


BILATERAL AGREEMENT

**BETWEEN THE DANISH CIVIL AVIATION AUTHORITY AND THE HELLENIC
CIVIL AVIATION AUTHORITY
CONCERNING THE TRANSFER OF REGULATORY OVERSIGHT FUNCTIONS
AND DUTIES REGARDING THE TWO AIRCRAFTS TYPE EMBRAER 190-200LR
MSN RESPECTIVELY 19000213 AND ~~19000214~~ REGISTERED RESPECTIVELY
OY-GDA AND OY-GDC MSN 1900204** 

Parties: THE DANISH CIVIL AVIATION AND RAILWAY AUTHORITY
Having its headquarters in Carsten Niebuhrs Gade 43, DK-1577 Copenhagen, here
represented by Mr. Michael Dela, Head of Division, Office for Flight Operations,
Airworthiness, Import, Aircraft Register & Traffic Permits

Hereafter named "CAA-DK"

and: THE HELLENIC CIVIL AVIATION AUTHORITY
Having its headquarters in Building 45, Athens International Airport
190 19 Spata, Attiki, here represented by Dr. Christos Tsitouras,
Governor.

Hereafter named "HCAA"

Whereas Marathon Airlines a company incorporated in and under the laws of Greece,
having its headquarters in 14 Londou st Glyfada 16675 Athens Greece, holder of the
Air Operator Certificate and licence AOC-062 issued by the Hellenic Civil Aviation
Authority in accordance with Regulation (EU) No 2018/1139¹ and its implementing
Rules² (hereafter named the "Operator") has an agreement for a Dry-Lease-In from
Runway Leasing ApS, a company incorporated in and under the laws of Denmark,
having its headquarters at Lufthavnsvej 4, 6580 Vamdrup, Denmark ("hereafter
named the "Owner"), lessor of the two aircraft, type Embraer 190-200LR with the
manufacturer serial number respectively 19000213 and 19000214 registered in The

¹ REGULATION (EU) 2018/1139 OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL of 4 July
2018 on common rules in the field of civil aviation and establishing a European Union Aviation Safety Agency,
and amending Regulations (EC) No 2111/2005, (EC) No 1008/2008, (EU) No 996/2010, (EU) No 376/2014 and
Directives 2014/30/EU and 2014/53/EU of the European Parliament and of the Council, and repealing
Regulations (EC) No 552/2004 and (EC) No 216/2008 of the European Parliament and of the Council and
Council Regulation (EEC) No 3922/91.

² Commission Regulation (EU) No 965/2012 of 5 October 2012 laying down technical requirements and
administrative procedures related to air operations pursuant to Regulation (EC) No 216/2008 of the European
Parliament and of the Council

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Register of Danish Aircraft as respectively OY-GDA and OY-GDC (hereafter named the aircrafts), this agreement confirms the allocation of responsibilities under EU-rules for the State of the Operator and the State of Registry. Where applicable, this agreement organises the transfer of functions and duties normally carried out by the State of Registry. The following has been agreed:

1 Function, Duties and responsibilities

- 1.1 Representing the State of the Operator, the HCAA shall retain responsibility in respect of the aircrafts in accordance with the functions and duties as defined in Regulation (EU) No 2018/1139 and its implementing rules, particularly Regulation (EU) No. 965/2012, Regulation (EU) No. 1178/2011 and Regulation (EU) 1321/2014. More specifically, those functions and duties include:
- i. Enforcement of compliance with applicable rules and regulations to the flight and manoeuvre of the subject aircrafts;
 - ii. Approval of the MEL (Minimum Equipment List);
 - iii. Approval of specific operations (RVSM, ETOPS, etc.), if applicable;
 - iv. Assurance that the country code of the State of the Operator is utilized to code the ELT's of the aircraft and that these ELT's are registered at the national agency responsible for search and rescue in the State of the Operator;
 - v. Oversight of the Operator's Continuing Airworthiness Management Organisation (CAMO);
- 1.2 Representing the State of Registry, the CAA-DK shall retain responsibility in respect of the aircrafts in accordance with the functions and duties as defined in Regulation (EU) No 2018/1139 and its implementing rules, particularly

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Regulation (EU) 748/2012 and Regulation (EU) 1321/2014. More specifically, those functions and duties include:

- i. Issuance of Certificate of Airworthiness
 - ii. Issuance and review of the Airworthiness Review Certificate, unless this certificate is duly delivered by the operator's Continuing Airworthiness Management Organisation;
 - iii. Oversight of modifications and repairs, including interior installation and emergency and safety equipment;
 - iv. Issuance of exemptions from applicable regulations as regards continuous airworthiness;
 - v. Technical inspections of the Aircrafts within the framework of the survey programme of the CAA-DK to monitor the status of the fleet (M.B.303);
 - vi. Reception of occurrence reports envisaged in Part M, article M.A.202;
 - vii. Oversight regarding M.A.301(f). For M.A.301(f)(4) Danish AD's must be followed ;
 - viii. The issuance of Permits to Fly, unless Permits to Fly are issued by the Continuing Airworthiness Management Organisation according to its privileges under CAMO.A.125(f);
- 1.3 Representing the State of the Operator³, the HCAA shall additionally assume responsibility in respect of the aircraft for the following functions and duties being transferred from the State of Registry:
- i. Approval of aircraft maintenance programme in accordance with the provisions defined in Part-M of Regulation (EU) 1321/2014, particularly point 3 of point M.1 and item c of M.A.302.
- 1.4 Representing the State of Registry, The CAA-DK shall be relieved of responsibility in respect of the functions and duties transferred to the State of

³ State of the operator as defined in Annex 6 Chapter 1 of the Chicago Convention

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the Operator as defined in 1.3.

- 1.5 Pursuant to article 30 of the Convention of Chicago, the Aircraft Radio Station Licenses are delivered by Denmark.
- 1.6 Pursuant to Commission Regulation (EU) 1178/2011 (as amended), the pilot licence of the crew members must be issued or rendered valid by an EASA member State.

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2 Notification, coordination and control

2.1 The HCAA and The CAA-DK will notify each other in case of level 1 findings regarding: (a) the Monitoring of the Continuous Airworthiness, (b) the Maintenance of the Aircraft and (c) any exemption issued with regards to the continuing airworthiness regulations within 72 hours after first notice.

2.2 No regular meetings between the parties are anticipated. Meetings shall be arranged, whenever there is a need.

2.3 Any disagreement concerning the interpretation or application of this Agreement shall be resolved by consultation between the parties and shall not be referred to any international tribunal, arbitration, or third-party settlement.

3 Registration

3.1 The Contracting States shall submit this Agreement as well as amendments thereto in accordance with Article 83 of the Convention on International Civil Aviation and in compliance with the *Rules for Registration with ICAO of Aeronautical Agreements and Arrangements (Doc 6685)* for registration to ICAO.

4 Duration of the Agreement

4.1 This agreement will enter into force on its signature date and will be valid until **31. Jan. 2028** or any earlier termination of the Lease Agreement between the operator and the owner.

4.2 This agreement may be extended after a positive evaluation meeting between CAA-DK and HCAA

4.3 Both parties are entitled to resolve this agreement with written notice within a delay of 7 days.

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5 Others

A certified true copy of the current Agreement shall always be on board of the Aircraft, together with the technical log.

This agreement does not cover any sublease of the mentioned aircraft.
In the case of the non-commercial operations of the aircraft by the owner, proper arrangements shall be made by the operator to ensure that the non-commercial operations are conducted in compliance with article ORO.AOC.125 of Regulation (EU) 965/2012.

Agreed upon in good faith in Building 45, Athens International Airport, 190 19 Spata, Attiki on the date of signing by HCAA representing State of the Operator and in Carsten Niebuhrs Gade 43, DK-1577 Copenhagen on the date of signing by CAA-DK representing State of Registry.

For the CAA-HC,
Date: *22 September 2023*



Dr. Christos Tsitouras.
Governor

For the CAA-DK
Date: 20 September 2023

FOR Mr. Michael Dela
Head of Division
Flight Operations,
Airworthiness, Import, Aircraft
Register & Traffic Permits



Denmark