



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

Issued by the Department of Transportation on April 1, 1998

NOTICE OF ACTION TAKEN -- DOCKET OST-98-3677

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Joint Applicants: **World Airways, Inc. & Aer Lingus Limited**

Date Filed: March 30, 1998

Relief requested: (1) Exemption from 49 U.S.C. 41301 to permit Aer Lingus to conduct scheduled foreign air transportation of persons, property and mail over a New York-Shannon-Belfast routing.

(2) Statement of Authorization under 14 CFR 207 of the Department's regulation to permit World to conduct New York-Shannon-Belfast wet-lease operations on behalf of Aer Lingus.

Applicant representatives: Malcolm Benge (World) 202-298-8660; Lorraine Halloway (Aer Lingus) 202-624-2500

Responsive pleadings: The applicants informed us that they had polled the parties served with their application and that none objected to our acting in advance of the normal answer date or to the merits of the application itself.

DISPOSITION

Action: **Approved**

Action date: April 1, 1998

Effective dates of Aer Lingus' exemption authority: April 1, 1998, thru October 31, 1999

Effective dates of World's authority under 14 CFR 207: The statement of authorization will remain in effect only as long as (1) World Airways, Inc. and Aer Lingus Limited continue to hold the necessary underlying authority to operate the services at issue, and (2) the wet-lease agreement providing for the operations remains in effect.

Basis for approval (bilateral agreement/reciprocity): Reciprocity

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations of Aer Lingus' foreign air carrier permit (Order 91-5-28).

Special Conditions: (1) World Airways, Inc. and/or Aer Lingus Limited must promptly notify the Department (Office of International Aviation) if the wet-lease agreement providing for the authorized operations is no longer effective or the carriers cease operating the approved wet-lease services; and (2) World Airways, Inc. adds and maintains Aer Lingus Limited as an additional insured under its insurance under Part 205 of the Department's regulations.

**Action taken by: Paul L. Gretch, Director
Office of International Aviation**

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) immediate action was required and was consistent with Department policy; (2) grant of the exemption and statement of authorization was consistent with the public interest; and (3) grant of the exemption authority would not constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. To the extent not granted, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within ten (10) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

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