

ANNEX III
NON-SCHEDULED AIR SERVICES

(1) Recognizing the need to preserve the opportunities for competition between scheduled and non-scheduled air services, a Contracting Party may request consultations if:

- (i) a tariff filing is approved which it considers might adversely affect the ability of non-scheduled air services to compete with scheduled air services; or
- (ii) adjustments to existing charterworthiness rules or requirements, or new rules or requirements, are imposed which it considers might adversely affect the ability of scheduled air services to compete with non-scheduled air services.

Such consultations shall be held within 30 days of receipt of the request, with a view to considering any necessary adjustments to charter rules or requirements or to scheduled tariffs.

(2) Articles 8, 9, 10, 11, 12, 15, 16, 17, 18 and 19 of the Agreement shall be applicable also to non-scheduled flights operating by an air carrier of one Contracting Party to or from the territory of the other Contracting Party and to the air carrier operating such flights, subject to national laws and regulations governing the right of air carriers to operate non-scheduled flights or the conduct of air carriers or other parties involved in the organisation of such operations.