

- a) such conditions do not affect fair competition as described in paragraph 1 of this Article,
- b) such conditions are applied without discrimination to the designated airlines of both Contracting Parties to this Agreement, and
- c) the Contracting Party wishing to apply such conditions provides as soon as possible appropriate evidence to the other Contracting Party of the need for such conditions, so as to allow for any consultations pursuant to Article XIX of this Agreement prior to the date of effectiveness of such conditions.

5. No Contracting Party shall impose, or permit any person or entity under its jurisdiction to impose, on the scheduled flights by a designated airline of the other Contracting Party any requirement or condition, including a first refusal requirement, uplift ratio or no-objection fee, which is inconsistent with the purposes of this Agreement.

6. Both Contracting Parties shall as much as possible facilitate the conduct by the designated airlines of air transportation under this Agreement, in particular by minimizing administrative requirements and procedures.

ARTICLE XI

1. The charges imposed in the territory of either Contracting Party for the use of airports and other aviation facilities on the aircraft of a designated airline of the other Contracting Party shall not be higher than those imposed on aircraft of a national airline engaged in similar international air services.

2. Each Contracting Party shall encourage consultations between its competent charging authorities and the designated airlines using the services and facilities, and where practicable, through the airlines' representative organizations. Reasonable notice should be given to users of any proposals for changes in user charges to enable them to express their views before changes are made.

3. Neither of the Contracting Parties shall give a preference to its own or any other airline over an airline of the other Contracting Party in the application of its customs, immigration, quarantine and similar regulations or in the use of airports, airways and air traffic services and associated facilities under its control.

ARTICLE XII

1. a) Each Contracting Party shall permit the designated airline or airlines of either Contracting Party to establish any or all of its prices for transportation to or from the territory of the other Contracting Party, including transportation on an inter-line or intra-line basis, individually or at the option of the airline or airlines, through co-ordination with other airlines.