L.N. 84 of 2004

CIVIL AVIATION ACT
(CAP. 232)

The Airport (Groundhandling Services) (Amendment) Regulations, 2004

IN exercise of the powers conferred by article 3 of the Civil Aviation Act, the Minister for Transport and Communications has made the following regulations:

Citation, commencement and scope.

1. (1) The title of these regulations is the Airport (Groundhandling Services) (Amendment) Regulations, 2004 and they shall be read and construed as one with the Airport (Groundhandling Services) Regulations, 2003, hereinafter referred to as "the principal regulations".

L.N. 66 of 2003.

(2) These regulations shall come into force on the 1st May, 2004.

(3) These regulations adopt the measures contained in Council Directive 96/67/EC of 15th October 1996 in its up-to-date version, hereinafter referred to in these regulations as Council Directive 96/67/EC.

Amends regulation 2 of the principal regulations.

2. In regulation 2 of the principal regulations, after the definition of "Committee", there shall be inserted the following new definition:

" "Council Directive" means a directive of the Council of the European Union published in the official Journal of the European Union;".

Amends regulation 6 of the principal regulations

3. For regulation 6 of the principal regulations, there shall be substituted the following:

"6. The managing body of the airport shall ensure free access by suppliers of groundhandling services established throughout the European Union to the market for the provision of groundhandling services to third parties in accordance with Council Directive 96/67/EC:

Provided that not more than two suppliers are authorised to provide each category of airside services and at least one of the authorised suppliers may not be directly or indirectly controlled by:-

(a) the managing body of the airport,

(b) any airport user who has carried more than 25% of the passengers or freight recorded at the airport during the year preceding that in which those suppliers were selected,

(c) a body controlling or controlled directly or indirectly by the managing body or any such user:

Provided further that the managing body of the airport, either directly or indirectly, may also provide airside services in addition to the other two authorised suppliers.".

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