



# ***Fraport Executive Aviation***

***Conditions of Use and Charges***

# Inhalt

<b>Conditions of Use and Charges .....</b>	<b>3</b>
A. Services & Charges .....	3
B. Regulation governing live and ferry flights as well as technical landings and takeoffs .....	5
C. Conditions of use and terms of payment.....	5
D. Liability .....	6
E. Publication / effective date .....	7

# Fraport Executive Aviation

## Conditions of Use and Charges

Effective March 01<sup>st</sup>, 2008, new charges apply for passenger, crew and aircraft handling services under the German Ground Handling Services Regulation (BADV) provided by Fraport Executive Aviation at the Fraport Executive Aviation Terminal (GAT; bldg. 514). Users of such services, i.e., aircraft owners, must pay the charges set out below prior to departure:

### A. Services & Charges

(1) The charges set out in item (2) include the following services:

- Acceptance of aircraft/helicopter
- Positioning/removing wheel blocks
- Tie-down of small aircraft
- Baggage unloading and loading
- Baggage transportation from the aircraft to the Fraport Executive Aviation Terminal and v.v.
- Passenger transportation from the aircraft to the Fraport Executive Aviation Terminal and v.v.
- Crew transportation from the aircraft to the Fraport Executive Aviation Terminal and v.v.
- Engine start-up assistance
- Communication between aircraft and service provider on company frequency (VHF 130,100 MHz, Callsign Fraport Executive) according to BADV, Annex 1, item 5.3
- Reporting flight data and COB according to BADV, Annex 1, item 1.1

(2) Utilization restricted to the time from 06:00 to 22:00 CET:

I	II	III	IV	V	VI
(more than 33 metric tons MTOM)	(up to 33 metric tons MTOM)	(up to 20 metric tons MTOM)	(up to 14 metric tons MTOM)	(up to 5.7 metric tons MTOM)	Rotary-wing aircraft, airships, power gliders, ambulance flights
€ 551,00	€ 438,00	€ 391,00	€ 288,00	€ 165,00	€ 237,00

(3) A 100-percent surcharge on the charges set out under item (2) will be made for the partial or full use of the GAT area between 22:01 and 05:59 CET in order to reduce nighttime noise blight by discouraging nighttime flights.

Revised handling charges for the following business year will always be published at the end of previous business year.

Handling charges are charges within the meaning of section 10 subsection 1 of the German Turnover Tax Law. Therefore, users additionally have to pay sales tax.

Any additional services, like the provision of a loading crew or rendering of toilet and water services, will be rendered upon request and charged separately on the basis of the current list of service charges. Some of the additional services depend on aircraft type and baggage volumes.

(4) In addition to the services listed under items (1) and (3), Fraport Executive Aviation is offering a package of further services for € 88. This includes:

- Arranging for third party services and facilities, such as catering, hotel accommodation, conference facilities, landside transportation, car rental or limousine service
- Providing weather and NOTAMS
- Receiving/sending telex messages
- Supplying coffee and hot water (1 liter/p.p.) and 1 kg of ice cubes upon request from aircraft crews

If any service out of this package is ordered separately, the charges published in the list of services will apply.

If Fraport Executive Aviation advances payment for services rendered, it will charge a 15-percent commission.

(5) The charges set out in items (1) to (4) do not include:

- Special expenditures which Fraport AG incurred from charges levied by third parties against the client for the procurement or use of transportation means, hotel accommodation and other steps in case of delays, flight interruptions, etc.
- All communication costs, except those for arranging for third party services
- Official fees payable in connection with handling the client's aircraft and cargo
- Airport fees and charges (landing, passenger, parking and hangar charges, etc.)
- Taxes, dues and fees arising from the client's operations
- Cost of implementing special measures
- Rooms required by the client
- Other agreed expenditures
- Non-contractual work and services of any type

## **B. Regulation governing live and ferry flights as well as technical landings and takeoffs**

For special flight types listed below the following percentages of the published charges for the provision of the above handling in the General Aviation area (GAT, bldg. 514) will apply (charges published via bulletin board notice = 100 percent):

<b>Handling</b>		<b>Percentage of the handling charge to be paid</b>	
		<b>Arrival</b>	<b>Departure</b>
<b>Arrival</b>	<b>Departure</b>	<b>Arrival</b>	<b>Departure</b>
Landing with load/passengers (live in)	Takeoff with load/passengers (live out)	50%	50%
Landing with load/passengers (live in)	Takeoff without load/passengers (ferry out)	50%	25%
Landing without load/passengers (ferry in)	Takeoff with load/passengers (live out)	25%	50%
Landing without load/passengers (ferry in)	Takeoff without load/passengers (ferry out)	25%	25%
Technical landing (ferry in with hangar position)	Technical takeoff (ferry out with hangar position)	12,5% *	12,5% *

\* charges will be rounded off.

The previous regulation under paragraph A. (3) of the conditions of use governing night surcharges (of 100 percent) will apply analogously to the charge for special flight types set out above.

## **C. Conditions of use and terms of payment**

- (6) Utilization of the Fraport Executive Aviation area is basically restricted to aircraft and helicopters of position groups 1 and 2, or general aviation aircraft with 18 seats maximum. Exceptions may be granted upon prior request.

Flights must be announced in writing sufficiently in advance (at least 24 hours before arrival). Allocation of slots or granting of traffic rights alone does not imply that this requirement has been fulfilled. The written announcement is imperative to maintain normal operations. Any additional expenses incurred because of not announced or too late announced flights will be charged to the client – possibly, as a flat rate.

In all other respects, the general terms and conditions of Fraport AG apply, which are published in the “Guidelines for Our Customers“, sec. 5.1.7.

Payments in building 514 can be made only with credit cards. Furthermore, you can make a payment agreement with the airport company. Fraport Executive Aviation staff will arrange for the necessary contacts.

## **D. Liability**

- (7) Regarding liability and indemnity, the provisions of Sub-Article 8.5, IATA AHM 810, 2004 will apply to all services rendered for airlines.
- (8) Notwithstanding the provisions of Sub-Article 8.5 IATA AHM 810, 2004 the following provision will apply:

Notwithstanding Sub-Article 8.1 (d), the handling company will indemnify the carrier for all physical losses/damage to the carrier's aircraft arising from the handling company's negligent operation of ground handling equipment, whereby the handling company's liability for loss of or damage to the aircraft handled is restricted to the carrier's insurance deductible. This deductible must, in any case, not exceed an amount of US\$ 500,000. Losses or damage of less than US\$ 3.000 will not be compensated. To exclude all possibility of doubt, we point out that the existing Sub-Article 8.5 – unless otherwise stated - does not in any way prejudice the general validity of Sub-Article 8.1, including the principle that the carrier shall not make any claim against the handling company and shall indemnify it against any liability for consequential loss or damage.

If you have any questions or comments, please contact:

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**E. Publication / effective date**

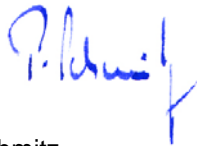
Fraport Executive Aviation's conditions of use and charges are published via bulletin board notice in the Fraport Executive Aviation Terminal (GAT, Bldg. 514) as well as on the Fraport homepage ([www.fraport.de](http://www.fraport.de)).

The regulations herein above are taking effect on March 1<sup>st</sup>, 2008.

Frankfurt/Main, December 5, 2007

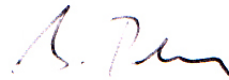
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B. Press