

5. If a tariff cannot be determined in accordance with paragraph 4 of this Article, then the Contracting Parties shall endeavour to settle the matter within twenty (20) days.
6. Except as provided in paragraph 7 of this Article, no tariff shall come into force if the aeronautical authorities of either Contracting Party have given notice of dissatisfaction in accordance with the provisions of paragraph 3 of this Article.
7. Notwithstanding paragraph 6 of this Article, passenger tariffs filed in accordance with paragraph 3 of this Article shall be permitted to come into effect on the date proposed, unless both aeronautical authorities or Contracting Parties agree otherwise, provided that the said tariffs are
- (a) at least seventy (70) percent but not more than one hundred and fifteen (115) percent of the reference fare in effect on the date the tariff is received,
  - (b) at least forty (40) percent but not more than seventy (70) percent of the said reference fare and are subject to
    - (i) minimum conditions of fourteen (14) days advance booking and first Sunday minimum stay, or
    - (ii) mandatory ground package, or
    - (iii) such other travel conditions as may from time to time be agreed upon between the aeronautical authorities, or
  - (c) first class, premium class tariffs or contract bulk inclusive tour (CBIT) tariffs.
8. For the purpose of paragraph 7 of this Article, the "reference fare" shall be the lowest publicly available unrestricted fare expressed in the currencies of both Contracting Parties for each Canada-Barbados city pair named in the Agreement in effect on the date of signature of the Agreement. The reference fare for each Canada-Barbados city pair shall subsequently be revised automatically effective January 1, April 1, July 1 and October 1 of each year. The revised reference fare shall be determined by multiplying the lowest publicly available unrestricted fares over the previous twelve months by the number of days each fare was in effect and dividing the result by the total number of days in the twelve month period, rounded to the nearest dollar. The provisions of this paragraph shall apply unless the aeronautical authorities of both Contracting Parties otherwise agree.
9. The tariffs established in accordance with the provisions of this Article shall remain in force until new tariffs have been established in accordance with the provisions of this Article or of Article XXII of this Agreement.
10. The aeronautical authorities of both Contracting Parties shall endeavour to ensure that (a) the tariffs charged and collected conform to the tariffs accepted or approved by both aeronautical authorities and (b) no airline rebates any portion of such tariffs by any means.