



SUPPLEMENT PART I
OFFICIAL GAZETTE
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No. 15

AIRPORT AUTHORITY (AMENDMENT) ACT, 2021

Arrangement of Sections

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No. 10 of 2021

AIRPORT AUTHORITY (AMENDMENT) ACT, 2021

**AN ACT TO AMEND THE AIRPORT AUTHORITY ACT TO
PROVIDE FOR THE ACQUISITION, OPERATION AND
MANAGEMENT OF THE GRAND BAHAMA
INTERNATIONAL AIRPORT BY THE AIRPORT
AUTHORITY AND FOR MATTERS CONNECTED
THEREWITH**

(Date of Assent - 15th April, 2021)

Enacted by the Parliament of The Bahamas

1. Short title.

This Act which amends the Airport Authority Act (*Ch. 287*) may be cited as the Airport Authority (Amendment) Act, 2021.

2. Amendment of section 2 of the principal Act.

Section 2 of the principal Act is amended in the definition of “airport” by the insertion immediately after the words “First Schedule” of the words “or Third Schedule”.

3. Amendment of section 7 of the principal Act.

Section 7 of the principal Act is amended as follows —

- (1) in paragraph (d) of subsection (2) by the deletion of the words “the airport” and the substitution of the words “an airport”; and
- (2) in paragraph (e) of subsection (2) by the deletion of the words “the airport” and the substitution of the words “each airport”.

4. Amendment of section 29 of the principal Act.

Section 29 of the principal Act is amended by the repeal and replacement of subsection (1) by the following —

“(1) All immovable and movable property and undertakings owned by the Government and used by it for the operation of an airport, immediately prior to the transfer of the management and control thereof to the Authority (excluding air traffic control installations and equipment) shall by virtue of this Act be transferred to and vested in the Authority for the same purpose as they were held by the Government immediately before the date of the coming into operation of this Act.”

5. Amendment of section 29A of the principal Act.

Section 29A of the principal Act is amended by the insertion immediately after subsection (3) of the following subsection—

- “(4) The Authority shall manage and operate any of the Family Island airports specified in the Third Schedule by—
- (a) delegating, with the approval of the Minister, any or all of its functions under this Act to one or more independent contractors; or
 - (b) in accordance with section 29B.”.

6. Amendment of section 29B of the principal Act.

Section 29B of the principal Act is amended as follows —

- (1) in subsection (2)(b)(iii) by the deletion of the words “under section 7(2)” and substitution of the words “under paragraphs 7(2) (a),(d) and (e)”;
- (2) by the repeal of subsection (6) and replacement of the following –

“(6) The Authority shall manage, operate, maintain and develop the Family Island airports specified in the Third Schedule, through the Department, on a commercial basis in a safe, secure and efficient manner while advancing economic and community development for the general benefit of Bahamians.
- (7) The provisions of this section 29B shall not apply if the Authority delegates its functions in respect of a Family Island airport to an independent contractor in accordance with section 29A(4)(a).”.

7. Insertion of new Part IIIA into the principal Act.

The principal Act is amended by the insertion immediately after section 29B of the following new Part —

“ PART IIIA — GRAND BAHAMA INTERNATIONAL AIRPORT

29C. Acquisition of Grand Bahama International Airport.

- (1) By virtue of the acquisition of all shares of the Grand Bahama Airport Company Limited, the Authority has acquired the Grand Bahama International Airport.
- (2) The vesting of all property, rights, and easements under the conveyance referred to in subsection (1) shall be binding on all persons notwithstanding that apart from this section such vesting would have required the consent or concurrence of another person.
- (3) The provisions of this Act shall apply *mutatis mutandis* to the management and operations of the Grand Bahama International Airport.

29D. Authority's relationship with the Port.

- (1) The Authority, its delegates, lessees, subcontractors or any company engaged to manage the Grand Bahama International Airport shall be subject to all regulations, environmental and building permits required by the Port.
- (2) Fees for environmental and building permits referred to in subsection (1) shall be on terms no less favourable than other licensees of the Port.
- (3) For the avoidance of doubt, the Grand Bahama International Airport shall remain a part of the Port Area and therefore the Authority shall be entitled to all benefits and liable to obligations as if it were a licensee of the Port.”.

8. Amendment of Third Schedule to the principal Act.

The Third Schedule to the principal Act is amended by the insertion in the appropriate alphabetical order and columns respectively, the following —
“Grand Bahama International Airport (Freeport)” and “Grand Bahama”.