

CHAPTER 15
AIR TRANSPORT SERVICES

Article 1
Objectives

The objectives of this Chapter are to:

- (a) create opportunities for air transport services between and beyond the Parties' respective flight information regions; and
- (b) ensure the highest degree of safety and security in air transport services.

Article 2
Scope of Application

1. This Chapter shall be applied to the measures that a Party adopts or maintains in the matter of air transport services.
2. The *Air Transport Agreement Between New Zealand and The Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu* ("Air Transport Agreement") is incorporated into this Agreement.
3. In case of incompatibility between this Agreement and the Air Transport Agreement, the latter shall prevail to the extent of the incompatibility.

Article 3

Civil Aviation Safety and Environment Cooperation

The Parties shall promote cooperation between their competent authorities for the purpose of establishing technical or operational arrangements that facilitate:

- (a) the exchange of information on civil aviation safety and environment matters;
- (b) mutual recognition of safety regulatory certification and/or processes; and
- (c) trade in civil aviation-related goods and services.

Article 4

Dispute Settlement

1. Any dispute that arises with respect to the application or interpretation of this Chapter or the Air Transport Agreement shall be governed by the provisions of Chapter 21 (Dispute Settlement), except as provided in this Article.
2. If any dispute arises with respect to the interpretation or application of this Chapter or the Air Transport Agreement, the Parties shall in the first place endeavour to settle it by consultations in accordance with Article 14 of the Air Transport Agreement. If the Parties fail to resolve the dispute through such consultations, the complaining Party may request the establishment of an arbitral tribunal in accordance with

Article 7 (Establishment of an Arbitral Tribunal) of Chapter 21 (Dispute Settlement).

3. The arbitrators appointed in accordance with Article 8 (Composition of Arbitral Tribunals) of Chapter 21 (Dispute Settlement) shall have specialised knowledge of, or experience in, air transport services.