

AGREED MINUTES

1. A delegation jointly representing the Aeronautical Authorities of Denmark, Norway and Sweden (hereinafter the "Scandinavian delegation") and a delegation representing the Aeronautical Authority of the People's Republic of China met in Beijing on 13 and 14 September 2023 to discuss matters relating to the development of relations between China and the Scandinavian countries in the field of civil aviation.
2. The Scandinavian delegation was led by Mr. Lars Korsholm, Head of Division from the Danish Civil Aviation and Railway Authority, and the Chinese delegation was led by Ms. Bai Wenli, Deputy Director General of International Affairs Department from the Civil Aviation Administration of China (CAAC). The list of the two delegations is attached as Appendix I.
3. The discussions were held in a very friendly and cordial atmosphere. Both delegations reviewed, with satisfaction, their friendly aviation relations since the establishment of air links between the two sides and expressed their desire to further promote co-operation with a view to accommodating political, economic, cultural and tourist development between the two sides.
4. The delegations discussed and initialled a new Memorandum of Understanding concerning air transport services between the two sides. The initialled Memorandum of Understanding is attached as Appendix II.
5. The Scandinavian delegation proposed to fully liberalize the capacity entitlements for third and fourth freedom traffic rights for passenger services as well as points in the route schedules in the Air Services Agreements. The Scandinavian delegation further proposed to have reciprocal capacity entitlements for fifth freedom traffic rights of passenger services for the designated airlines of China and Denmark, Norway and Sweden respectively.

The Chinese delegation explained that China opens up its market access for international air transport in a positive, incremental and orderly manner, and is not ready for full liberalization in passenger services at this stage.

Both delegations agreed to separate the capacity entitlements for passenger services between China and each of the three Scandinavian countries in the next round of air consultations.

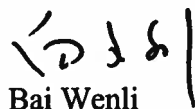
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6. In accordance with Article 15 of the initialled Air Services Agreements of 2010, the delegations agreed to meet for a new round of air services consultations inter alia under the following circumstances: (1) unforeseen circumstances such as major disruptions; (2) when airlines encounter operational issues; (3) when market demand arises from either Party, for example when the capacity entitlement for passenger services is close to full utilization by either Party; (4) when it is considered necessary to facilitate further commercial opportunities for airlines to operate under the initialled Air Services Agreements; (5) other topics which are needed for further discussion.
7. In order to facilitate the resumption of international passenger flights to pre-Covid19 levels and enhance connectivity between China and the Scandinavian countries, the delegations agreed to inform airlines of both sides about the initialled MoU and the commercial possibilities it provides.
8. The delegations confirmed that they will act in good will and in accordance with the provisions of the Air Services Agreements agreed upon and initialled on 12 March 2010 until they are formally signed and have entered into force in accordance with Article 19 (Entry into Force) of those Agreements, ref. Agreed Minutes of 12 March 2010, point 7. The delegations committed to finalizing their internal procedures for obtaining authorization to sign and formally conclude the Air Services Agreements as soon as possible.
9. Considering that the signing and entry into force of the initialled Memorandum of Understanding may require some time, the delegations agreed to give immediate practical effect to the initialled Memorandum of Understanding, on an administrative basis, pending its signature and formal entry into force, to the extent possible under national law.

Signed in Beijing, China on 14 September 2023.

For the delegation of the People's
Republic of China



Bai Wenli
Head of delegation

For the delegation of Denmark,
Norway and Sweden



Lars Korsholm
Head of delegation

**THE SCANDINAVIAN DELEGATION
(DENMARK, NORWAY, SWEDEN)**

Mr. Lars Korsholm	Head of Delegation Danish Civil Aviation and Railway Authority Kingdom of Denmark
Mr. Lasse Kindberg	Special Adviser Danish Civil Aviation and Railway Authority Kingdom of Denmark
Mr. Marcus Brandenburg Bjørn	Head of Section Danish Civil Aviation and Railway Authority Kingdom of Denmark
Ms. Ann-Kristin Hanssen	Specialist Director and Deputy Chief Air Services Negotiator Ministry of Transport Kingdom of Norway
Ms. Anja Elise Øijordsbakken Husebø	First Secretary Royal Norwegian Embassy in Beijing Kingdom of Norway
Mr. Simon Posluk	Head of Unit Swedish Transport Agency Kingdom of Sweden
Ms. Ingrid Almen	Senior Adviser Swedish Transport Agency Kingdom of Sweden
Ms. Marlene Deogan	Senior Adviser Ministry of Rural Affairs and Infrastructure Kingdom of Sweden

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Appendix I

THE CHINESE DELEGATION

Ms. Bai Wenli	Head of Delegation Deputy Director General Department of International Affairs CAAC
Ms. Tao Yehong	Director Division of International Relations Department of International Affairs CAAC
Mr. Yang Song	Deputy Director Division of International Relations Department of International Affairs CAAC
Ms. Zhang Xuan	Official Department of Air Transport CAAC
Ms. Wang Yining	Official Department of International Affairs CAAC
Mr. Jiang Xing	Official Department of International Affairs CAAC

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Observers

Mr. Mario Teo

Chief Representative Greater China, SAS

Ms. Li Yu

Sales Execution and Public Affairs, SAS

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**MEMORANDUM OF UNDERSTANDING
BETWEEN
THE AERONAUTICAL AUTHORITY OF
THE PEOPLE'S REPUBLIC OF CHINA
AND
THE GOVERNMENT OF THE KINGDOM OF DENMARK,
THE GOVERNMENT OF THE KINGDOM OF NORWAY,
THE GOVERNMENT OF THE KINGDOM OF SWEDEN**

With reference to Article 15 in the Air Services Agreements between the Governments of the Kingdoms of Denmark, Norway and Sweden, respectively, and the Government of the People's Republic of China, that was initialled in Oslo on 12 March 2010, the Parties have reached the following understandings:

1. Capacity Entitlements for Passenger Services

The designated airlines of China and the Scandinavian countries respectively shall have the right to operate passenger services with up to forty-two (42) frequencies per week on the specified routes with any type of aircraft.

2. Capacity Entitlements for All-cargo Services

The two delegations recalled that all-cargo services are fully liberalized. There are thus no restrictions regarding frequencies, points in China and Denmark, Norway and Sweden respectively, or fifth freedom traffic rights for these services.

3. Fifth Freedom Traffic Rights for Passenger Services

3.1. The designated airlines of China shall, with regard to passenger services, have the right to operate up to four (4) intermediate and/or beyond points for each Scandinavian country, to be specified or changed later at the discretion of the Chinese side, with fifth freedom traffic rights.

3.2. The designated airlines of Denmark, Norway and Sweden shall, with regard to passenger services, have the right to operate up to two (2) intermediate and/or beyond points for each Scandinavian country, to be specified or changed later at the discretion of the respective Scandinavian country, with fifth freedom traffic rights.

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4. Code-Sharing Arrangements

4.1. When operating or holding out air services on the specified route(s), any designated airline of either Party may enter into cooperative marketing arrangements, whether as the operating or marketing airline, with

- (a) an airline or airlines of the same Party;
- (b) an airline or airlines of the other Party; or
- (c) an airline or airlines of a third country, provided that such third country authorizes or allows comparable arrangements between the airlines of the other Party and other airlines on services to, from and via such third country.

4.2. All airlines operating or holding out the above services must hold the appropriate authority including route rights and traffic rights and meet the requirements normally applied to such arrangements.

4.3. When a designated airline performs services under cooperative marketing arrangement as the marketing carrier, the total capacity offered by that airline will not be counted against the capacity entitlement of the Party designating the airline.

4.4. The designated airlines of both Parties will, when holding out services for sale, in terms of code-share, blocked-space or other joint venture arrangements, make it clear to the purchaser at the point of sale which airline will be the operating airline on each sector of the service and with which airline(s) the purchaser is entering into a contractual relationship.

4.5. Notwithstanding paragraphs 4.1 and 4.2, the designated airline(s) of either Party may also enter into code-share arrangements with the airline(s) of the other Party on any domestic sectors, provided that the points in that other Party are open to scheduled international air services, and such services should form part of a through international journey.

4.6. Subject to national laws and regulations, all code-share arrangements may be required for approval by the Aeronautical Authorities of both Parties.

5. Liberalization of Hainan

The Chinese delegation informed the Scandinavian delegation about its policy on opening up third, fourth and fifth freedom traffic rights in Hainan Province and invited Scandinavian carriers to operate services to Hainan.

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6. Entry into Force

This Memorandum enters into force on the date of its signature. Upon its signature, this Memorandum shall supersede the Confidential Memorandum of Understanding signed on 19 May 2004.

Signed in, on

For the delegation of the People's
Republic of China

For the delegation of Denmark,
Norway and Sweden

Head of delegation

Head of delegation

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