



**U.S. Department of
Transportation**

Office of the Secretary
of Transportation

NOTICE OF ACTION TAKEN

DOCKET OST-97-2098

This serves as interim notice to the public of the action described below, taken orally by the Department official indicated; the confirming order or other decision document will be issued as soon as possible.

Applicant: **FLYING COLOURS AIRLINES LIMITED**

Date Filed: January 24, 1997

Relief requested: Exemption from 49 U.S.C. 41301 to conduct charter foreign air transportation of persons and property between the United Kingdom and the United States pursuant to the U.S.-U.K. Agreement; and other charters pursuant to 14 CFR 212 of the Department's regulations.

Applicant representative: James Devall 202-298-8660

Responsive pleadings: None

DISPOSITION

Action: **APPROVED**

Action date: **APRIL 7, 1997**

Effective dates of authority granted: **APRIL 7, 1997, thru APRIL 7, 1998**

Basis for approval (bilateral agreement/reciprocity): The authority is provided for in the Air Services Agreement between the United States and the United Kingdom of Great Britain and Northern Ireland, and Flying Colours has been properly designated and licensed by the United Kingdom to operate the requested services. We found that Flying Colours is operationally and financially qualified to conduct the proposed services, and substantially owned and effectively controlled by citizens of the United Kingdom. We made this finding based on the May 25, 1989, U.S.-U.K. Exchange of Notes under which the aviation authorities of each country will normally accept, on a reciprocal basis, the other's fitness and citizenship determinations in regard to carriers seeking authority to conduct certain bilateral services, including the requested authority.

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations indicated:

- Standard exemption conditions (attached)
 Foreign air carrier permit conditions (Order - -)

Action taken by: Paul L. Gretch, Director
Office of International Aviation
under assigned authority (14 CFR 385)

(Petitions for review may be filed from now until 10 days after the service date of the confirming order/letter. Filing of a petition shall not stay the effectiveness of this action.)