

**ASEAN AIR PASSENGER PROTECTION**  
**> GAP ANALYSIS <**  
**REGULATIONS - INTERNATIONAL TRAVEL**

Category State*)	Death/ Injury	Advance payments	Delay Passenger	Liability for baggage	Mandatory insurance Passenger liability	Liability of the operating carrier	Cancellation of flights	Denied Boarding	Disabled Passengers
Brunei Darussalam	WC29	NO	WC29	WC29	NO	NO	NO	NO	NO
Cambodia	<b>HP55</b> (WC29)	NO	<b>HP55</b> (WC29)	<b>HP55</b> (WC29)	Art. 45, Law on Civil Aviation, 2008	Possibly covered by Law on Civil Aviation, 2008	NO	NO	Not yet; legislation expected by end 2019
Indonesia	<b>MC99</b> (WC29)	MC99	<b>MC99</b> (WC29)	<b>MC99</b> (WC29)	MC99	MC99	NO	NO	UN Convention on Persons with Disabilities – Act 19, 2011; MoT Regulation PM 61, chapter 11 (g), 2015
Lao, PDR	<b>HP55</b> (WC29)	Art. 112, Law on Civil Aviation, 2018 (under translation)	<b>HP55</b> (WC29)	<b>HP55</b> (WC29)	Art. 113, Law on Civil Aviation, 2018	YES	Art 106, Civil Aviation Law, 2018	NO	Prime Minister Decree on Persons with Disabilities; not aviation- specific; Civil

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									Aviation Facilitation Provision (DCAL 2017)
Malaysia	<b>MC99</b> (WC29/HP55)	MC99	<b>MC99</b> (WC29/HP55); Art 10 + 12 MACPC 2016	<b>MC99</b> (WC29/HP55)	MC99	MC99, Art 22 MACPC 2016	ART 12 MACPC	ART 11 MACPC 2016	ART 9 MACPC 2016
Myanmar	WC29	NO	WC29	WC29	Schedule IX, Aircraft Rules, The Union of Myanmar, 1937	AIC 2009	NO	NO	Right of Persons with Disability 2015?; drafting National Air Transport Facilitation Programme
Philippines	<b>MC99</b> (WC29/HP55)	MC99	<b>MC99</b> (WC29/HP55)	<b>MC99</b> (WC29/HP55)	MC99; PCAR Part 8.2.1.9, Part 9.1.1.12, CAB Resolution 59, 2016	MC99	Art. 11, Air Passenger Bill of Rights	Art. 10, Air Passenger Bill of Rights	Art. 9.2, Air Passenger Bill of Rights; Republic Act 9994 + 10754

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Singapore	<b>MC99</b> (WC29/HP55)	MC99	<b>MC99</b> (WC29/HP55)	<b>MC99</b> (WC29/HP55)	MC99	MC99	Consumer Protection Fair Trading Act (CPFTA). <a href="https://www.case.org.sg/consumer_guides_cpfta.aspx">https://www.case.org.sg/consumer_guides_cpfta.aspx</a>	See: Cancellation of flights	UN Convention on Rights of Persons with Disabilities
Thailand	MC99	MC99	MC99	MC99	MC99	MC99	NO	NO	UN Convention on Rights of Persons with Disabilities
Viet Nam	<b>MC99</b> (WC29/HP55)	MC99	<b>MC99</b> (WC29/HP55)	<b>MC99</b> (WC29/HP55)	MC99	MC99	Art. 145(5), Art 147 of the Law on Civil Aviation of Vietnam 2006; MoT Circular 14, 2015	Art. 145(5), 146, 147 Law on CA of Vietnam 2006; MoT Circular 14, 2015	Art. 145(2) Law on Civil Aviation of Vietnam 2006; MOT Circular 35, 2014

#### Abbreviations:

MC99: 1999 Montreal Convention

WC29: 1929 Warsaw Convention

WC29/HP55: 1929 Warsaw Convention as amended by the 1955 Hague Protocol

GC61: 1961 Guadalajara Convention

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**Note State\*):** Regardless of the national State, in which an air carrier is registered to operate commercial air services, and/or the nationality of a passenger, for one-way tickets, the legal instrument applicable in case of international flights between two signatory States (State of embarkation and disembarkation at final destination, respectively, as per ticket issued) will be the most recent one ratified by both of these States. If no such instruments are binding, then national law shall be applied. For example, a flight from Brunei Darussalam to Viet Nam will be governed by WC29; a flight from Indonesia to Lao will be governed by WC29; a flight from Thailand to Myanmar will be governed by the applicable national air laws, respectively.