight number;
 - c) date of flight;
 - d) airports of departure and arrival, time of departure and arrival, including UTC or Local indication;
 - e) purpose of flight;
 - f) nature and quantity of cargo, country of origin and destination and
 - g) name and address of the consignor and of the consignee.
- (2) The application of any air carrier shall include evidence of compliance with the requirements under Article 12 of this Regulation.

Article 15

- (1) The application for operating public non-scheduled air service shall be submitted to the Agency as follows:
 - a) for individual flights (up to 4 flights) - at least two working days prior to the date of the intended flights;
 - b) for series from 5 to 10 flights - at least five working days prior to the date of the intended flights;
 - c) for series of more than 10 flights - at least seven working days prior to the date of the intended flights;
 - d) for change of already approved register mark of aircraft, connecting of flights or change of the date of operation i.e. change of the route - at least three hours prior to the intended flight. The days of weekend and holidays shall not be included in the time frame specified in this item, except in case when the other legal entity has been authorized by the Agency to issue flight approvals outside its working hours in accordance with paragraph (1) Article 9-e of the Aviation Act.
- (2) Notwithstanding the provisions of paragraph (1) of this Article, the Agency may, in cases of force majeure or other extraordinary circumstances, accept applications submitted in shorter periods of time than those set out in items a), b), and c), paragraph (1) of this Article.

- (3) Connecting of flights under item d), paragraph (1) of this Article may be required only in cases of force majeure. Connecting of non- scheduled with scheduled flights shall not be permitted.
- (4) In case of request for a change of already approved register mark of aircraft from item (d) paragraph (1) of this Article, with aircraft from the fleet of the air carrier operating the service on the route, shall submit, together with the request, the documents set out in items c), d), e), f), g) and h) paragraph (1) Article 12 of this Regulation.
- (5) In case of application for a change of already approved type of aircraft under item (d) paragraph (1) of this Article with wet leased-in aircraft from another air carrier based on the lease contract, together with the documents for the hired aircraft from paragraph (4) of this Article, the applicant should also include, the lease contract and the valid Air Operator Certificate – AOC of the air carrier performing wet lease – in and maintaining the approved route as operating carrier.
- (6) In case of change of an aircraft, inclusion of a new aircraft, change of a day or a route or connecting of flights, the Agency shall issue a confirmation that the previously issued flight approval refers to the change required.

Article 16

- (1) Upon receipt of the application provided for in Article 13 of this Regulation, the Agency shall implement the procedure for verification of the compliance with the prescribed requirements for granting approval.
- (2) The procedure for granting approvals shall not include application of the Law on General Administrative Procedure.
- (3) The Agency shall develop its own internal procedure prescribing the internal work organization in regard to granting flight approvals.
- (4) The Agency shall issue approval to any air carrier in compliance with the requirements related to the operation of public non-scheduled air service provided for in this Regulation in one of the official languages of the International Civil Aviation Organization (ICAO) i.e., in the English language and the approval shall be submitted to the air carrier by e-mail address.
- (5) The approval provided for in paragraph (4) of this Article shall be submitted by the Agency and to the Air Navigation Services Provider as well as to the appropriate operations service within the airports of the Republic of North Macedonia.
- (6) Upon receipt of the approval provided for in paragraph (4) of this Article, the respective air carrier shall submit a flight plan to the Air Navigation Services Provider.

Article 17

- (1) Any approval for operating non- scheduled air service issued by the Agency in accordance with this Regulation shall be valid 72 hours, commencing with the estimated time of entry into the Macedonian air space or the estimated time of departure.
- (2) Notwithstanding paragraph (1) of this Article, the Agency may issue monthly approval for operating cargo public air service, except in case of transport of dangerous goods, if the air carrier has submitted a list of aircraft performing the transport and evidence for complying with the conditions of Article 12 of this Regulation, for the requested period.
- (3) The monthly approval form paragraph (2) of this Article refers only to aircraft stated in the list of aircraft submitted with the request for monthly approval.

- (4) In case of inclusion of new aircraft, the Agency shall issue a confirmation that the previously issued approval also refers to the new aircraft.
- (5) The air carriers shall coordinate the times of arrival and departure with the airport operator or with the entities referred to in Article 71 - a of the Aviation Act.

Article 18

- (1) Notwithstanding the provisions of this Chapter:
 - (a) for the approval of air taxi transportation, or other types of non-scheduled commercial air service, which is not charter transportation, the provisions from Chapter IV of this Regulation are applied and
 - (b) domestic air carrier or any air carrier coming from a member state of the ECAA, may operate public non-scheduled air service between the Republic of North Macedonia and any member state of the ECAA, in accordance with the provisions of Chapter III of EU Regulation 1008/2008.
- (2) The terms "Community", "Community Law", "Community Official Gazette", "Community air carrier", "Community airport", "Member states", and "Treaty establishing the European Community" referred to in Chapter III of EU Regulation 1008/2008, attached to this Regulation, shall be read in accordance with paragraphs 2 and 3 of Annex II to the Treaty referred to in paragraph (1) of this Article.

IV. THE SPECIFIC REQUIREMENTS, METHOD AND PROCEDURE FOR GRANTING APPROVALS FOR OPERATIONS OF GENERAL AVIATION

1. Specific requirements for granting approvals to operate general aviation

Article 19

- (1) For the purpose of operating general aviation, any aircraft operator shall comply with the following requirements to hold:
 - a) a valid Certificate of Registration of the aircraft intended for the flight, issued by the aeronautical authority of the state of the operator;
 - b) a valid Certificate of Airworthiness / Airworthiness Review Certificate, or other suitable evidence proving the airworthiness of the aircraft, if applicable;
 - c) a valid Certificate of Insurance for third party liability coverage;
 - d) special authorization issued in accordance with paragraph (2), Article 29 of the Aviation Act, in cases of active aerial scan;
 - e) if require to operate air taxi, panoramic flights and other types of non - scheduled commercial air service, which is not charter transportation, from a country in which there is information or notification regarding state of war or emergency or other dangerous situation to the public safety in the Republic of North Macedonia, to have positive opinion from the Ministry of Internal Affairs and Ministry of Foreign Affairs;
 - f) if require to operate air taxi, panoramic flights and other types of non - scheduled commercial air service, which is not charter transportation, from a country in which

there is information or notification regarding state of epidemic or other dangerous situation to the public health in the Republic of North Macedonia, to have positive opinion from the Ministry of Health i.e., other body constituted to deal with the epidemic, respectively the pandemic and

- g) other documents related to the activity of aircraft used in general aviation.
- (2) In addition to the requirements of paragraph (1) of this Article, for approval of general aviation flights operated with unmanned aircraft within an aerodrome control and terminal zones at an airport and airspace above sea level of 11.000 ft, the operator shall demonstrate that the aircraft is equipped with transponder.
- (3) In addition to the requirements of paragraph (1) of this Article, for approval of general aviation flights operated with unmanned aircraft with mass over 150 kg, the operator shall demonstrate that the aircraft is equipped with airborne collision avoidance system (ACAS/TCAS).

2. Method and procedure for granting approvals to operate general aviation

Article 20

- (1) For general aviation flights, the aircraft operator shall submit to the Agency or to a legal entity authorized by the Agency in accordance with paragraph (1) Article 9-e of the Aviation Act, an application supplemented by evidence of compliance with the requirements provided for in Article 19 of this Regulation at least one working day prior to the scheduled time of take-off and/or scheduled time of entry into the air space of the Republic of North Macedonia except in the case when other legal entity has been authorized by the Agency to issue flight approvals outside its working hours in accordance with paragraph (1) Article 9-e of the Aviation Act,.
- (2) If the requirements from Article 19 of this Regulation are met the Agency issues flight approval valid until the aircraft leaves the air space of the Republic of North Macedonia.
- (3) The Agency may issue monthly or quarterly approval for general aviation if the operator of aircraft submits a list of aircraft performing the general aviation operations and evidence for complying with the requirements from Article 19 of this Regulation, for the requested period.
- (4) The granted monthly or quarterly approval is referring only for aircraft listed in the application for monthly or quarterly approval.
- (5) In case of inclusion of new aircraft, the Agency shall issue a confirmation that the previously issued approval also refers to the new aircraft.
- (6) Upon receipt of flight approval, the aircraft operator for each flight separately, shall submit a flight plan to the Air Navigation Services Provider.

V. SPECIFIC REQUIREMENTS, METHOD AND PROCEDURE FOR GRANTING TRANSIT, TECHNICAL, POSITIONING/EMPTY MEDICAL AND SEARCH AND RESCUE FLIGHTS APPROVAL

Article 21

- (1) For operating non-scheduled transit air service, (overflights and landing for non-traffic purposes) in accordance with Article 5 of the Chicago Convention, as well as for operating scheduled transit air service (overflight and landing for non-positioning purposes) in accordance with the International Air Services Transit Agreement, as well as operation of medical flights,

SAR flights, the aircraft operators shall submit notification and flight plan to the Air Navigation Services Provider at least three hours before the planned departure time.

- (2) The timely submitted flight plan and notification referred to in paragraph (1) of this Article shall be considered as permission for flight.
- (3) The Agency for positioning/empty flights issues confirmation instead of approval.

Article 22

- (1) For operation of technical flights of aircraft entered in the Aircraft Register of the Republic of North Macedonia but failing to comply with the airworthiness requirements due to damage or malfunction, the aircraft operator shall apply at the Agency, and the Agency shall act in accordance with the Regulations governing the airworthiness of aircraft.
- (2) For departure and landing of any foreign aircraft failing to comply with the airworthiness requirements from/to any airport in the territory of the Republic of North Macedonia, the aircraft operator shall submit an application at the Agency supplemented by evidence that the national aviation authority of the State of Register approves the required flight as well as the conditions for the operation of that flight.

VI. SPECIFIC REQUIREMENTS, METHOD AND PROCEDURE FOR GRANTING FLIGHT APPROVALS TO FOREIGN STATE AIRCRAFT

1. Specific requirements for granting flight approvals to foreign state aircraft

Article 23

Any foreign state aircraft, the United Nations Organization's aircraft, aircraft operated for the United Nations Organization's purposes, as well as aircraft carrying persons of eminence, may fly within the Macedonian air space in accordance with approvals issued by the Ministry of Foreign Affairs with previous consent of the Ministry of Defence.

Article 24

The Ministry of Foreign Affairs shall grant the approval referred to in Article 23 of this Regulation if the following requirements have been met:

- (1) Diplomatic Note has been furnished including information on the type of aircraft, call sign, purpose of flight and date of operation of overflight or landing in the territory of the Republic of North Macedonia;
- (2) a flight plan has been furnished;
- (3) in case of an application related to aircraft carrying dangerous goods or weaponry, detailed descriptive information has been furnished in terms of the type and quantity of the dangerous goods or weaponry.

2. Method and procedure for granting flight approvals to foreign state aircraft

Article 25

- (1) In order to obtain a flight approval for any foreign state aircraft, the United Nations Organization's aircraft, aircraft operated for the United Nations Organization's purposes, as well

as aircraft carrying persons of eminence, any diplomatic mission in the Republic of North Macedonia or through a diplomatic representative mission of the Republic of North Macedonia in any other state, a Diplomatic Note requesting approval of the flight plan shall be furnished to the Ministry of Foreign Affairs at the address available in the Aeronautical Information Publication .

- (2) Upon receipt of any Diplomatic Note and flight plan, the Ministry of Foreign Affairs forwards them to the Ministry of Defence for consent.
- (3) Upon receipt of the consent of the Ministry of Defence, the Ministry of Foreign Affairs shall issue the approval.
- (4) The approval provided for in paragraph (3) of this Article shall be issued in a form of a diplomatic note and furnished to the diplomatic representative mission that have submitted the requesting diplomatic note by the Ministry of Foreign Affairs.
- (5) The approval provided for in paragraph (3) of this Article as well as the diplomatic note requesting a flight plan approval shall be furnished by the Ministry of Foreign Affairs to the Air Navigation Services Provider and in case of landing approval to any foreign state aircraft, also to the Ministry of the Interior and to the airport operator.

Article 26

- (1) In order to obtain a flight approval for any foreign state aircraft in cases where states in their application for obtaining annual flight approval calls for reciprocity or submitted a list of aircraft, for which after receiving the annual approval will not require individual flight approval, any diplomatic mission in the Republic of North Macedonia or through a diplomatic representative mission of the Republic of North Macedonia in any other state, a Diplomatic Note requesting approval of the flight plan shall be furnished to the Ministry of Foreign Affairs at the address available in the Aeronautical Information Publication .
- (2) Upon the receipt of Diplomatic Note for the annual flight approval in respect of paragraph (1) of the present Article, the Ministry of Foreign Affairs submits the request together with the list of foreign state aircraft to the Ministry of Defence in respect of giving consent.
- (3) Upon receipt of the consent of the Ministry of Defence, the Ministry of Foreign Affairs shall issue the annual approval.
- (4) The submitted consent is only for the aircraft stated on the list from the request for foreign state aircraft annual flight approval.
- (5) The provisions from Article 24 of this Regulation are applicable for the aircraft not listed in the foreign state aircraft annual flight approval.
- (6) The state requesting individual flights for aircraft that are not listed in the request for annual flight approval in terms of paragraph (1) of this Article shall submit the flight plan in a timely manner to the Air Navigation Services Provider.

Article 27

- (1) For the purpose of granting overflight, take-off or landing approvals to any foreign state aircraft, aircraft of the United Nations Organization, aircraft operated for the United Nations Organization's purposes, as well as aircraft carrying persons of eminence, the Ministry of Foreign Affairs shall establish annual flight approvals per states.

- (2) The Ministry of Defence shall develop an internal procedure prescribing its own internal work organization related to the approval of foreign state aircraft flights.

VII. TRANSITIONAL AND FINAL PROVISIONS

Article 28

On the date of entry into force of this Regulation, the Regulation on Specific Requirements Manner and procedure for Granting of Flight Approvals ("Official Gazette of the Republic of Macedonia" No. 38/13, 131/15, 131/16 и 56/12152/18) shall cease to be applied.

Article 29

This Regulation shall enter into force on the date following the date of its publication in the "Official Gazette of the Republic of North Macedonia".

No. 40-10789/1
23 November 2021
Skopje

Vice-president of the Government
of the Republic of North Macedonia
Artan Grubi Ph.D.
M.A. undersigned
