

ARTICLE 1

The Agreement is amended by the deletion of sub-paragraph (h), in its entirety, of Article I (Definitions) of the Agreement.

ARTICLE 2

The Agreement is further amended by replacing Article XIII (Tariffs) with the following:

“Article XIII

Pricing

1. For the purposes of this Article:

“price” means any fare, rate or charge contained in the tariffs (including frequent flyer plans or other benefits provided in association with air transportation) for the carriage of passengers (including their baggage) or cargo (excluding mail) to or from the territories of each Contracting Party and the conditions directly governing the availability or applicability of the fare, rate or charge, but excluding general terms and conditions of carriage;

2. The primary consideration for establishing prices is market forces. A designated airline shall be responsible only to its own aeronautical authorities for the justification of its prices.

3. The Contracting Parties shall not require prices to be filed. Either Contracting Party may require designated airlines of the other Contracting Party to provide immediate access, on request, to information on prices to its aeronautical authorities in a manner and format acceptable to those aeronautical authorities. The Contracting Parties may require designated airlines to make full information on prices available to the general public.

4. The Contracting Parties shall, (tacitly or explicitly), permit prices to come into and remain in effect unless the aeronautical authorities of both Contracting Parties are dissatisfied. Except as provided for in Paragraph 5, a Contracting Party shall not take action to prevent the inauguration or continuation of a price proposed to be charged or charged by an airline of either Contracting Party. The primary grounds of any dissatisfaction by the aeronautical authorities shall be:

(a) to prevent unreasonably discriminatory prices or practices;