

**MEMORANDUM OF UNDERSTANDING  
ON AIR SERVICES ARRANGEMENTS  
BETWEEN  
THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND  
AND  
THE KINGDOM OF DENMARK**

**INTRODUCTION**

1. Delegations representing the United Kingdom of Great Britain and Northern Ireland ("United Kingdom") and the Kingdom of Denmark ("Denmark") met by videoconference on 9 June 2021 to discuss air services arrangements between their two countries in accordance with the Trade and Cooperation Agreement<sup>1</sup> ("TCA") recently signed by the UK and the European Union ("EU").
2. The discussions were held in a friendly and constructive atmosphere. The composition of the two Delegations is attached at **Annex A**.
3. The United Kingdom and Denmark (together "the Participants") have reached the understandings set out in this Memorandum.

**ALL CARGO SERVICES**

4. As permitted under Article 419(4) of the TCA, the Participants have decided that the following fifth freedom traffic rights may be exercised without limitation on routes, capacity or frequencies:
  - (a) for the United Kingdom, the entitlement for its air carriers to make stops in the territory of Denmark to provide scheduled and non-scheduled all-cargo air transport services, between points situated in the territory of Denmark and points situated in a third country outside the EU as part of a service with origin or destination in the territory of the United Kingdom.
  - (b) for Denmark, the entitlement for air carriers of the Union to make stops in the territory of the United Kingdom to provide scheduled and non-scheduled all-cargo air transport services, between points situated in the territory of the United Kingdom and points situated in a third country outside the EU, as part of a service with origin or destination in the territory of Denmark.

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<sup>1</sup> Trade and Cooperation Agreement Between the European Union and the European Atomic Energy Community, of the one part, and the United Kingdom of Great Britain and Northern Ireland, of the other part, signed in Brussels and London on 30 December 2020.

## **AUTHORISATION OF ADDITIONAL NON-SCHEDULED SERVICES**

5. The Participants noted that Article 419(9) of the TCA provides for the United Kingdom and Denmark to authorise non-scheduled air transport services beyond the rights provided for in Article 419, provided that they do not constitute a disguised form of scheduled services.
6. The United Kingdom confirmed that applications for authorisation to operate such services would be determined as soon as practicable in accordance with the United Kingdom's internal rules and procedures<sup>2</sup>.
7. Denmark confirmed that applications for authorisation to operate such services would be determined as soon as practicable in accordance with Denmark's internal procedures<sup>3</sup>.
8. Each Participant confirmed that, in considering whether to grant authorisation to operate the services mentioned in paragraph 5, it would take into account whether reciprocal treatment would be accorded to its air carriers in like circumstances.

## **AMENDMENT**

9. This Memorandum may be amended at any time by the mutual written consent of the Participants.

## **TERMINATION**

10. Each Participant may at any moment terminate this Memorandum by giving written notice to the other Participants. In that event this Memorandum will cease to have effect at the end of the IATA traffic season in progress on the first day of the ninth month following the date of notice of termination. The Participants will consult to determine how any outstanding matters should be dealt with.

## **INTERPRETATION**

11. Words and expressions used both in this Memorandum and Title I [Air Transport] of Heading Two of Part Two of the TCA have the same meaning as in that Title.

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<sup>2</sup> See <https://www.caa.co.uk/Commercial-industry/Airlines/Licensing/Foreign-carrier-permits/About-foreign-carrier-permits/> and <https://www.caa.co.uk/Commercial-industry/Airlines/Licensing/Foreign-carrier-permits/Foreign-carrier-permits---scheduled-and-charter-flights/>

<sup>3</sup> See <https://tbst.dk/en/Civil-aviation/Flight-Operations/Flight-Operations#>

**ENTRY INTO OPERATION**

12. This Memorandum enters into effect on the date of the last signature below.

**Tara Kemsley for the Government  
of the United Kingdom  
of Great Britain & Northern Ireland**

**Lars Korsholm for the  
Government of the Kingdom of  
Denmark**



**Location: London**

**Date: 01.10.21**

**Location: Copenhagen**

**Date: 04-10-2021**

## **ANNEX A**

### **United Kingdom Delegation**

Mark Bosly	UK Chief Air Services Negotiator, Department for Transport
Anna Ozog	Policy Advisor, Department for Transport
Chloe da Costa	Air Services Relations Manager, Department for Transport
Rebekah Bageya	Lawyer, Department for Transport
David Kendrick	Head of Airline Licensing, UK Civil Aviation Authority

### **Denmark Delegation**

Mr. Lars Korsholm  
Head of Division  
Danish Civil Aviation and Railway Authority

Mr. Thorkild Saxe  
Senior Advisor  
Danish Civil Aviation and Railway Authority

Mr. Lasse Kindberg  
Head of Section  
Danish Civil Aviation and Railway Authority