

“**Capacity of an aircraft**” means the commercial payload of an aircraft expressed in terms of the number of passenger seats and/or the weight of cargo and mail it will accommodate;

“**Convention**” means the *Convention on International Civil Aviation*, done at Chicago on 7 December 1944 and includes any Annex adopted under Article 90 of that Convention and any amendment of the Convention or to the Annexes under Article 90 and 94 thereof so far as those Annexes and amendments have been adopted by both Contracting Parties;

“**User charge**” means a charge imposed on airlines for the provision of airport, air navigation, or aviation safety or security facilities or services, including related services and facilities;

“**Frequency**” means the number of flights operated by a designated airline over the routes specified in this Agreement during a specified period of time;

“**Airline**” means any air transport enterprise offering or operating an international air services;

“**Designated airline**” means an airline which has been designated and authorized in accordance with Articles 3 and 4 of this Agreement;

“**Price**” means any fare, rate or charge contained in tariffs (including frequent flyer plans or other benefits provided in association with air transportation) for the carriage of passengers (including their baggage) and/or cargo (excluding mail) and the conditions directly governing the availability or applicability of such fare, rate or charge, but excludes general terms and conditions of carriage;

“**Agreed Services**” means scheduled air services on the routes specified in this Agreement for the transport of passengers and cargo, including mail, separately or in combination;

“**Air service**” means any scheduled air services performed by aircraft for the public transport of passengers, mail or cargo;

“**International air service**” means an air service which passes through the air space over the territory of more than one state;

“**Tariff**” means a publication which includes all rates, fares, charges, conditions of carriage, classifications, rules, regulations, practices and services related thereto, for air transportation of passengers and their baggage and cargo, but excludes remuneration and conditions for the carriage of mail;

“**General terms and conditions of carriage**” means those terms and conditions contained in tariffs which are broadly applicable to the agreed services and not directly related to any price;

“**Territory**” means:

With respect to Canada:

- (i) the land territory, internal waters and territorial sea, including the air space above these areas of Canada;