

04/ZDP/VE/2024
Date: 23 February 2024

In accordance with articles 2, 14.2, 35, 36 of Law no. 03/L-051 on Civil Aviation, amended by Law no. 08/L-063 on amending and supplementing the laws related to the rationalization and establishment of accountability lines of the independent agencies, Article 24 of Law No. 06/L-113 on the Organization and Function of State Administration and Independent Agencies, Article 53 of Law No. 05/L-031 on general administrative procedure, the Agreement for Regular Air Services between the Government of the Republic of Kosovo and the Federal Council of Switzerland, dated 30 November 2010 and the Memorandum of Understanding for the air services agreement dated 29 April 2009 between of the Civil Aviation Authorities of the Republic of Kosovo and the Federal Council of Switzerland,

The General Director of the Civil Aviation Authority (hereinafter "CAA") issues the following:

DECISION

1. Decision no. 03/ZDP/VE/2024, dated 16 February 2024 is **REVOKED**.
2. With the revocation of the Decision specified in point 1, the process of the Public Call for expressions of interest for air operators that can offer flight plans and scheduled flight capacity, to acquire the right to fly through an appointment (designation) to destinations from the Republic of Kosovo in the Federal Council of Switzerland and vice versa, is annulled.
3. The decision enters into force on the day of its signing.

Rationale

On 16 February 2024, CAA has decided, through Decision 03/ZDP/VE/2024, to announce a public call for expressions of interest for air operators that can offer flight plans and scheduled flight capacity to acquire the right to fly through appointment (designation) in destinations from the Republic of Kosovo to the Federal Council of Switzerland and vice versa.

The designation process is aimed at protecting the public and state interest, with the aim of limiting the monopoly and thus providing good services at competitive and reasonable prices for passengers, from an air operator with operational and financial sustainability.

After issuing Decision 03/ZDP/VE/2024, dated 16 February 2024, CAA has received a number of comments and suggestions from air operators, regarding the conditions and timelines for fulfilling the requirements set forth in the Public Call for Expressions of Interest.

Taking into account the comments and suggestions received from air operators, the General Director of CAA has decided to revoke Decision 03/ZDP/VE/2024, and to annul the process of the Public Call for expressions of interest for air operators which can offer flight plans and scheduled flight capacity to acquire the right to fly through appointment (designation) to destinations from the Republic of Kosovo to the Federal Council of Switzerland and vice versa.

CAA will work on further clarifying these criteria to ensure that all stakeholder comments are considered during this process, and will re-publish the public call for expressions of interest in the following period.

CAA remains committed to this process being developed in a transparent manner, in the interest of the public and in accordance with the international best practices.

As described above, the General Director of the Civil Aviation Authority of Kosovo, in accordance with articles 2, 14.2, 35, 36 of Law no. 03/L-051 on Civil Aviation, amended by Law no. 08/L-063 on amending and supplementing the laws related to the rationalization and establishment of accountability lines of the independent agencies, Article 24 of Law No. 06/L-113 on the Organization and Function of State Administration and Independent Agencies, Article 53 of Law No. 05/L-031 on general administrative procedure, the Agreement for Regular Air Services between the Government of the Republic of Kosovo and the Federal Council of Switzerland, dated 30 November 2010 and the Memorandum of Understanding for the air services agreement dated 29 April 2009 between of the Civil Aviation Authorities of the Republic of Kosovo and the Federal Council of Switzerland, has decided as in the enacting clause of this Decision.

Alban Ramabaja
Acting Director General

The decision is sent to:

- Minister of MMPHI;
- CAA Archive.