



EUROPEAN FREE TRADE ASSOCIATION

Ref. 1121890

19 April 2013

DECISION OF THE COUNCIL NO 3 OF 2013

(Adopted at the 2nd meeting on 18 April 2013)

AMENDMENT TO THE APPENDIX TO ANNEX Q TO THE CONVENTION

AIR TRANSPORT

THE COUNCIL,

Having regard to the Member States' endeavour to regularly update the Convention in order to take account of developments under the Agreement on the European Economic Area and the bilateral Agreements of 21 June 1999 between the Swiss Confederation on the one hand and the European Community and its Member States on the other,

Having regard to Article 53(3) of the Convention, empowering the Council to amend the Appendix to Annex Q to the Convention,

Having regard to the recommendation of the Committee on Air Transport in its report to the Council to amend the Appendix to Annex Q (Air transport) to the Convention,

DECIDES:

1. The following shall be inserted in point 1 (Third aviation package of liberalisation and other civil aviation rules) of the Appendix to Annex Q to the Convention after the reference to Regulation (EC) No 1008/2008 of the European Parliament and of the Council:

'The provisions of the Regulation shall, for the purposes of this Convention, be read with the following adaptation:

In Article 15, the following paragraph shall be added:

- “6. Under the same conditions as EFTA air carriers, European Union air carriers shall be entitled to operate air services between the EFTA States. This shall be subject to the condition that, on the one hand, the European Union and Switzerland grant EFTA air carriers the right to operate air services from

Member States of the European Union to Switzerland and vice versa, and, on the other hand, that the European Union and the EEA EFTA States grant Swiss air carriers the right to operate air services from an EU Member State to the EEA EFTA States and vice versa.

Any restrictions on this arrangement arising from existing bilateral or multilateral agreements between the EFTA States are hereby superseded.”

2. This Decision shall take immediate effect or it shall take effect on the date of entry into force of the agreement between the European Union and Switzerland granting EEA EFTA air carriers the right to operate air services from Member States of the European Union to Switzerland and vice versa, whichever is the latest.
 3. The Secretary-General of the European Free Trade Association shall deposit the text of this Decision with the Depositary.
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