

**EXTRACT FROM THE DRAFT S.I.**

**‘European Communities (Civil Aviation Security) (Amendment) Regulations 2019’.**

3A. There shall be charged by the Authority, for the purposes of recovering its staff costs, including payroll, pension, travel and subsistence, training, utilities and administration incurred in performing its functions under these Regulations, the EU Regulation, the Implementing Regulation and the Supplementing Regulation, the fees set out in Regulations 3B to 3D.

3B. A fee of €0.05 per passenger departing from an airport specified in the following table shall be payable by the operator of the airport to the Authority:

<b>Name of Airport</b>
Cork Airport
Donegal Airport
Dublin Airport
Ireland West Airport Knock
Kerry Airport
Shannon Airport

3C. A fee of €100 per annum shall be payable by the operator of an airport which has received a derogation from the State under Article 1 of Commission Regulation (EU) No 1254/2009 of 18 December 2009.

3D. The fee specified in column 3 opposite the mention of the entity specified in column 2 shall be payable per annum by the entity.

<b>Reference No.</b>	<b>Entity</b>	<b>Charge payable</b>
<b>(1)</b>	<b>(2)</b>	<b>(3)</b>
<b>1</b>	Type A Screener	€3,500
<b>2</b>	Type B Screener	€1,500
<b>3</b>	Known Consignor	€400
<b>4</b>	Regulated supplier of in-flight supplies	€400
<b>5</b>	Known Supplier of in-flight supplies	€600
<b>6</b>	Known Supplier of airport supplies	€400
<b>7</b>	Haulier	€400

3E. A fee of €1,200 per day, for the purpose of recovering its staff costs including payroll, pension, travel and subsistence, training, utilities and administration incurred in performing its functions under these Regulations, the Council Regulation, the Implementing Regulation and the Supplementing Regulation may, at the Authority's discretion, be charged by it and be payable in the circumstances provided for in Regulations 3E and 3G by a person who, having failed to comply with a direction under Regulation 9, may be subject to further enforcement measures or monitoring of deficiency correction activities under the graduated and proportionate approach provided for in Paragraph 2 of Annex II to the Council Regulation.

3F. The fee referred to in Regulation 3E shall be payable for each day or part of a day that the Authority performs the functions referred to in Regulation 3E in relation to a matter or matters which is or are the subject of a direction after the date on which -

- (a) the direction comes into effect, or

(b) the Minister or the Authority makes a determination confirming the direction, or confirming the direction subject to one or more modifications, as the case may be, whichever is the later.

3G. The fee referred to in Regulation 3E shall cease to be payable on the institution of legal proceedings by the Authority in relation to non-compliance with the direction concerned.”.

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END.

Extract from Draft Regulation European Communities (Civil Aviation Security) 9Amendment) Regulations 2019