

THE AIRPORTS AUTHORITY ACT

REGULATIONS
(under section 22)

- The Airports Authority (Regulation of the Prescribed Airports) Regulations, 1981 L.N. 30A/81
- The Airports Authority (Removal and Impoundment of Vehicles) Regulations, 1984 L.N. 270B/84
- The Airports Authority (Prescribed Airports) (Taxi Concession) Regulations, 2002 L.N. 106/2002
- The Airports Authority (Landing and Passenger Service Fees) Regulations, 2002 L.N. 149/2002
- The Airports Authority (Public Parking Places) (Norman Manley International Airport) Regulations, 2004 L.N. 48/2004
147/2005
- The Airports Authority (Public Parking Places) (Sangster International Airport) Regulations, 2004 L.N. 49/2004

THE AIRPORTS AUTHORITY ACT

REGULATIONS
(under section 22)

Pages 3-5 contained the Airports Authority (Public Parking Places) (Sangster International Airport) Regulations, 1975, now revoked and replaced by L.N. 49/2004 — The Airports Authority (Public Parking Places) (Sangster International Airport) Regulations, 2004.

THE AIRPORTS AUTHORITY ACT

REGULATIONS
(under section 22)THE AIRPORTS (REGULATION OF THE PRESCRIBED
AIRPORTS) REGULATIONS, 1981

*(Made by the Airports Authority and approved by the Minister
on the 25th day of February, 1981)*

L.N. 30A/81

1. These Regulations may be cited as the Airports Authority (Regulation of the Prescribed Airports) Regulations, 1981.

2. In these Regulations—

“authorized officer” means, in relation to any of the powers of an authorized officer under these Regulations, a person authorized in writing by the Authority to exercise such power;

“traffic sign” includes any speed limit sign, any mark on the surface of a roadway, any signal, whether an automatic, electrical signal or otherwise, warning sign post, direction post and sign or other device for the guidance or direction of persons using the roadways in an airport, which the Authority causes or permits to be placed on or near any such roadway.

3. Within the prescribed airports the following acts shall be prohibited—

- (a) obstructing or interfering with the proper use of the airport;
- (b) obstructing any person acting in the execution of his duty in relation to the airport;
- (c) remaining on the airport after having been required by a constable or an authorized officer to leave it;
- (d) allowing any vehicle or animal to be on the airport after being required by a constable or an authorized officer to remove it or after its presence on the airport has been forbidden by an authorized officer or on his directions;
- (e) boarding or attempting to board any aircraft without the authority of the person in charge of it;

- (f) tampering or interfering with any aircraft or anything used in connection with an aircraft;
- (g) smoking in or otherwise bringing or lighting any naked light into or in—
 - (i) any place where any such act is prohibited by notice; or
 - (ii) any place within fifty feet of an aircraft or in a store of liquid fuel or explosives;
- (h) any act causing or tending to cause an outbreak of fire;
- (i) throwing, leaving or dropping any thing capable of causing injury to any person or property;
- (j) climbing any wall, fence, barrier, railing or post;
- (k) wilfully giving a false fire or ambulance alarm;
- (l) failure to place an aircraft in the place and position appointed by an airport official for that purpose;
- (m) failure properly to moor or otherwise secure any stationary aircraft which is not in a hangar;
- (n) failure to comply with the "rules of the road" contained in the Schedule;
- (o) driving or placing a vehicle carelessly or dangerously or without due consideration for persons using the airport;
- (p) failure by the driver of a vehicle to stop when required by a constable to do so;
- (q) failure by the driver of a vehicle which is involved in an accident to give his name and address and the name and address of the owner of the vehicle to any person having reasonable grounds for requiring them;
- (r) failure by the driver of a vehicle forthwith to report to a constable or to the person in charge of the airport any accident in which the vehicle is involved;
- (s) failure by the driver of a vehicle to obey a traffic sign or to comply with any direction for the regulation of traffic given by a constable;
- (t) parking a vehicle elsewhere than in a place provided for that purpose or otherwise than in the manner required by a constable or an authorized officer;

Schedule.

- (u) failure by the person in charge of a vehicle to remove it from any place provided for the purpose of parking when required by a constable or by an authorized officer to do so;
 - (v) loading a vehicle with passengers or goods or unloading passengers or goods from a vehicle elsewhere than in a place provided for that purpose;
 - (w) driving a motor vehicle on any roadway in an airport at a speed greater than thirty miles per hour or such other speed as may be prescribed by a traffic sign;
 - (x) removing, picking or otherwise damaging any tree, shrub or plant or walking on any flower bed;
 - (y) failure to keep any animal under control;
 - (z) using any obscene or indecent language;
 - (aa) indecent or disorderly behaviour;
 - (bb) dropping or leaving litter except in a receptacle provided for the purpose;
 - (cc) failure to comply with directions given by the person in charge of the airport in relation to refuelling of aircraft;
 - (dd) disposing of garbage, sewage, waste oil, refuse or other material from aircraft or other sources except in the place and receptacles provided for that purpose;
 - (ee) driving a motor vehicle on the manoeuvring area at a speed greater than 15 m.p.h.
 - (ff) driving a motor vehicle at a speed greater than 5 m.p.h. within 100 ft. of an aircraft;
 - (gg) leaving animals to trespass on the manoeuvring area;
 - (hh) failure to fit vehicles used in maintenance and servicing of aircraft with approved mufflers;
 - (ii) failure to clearly identify with Agencies vehicles used in maintenance and servicing of aircraft.
4. Within the prescribed airports the following acts shall be prohibited unless the permission of an authorized officer has first been obtained—
- (a) entering or leaving the airport otherwise than through a gate or entrance for the time being provided for that purpose;
 - (b) entering any part of the airport to which members of the public are not for the time being admitted;

- (c) damaging, defacing, removing, displacing or altering any building, structure, traffic sign, notice or other thing, whether moveable or immovable, forming part of or provided for or in connection with the airport;
- (d) digging soil or cutting or removing turf;
- (e) grazing animals;
- (f) selling or distributing anything or offering anything for sale or hire;
- (g) exhibiting any notice or advertisement except on premises which the person exhibiting it is authorized to occupy and in accordance with the terms of his occupation;
- (h) leaving a vehicle on the airport longer than twenty-four hours or such shorter time as is reasonably necessary for the transaction of the business for the purpose for which it was brought there;
- (i) driving a vehicle elsewhere than in a place provided for the passage or accommodation of such a vehicle;
- (j) taking a motor vehicle into a hangar used for maintenance or storage of aircraft;
- (k) running an aircraft engine in a hangar;
- (l) filling or discharging from any container (including any part of a vehicle) liquid fuel elsewhere than in a place approved for that purpose by the person in charge of the airport;
- (m) lighting a fire elsewhere than in a place constructed for that purpose and approved by an authorized officer;
- (n) conducting flight or ground demonstrations;
- (o) taking still, motion or sound pictures for commercial purposes.

5. The person in charge of the airport may order the removal or shooting of all classes of animals found on the manoeuvring area.

6. Pursuant to subsection (2) of section 22 of the Act, any person who contravenes any of the provisions of regulation 3, or without the permission of an authorized officer does any act prohibited by regulation 4, shall be guilty of an offence and shall be liable, on summary conviction before a Resident Magistrate, to a fine not exceeding five hundred dollars or in default of payment to imprisonment for a term not exceeding six months.

SCHEDULE

(Regulation 3 (n))

1. The driver of a motor vehicle shall observe the following rules—

A motor vehicle—

- (a) meeting or being overtaken by other traffic shall be kept to the near side of the road. When overtaking other traffic the vehicle shall be kept on the right or off-side of such other traffic:

Provided that an animal being led or driven may be passed or overtaken on whichever side is the safer;

- (b) being overtaken by other traffic shall be driven so as to allow such other traffic to pass;
- (c) shall not be driven alongside of, or overlapping, or so as to overtake other traffic proceeding in the same direction if by so doing it obstructs any traffic proceeding in the opposite direction;
- (d) shall not be driven so as to cross or commence to cross or to be turned in a road if by so doing it obstructs any traffic;
- (e) proceeding from one road to another shall not be driven so as to obstruct any traffic on such other road;
- (f) proceeding from a place which is not a road into a place which is not a road, shall not be driven so as to obstruct any traffic on the road;
- (g) shall not be driven so as to overtake other traffic unless the driver has a clear and unobstructed view of the road ahead;
- (h) shall not be permitted to travel backwards further than may be necessary for turning or other reasonable purposes.

2. Notwithstanding anything contained in this Schedule it shall be the duty of a driver of a motor vehicle to take such action as may be necessary to avoid an accident, and the breach by a driver of any motor vehicle of any of the provisions of this paragraph shall not exonerate the driver of any other motor vehicle from the duty imposed on him by this paragraph.

3.—(1) The driver of a motor vehicle constructed to be steered on the right or off-side thereof shall before commencing to turn to, or change direction towards the right, extend his right arm and hand horizontally straight out, from the right, or off-side of the vehicle, with the palm turned to the front so as to be visible to drivers of all vehicles concerned.

(2) The driver of a motor vehicle may also if he thinks fit—

- (a) in order to signal an overtaking car not to attempt to pass, extend his right arm and hand horizontally straight out from the right or off-side of the motor vehicle with the palm turned downwards and move the arm up and down;
- (b) in order to signal to an overtaking car to pass, extend his right arm and hand below the line of the shoulder from the right or off-side of the motor vehicle with the palm turned to the front and move the arm backwards and forwards.

(3) When approaching a constable on duty at a road junction, the driver of a motor vehicle shall extend his arm in the direction in which he wishes to proceed so as to be visible to the constable.

(4) Any signal prescribed or permitted by this paragraph may be given by any mechanical or illuminated device of a type approved by the Island Traffic Authority under the Road Traffic Act.

4. For the purposes of this Schedule—

- (a) a motor vehicle obstructs other traffic if it causes risk of accidents thereto;
- (b) “traffic” includes bicycles, tricycles, motor vehicles, vehicles of every description, processions, bodies of troops and all animals being ridden, driven or led;
- (c) “overtaking” includes passing or intending to pass any other vehicles proceeding in the same direction.

THE AIRPORTS AUTHORITY ACT

REGULATIONS
(*undèr section 22*)THE AIRPORTS AUTHORITY (REMOVAL AND IMPOUNDMENT OF VEHICLES)
REGULATIONS, 1984

*(Made by the Airports Authority with the approval of the Minister
on the 29th day of November, 1984)*

L.N. 270B/84

1. These Regulations may be cited as the Airports Authority (Removal and Impoundment of Vehicles) Regulations, 1984.

2. In these Regulations—

“airport” means a prescribed airport, listed in the First Schedule to the Act;

“Authority” means the Airports Authority of Jamaica established in accordance with section 3 of the Act;

“authorized officer” means, in relation to any of the powers of an authorized officer under these Regulations an employee of the Authority authorized in writing by the Authority to exercise this power or a constable exercising this power;

“constable” means a member of the Jamaica Constabulary Force, the Island Special Constabulary Force or the Rural Police;

“impoundment area” means an area designated for the temporary custody of vehicles removed by the Authority;

“owner” includes a person in charge of the vehicle;

“safekeeping area” means an area designated by the Authority to which a vehicle is subsequently removed, if unclaimed during the initial period prescribed for the vehicle to be kept in custody in the impoundment area;

“vehicle” includes trailers, trolleys, portable generators, cement mixers, bicycles, carts and other similar non-self-propelled equipment.

3.—(1) No person shall in an airport—

- (a) park a vehicle in any place other than a parking lot or a place designated for the purpose by the Authority;
- (b) park a vehicle in the airport or in such a manner in a parking lot or other place designated for the purpose by the Authority as to obstruct or be a danger to persons using the airport;
- (c) abandon a vehicle or leave a vehicle in a position, condition or in circumstances so that it appears to be abandoned.

(2) A vehicle shall be deemed to be abandoned if left unattended for a period of forty-eight hours or more unless parked in a parking lot used for long term parking.

4.—(1) A vehicle which has been parked, left or abandoned, as the case may be, in contravention of regulation 3, may be removed to an impoundment area by an authorized officer.

(2) A vehicle removed to an impoundment area shall not be kept in this area for more than seven days, unless the period is extended by the Authority or unless the vehicle is sooner claimed by the owner.

(3) Where a vehicle is unclaimed at the end of the time prescribed in paragraph (2), the vehicle shall be removed to a designated safekeeping area.

5. The Authority shall exercise reasonable care to ensure that a vehicle and its contents (if any) are protected from damage or loss—

- (a) while being removed to the impoundment or safekeeping area; and
- (b) while the vehicle remains in the custody of the Authority.

6. Where a vehicle is removed to an impoundment area, the authorized officer responsible for the removal shall make a report in a log provided for the purpose, which shall state—

- (a) the time of removal;
- (b) the location from which the vehicle is being removed;
- (c) where applicable, the licence number, type, model and registered owner of the vehicle.

7. The authorized officer shall cause an immediate report containing the information listed in regulation 6, to be forwarded to—

- (a) the airport police station;
- (b) the security centre of the Authority.

8. The Authority shall keep a record of removals effected in accordance with regulation 4.

9. The airport police shall furnish the relevant information regarding the removal of a vehicle and the procedure for its recovery to the owner of an impounded vehicle, on request.

10.—(1) The owner of a vehicle shall pay a removal fee of \$50 for the recovery of a vehicle and in addition shall thereafter pay a fee of \$10 for each day that the vehicle remains unclaimed or until such time as it is disposed of by the Authority pursuant to section 22 of the Act.

(2) The fees payable for the recovery of a vehicle shall be paid to an authorized officer at the security centre of the Authority.

11. The authorized officer at the security centre shall issue a receipt to a person making payment certifying that all fees have been paid, which receipt shall be his authority to enter the impoundment area on the date of issue or other date indicated by the Authority for the purpose of recovering his vehicle.

12. A person claiming a vehicle shall present—

- (a) acceptable proof of ownership or possession; and
- (b) the receipt certifying that all parking, storage and removal charges have been paid.

13. The hours of opening of the impoundment and safekeeping areas of an airport shall be as prescribed by the Authority.

14. The charges for the removal and storage of a vehicle shall be posted in a conspicuous place at—

- (a) the impoundment area; and
- (b) the security centre of the Authority.

15. A person who commits an offence under these Regulations is liable to prosecution in accordance with the provisions of section 22 (2) of the Act.

THE AIRPORTS AUTHORITY ACT

REGULATIONS
(under section 22)THE AIRPORTS AUTHORITY (PRESCRIBED AIRPORTS) (TAXI CONCESSION)
REGULATIONS, 2002

*(Made by the Airports Authority with the approval of the Minister
on the 30th day of July, 2002)*

L.N. 106/2002

[30th July, 2002.]

1. These Regulations may be cited as the Airports Authority (Prescribed Airports) (Taxi Concession) Regulations, 2002.

2. In these Regulations—

“airport” means the airports and aerodromes specified in the First Schedule to the Act;

“approved concessionaire” means any person or entity contracted by the Authority for the provision of services pursuant to these Regulations;

“Authority” means the Airports Authority of Jamaica and includes any other person or entity approved by the Minister to carry out prescribed activities relating to the administration, control and management of prescribed airports, pursuant to section 24 of the Act;

“contract carriage” and “hackney carriage” have the meanings respectively assigned to them by the Road Traffic Act.

3. Subject to Regulation 6, no person or entity, other than an approved concessionaire or other person or entity authorized in that behalf by the Authority, shall—

- (a) transport any passenger by road, for hire or reward, from an airport to any destination whatsoever;
- (b) stand or ply for hire at an airport; or

- (c) operate a service of contract carriage or hackney carriage from an airport.
4. No person who transports any other person to an airport for hire or reward—
- (a) shall delay or linger in that airport with a view to transporting any other person from the airport, for hire or reward;
- (b) shall offer at that airport, any taxi service or any transportation service, from the airport, for hire or reward.
5. Any person who contravenes any of the provisions of regulation 3 or 4 shall be guilty of an offence and shall be liable, on summary conviction before a Resident Magistrate, to a fine not exceeding five hundred dollars or, in default thereof, to imprisonment for a term not exceeding six months.
6. Regulations 3 and 4 shall not apply—
- (a) to the transportation by a company of any passenger in accordance with a public bus franchise or licence granted to that company by the Government;
- (b) to the transportation of any passenger on a public bus operated by the Jamaica Urban Transit Company Limited;
- (c) to the transportation, for hire or reward, of members of the Jamaica Constabulary Force, of Special Constables, or of officers and soldiers of the Jamaica Defence Force, in the course of their duties;
- (d) to any person operating a vehicle under contract to another person, for hire or reward, for the transportation of persons on a trip to and from an airport for the purpose of seeing off persons departing, or of welcoming or transporting persons arriving by aircraft, at the airport;
- (e) to any person operating a vehicle, for hire or reward, for the transportation of employees of the Post and Telegraphs Department or of any other Department of Government from the airport, where such employees are at the airport in the course of their duties;
- (f) to tour operators operating from the airport under specified arrangements with the Authority and who pay the charges imposed for the time being by the Authority in that behalf; or
- (g) to any person operating a vehicle for hire or reward for the transportation of members of airport staff or air crew in the course of their duties.

THE AIRPORTS AUTHORITY ACT

REGULATIONS
(under section 22)THE AIRPORTS AUTHORITY (LANDING AND PASSENGER SERVICE FEES)
REGULATIONS, 2002*(Made by the Airports Authority with the approval of the Minister
on the 27th day of December, 2002)*

L.N.149/2002

[27th December, 2002.]

PART I—Preliminary

1. These Regulations may be cited as the Airports Authority (Landing and Passenger Service Fees) Regulations, 2002.

Citation.

2. In these Regulations—

Interpretation.

“aeroplane” means a heavier-than-air aircraft, equipped with means of propulsion and with a wing that does not rotate in order to generate lift;

“aerial flight” means an aircraft operation in which an aircraft is used for specialized services such as agriculture, construction, photography, surveying, observation and patrol, search and rescue or aerial advertisement;

“airport” or “aerodrome” means any area of land or water designed, equipped, set apart or commonly used for the provision of facilities for landing and departure of aircraft;

“aircraft” means any man-made device for aerial navigation within the atmosphere and includes aeroplanes, helicopters and balloons;

“airstrip” means any place, other than a prescribed airport, used for the landing or take-off of aircraft;

“approved aerodromes” means the aerodromes specified in paragraphs 3, 4, 5 and 6 of the First Schedule to the Act;

“Authority” means the Airports Authority of Jamaica and includes any other person or entity approved by the Minister to carry out prescribed activities relating to the administration, control and management of prescribed airports, pursuant to section 24 of the Act;

“commercial flight” means a scheduled or non-scheduled flight

(available to the public) for the carriage of passengers, cargo or mail for remuneration or hire, and includes a pilot training flight and an aerial flight;

“domestic flight” means a flight, other than an international flight, which moves—

- (a) between prescribed airports; or
- (b) between an airstrip and a prescribed airport;

“international airports” means airports or aerodromes designed, structured and used to accommodate international flights;

“international flight” means a flight—

- (a) which lands in Jamaica, coming from a place outside of Jamaica;
- (b) which takes off from Jamaica and goes to a place outside of Jamaica; or
- (c) which, being part of an air service to or from a place outside of Jamaica, takes off from an airport or aerodrome in Jamaica and lands at another airport or aerodrome in Jamaica;

“international port of entry” means any aerodrome or airport so declared by the Minister by order;

“landing fees” means, in relation to aircraft, the fees specified in Tables 1 and 3 of the First Schedule;

“major international airports” means the Sangster International Airport and the Norman Manley International Airport;

“maximum take-off weight” (MTOW) means the maximum permissible weight, specified in the certificate of air-worthiness or other prescribed document in respect of an aircraft, at which the aircraft may take off in the most favourable circumstances;

“non-commercial aircraft” means an aircraft that is not available to the public for the carriage of passengers, cargo or mail, for remuneration or hire;

“non-commercial flight” means a scheduled or non-scheduled flight (not available to the public) for the carriage of passengers, cargo or mail for remuneration or hire, but does not include a pilot training flight or an aerial flight;

“operator” means, in relation to an aircraft, the person who at the relevant time has the management of the aircraft;

“parking fees” means, in relation to an aircraft, the fees specified in Tables 2 and 3 of the First Schedule;

“passenger loading bridge” means a mechanically operated, adjustable ramp used to provide direct access between an aircraft and terminal buildings or ground transport vehicles;

“passenger loading bridge fees” means the fees specified in the Second Schedule;

Second
Schedule.

“passenger service fees” means the fees specified in the Third Schedule;

Third
Schedule.

“pilot training flight” means any flight made solely for the purpose of training persons to become pilots, or testing the competence of existing pilots;

“prescribed airport” means an airport or aerodrome listed in the First Schedule to the Act;

“security fees” means the fees specified in the Third Schedule;

“US\$” means the lawful currency of the United States of America;

“weight of aeroplane” or “weight of aircraft” means the maximum permissible take-off weight (MTOW) specified in the certificate of air-worthiness or other prescribed document in respect of any aeroplane or aircraft, as the case may be.

PART II—Fees

3. Subject to regulation 11, all fees payable under these Regulations shall be paid in the lawful currency of the United States of America.

Fees payable
in U.S.
currency.

4.—(1) The fees specified in the First Schedule shall, subject to regulation 5 (2), be the landing and parking fees for aircraft landing and parking at a prescribed airport.

Landing and
parking fees at
prescribed
airports.
First
Schedule.

(2) The Authority may, generally or in any particular case, waive landing or parking fees, or both such landing and parking fees, or any part thereof.

5.—(1) The Authority may issue to the owner or operator of a locally registered, non-commercial aircraft, a landing card valid for the period specified on that landing card, upon the payment by such owner or operator, of the fees specified in relation thereto in the First Schedule.

Landing cards
for locally
registered non-
commercial
aircraft.

(2) Any aircraft in respect of which a landing card issued pursuant to paragraph (1) is in force, shall be exempted from payment of landing fees and parking fees at an approved aerodrome, during the period of validity of the landing card.

(3) The owner or operator of any locally registered, non-commercial aircraft, in respect of which there is in force no valid landing card issued pursuant to this regulation, shall pay the landing and parking fees relevant to

First
Schedule.

that aircraft, calculated in accordance with the fees specified in the First Schedule:

Provided that the Authority may, generally or in any particular case, waive such landing or parking fees or both such landing or parking fees, or any part thereof.

Visiting non-
commercial
aircraft.

6. The owner or operator of any visiting aircraft—

- (a) not being a locally registered aircraft; and
- (b) not being used for hire or reward or for aerial flights in respect of commercial, industrial or other lucrative purposes,

shall pay the landing and parking fees for international arrivals, calculated in accordance with the fees specified in Table 3 of the First Schedule, in respect of the first landing of the aircraft in Jamaica at a prescribed airport, and thereafter (the aircraft having not departed from Jamaica), the requirement to pay any landing fees in respect of a second landing at an approved aerodrome shall be waived. The landing fees for domestic arrivals shall be applicable to the second landing (if at a major international airport) and to any further landings until the aircraft departs from Jamaica.

Passenger
service and
security fees.
Third
Schedule.

7.—(1) Subject to the provisions of this Part, the passenger service fees and security fees specified in the Third Schedule shall, in respect of airline tickets sold, written or issued by the operator of an aircraft—

- (a) for an international flight to depart from a major international airport or from an international port of entry; or
- (b) for a domestic flight to depart from a prescribed airport,

be collected, on behalf of the Authority, by that operator who shall remit, within the agreed period, the amount so collected in full to the Authority, in accordance with arrangements approved by the Minister from time to time.

(2) The Authority may, generally or in any particular case, waive the passenger service fee or the security fee or both such passenger service fee and security fee, or any portion thereof.

Exemptions
from passenger
service fee.

8. Nothing in regulation 7 or in the Third Schedule shall require the payment of passenger service fees or security fees in respect of—

- (a) airline crew (cockpit or cabin) on duty; or
- (b) children under the age of two years.

Passenger
loading bridge
fee.

9.—(1) The Authority shall impose a passenger loading bridge fee in respect of every aircraft using or connecting to a passenger loading bridge at an airport.

Second
Schedule.

(2) The fee shall be the amount specified in the Second Schedule for each connection.

10. Nothing in these Regulations shall prevent the Authority from offering discounts on any or all of the fees charged by the Authority under these Regulations.

PART III—Miscellaneous

11.—(1) If, in relation to an aircraft, the owner or operator—

Weighted
average rate
of exchange.

- (a) has a registered office in Jamaica; or
- (b) is ordinarily a resident in Jamaica and the aircraft is normally based in Jamaica, any fees payable under these Regulations in United States dollars may instead be paid in Jamaican dollars at the weighted average selling rate of exchange.

(2) Without prejudice to any rule of law relating to the payment (under an order of a court) of a debt expressed in foreign currency, the equivalent in Jamaican dollars of any charge under these Regulations and interest, if any, thereon may be recovered in any court of competent jurisdiction.

(3) For the purposes of these Regulations, “the weighted average selling rate of exchange” means the spot market weighted average selling rate of exchange published by the Bank of Jamaica—

- (a) on the last business day of the month for which payment has been computed, in respect of fees payable pursuant to regulations 4 and 9; and
- (b) on the last business day of the week for which payment has been computed, in respect of fees payable pursuant to regulation 7.

12. Nothing in these Regulations shall prevent the Authority from accepting payment of fees in any currency other than Jamaican dollars or United States dollars.

Payment
otherwise than
in Jamaican or
U.S. dollars.

13.—(1) Fees payable pursuant to regulations 4 and 9 shall be computed monthly and shall fall due and payable no later than the fifteenth day after the date of invoice.

Calculation of
payment and
due date.

(2) Fees payable pursuant to regulation 7 shall be computed weekly and shall fall due and payable no later than the fifteenth day after the date of the relevant invoice.

(3) If any fees, or any part thereof due and payable are outstanding, same shall incur interest at the most recently published six-month treasury bill average yield rate for Jamaica, compounded monthly, until the date of payment.

(4) Nothing in these Regulations shall restrict the right of the Authority to vary the terms of payment specified herein.

FIRST SCHEDULE

(Regulation 4)

Landing and Parking Fees at Prescribed Airports

The following rates shall be applied with effect from the date of these Regulations:—

TABLE 1

Landing Fees at the Prescribed Airports

WEIGHT OF AEROPLANE (KG)	RATES OF CHARGE (US\$)				
	Major International Airports		International Ports of Entry		Approved Aerodromes
	<i>International Arrivals</i>	<i>Domestic Arrivals</i>	<i>International Arrivals</i>	<i>Domestic Arrivals</i>	<i>All Arrivals</i>
1. 2,500 and under	21.95 (Flat Rate)	6.71 (Flat Rate)	14.10 (Flat Rate)	6.60 (Flat Rate)	3.00 (Flat Rate)
2. Over 2,500 and under 5,700	21.95 (Flat Rate)	15.24 (Flat Rate)	18.30 (Flat Rate)	15.00 (Flat Rate)	5.70 (Flat Rate)
3. Over 5,700 and under 16,000	3.7919 per 1,000kg	2.68 per 1,000kg	3.22 per 1,000kg	2.64 per 1,000kg	1.00 per 1,000kg
4. 16,000 and over	3.7919 per 1,000kg	3.7919 per 1,000kg	3.7919 per 1,000kg	3.7919 per 1,000kg	1.32 per 1,000kg

TABLE 2

Parking Fees at the Prescribed Airports

WEIGHT OF AEROPLANE (KG)	RATES OF CHARGE (US\$)				
	<i>(per 24 hour day or part thereof in excess of five hours service time)</i>				
	Major International Airports		International Ports of Entry		Approved Aerodromes
	<i>International Arrivals</i>	<i>Domestic Arrivals</i>	<i>International Arrivals</i>	<i>Domestic Arrivals</i>	<i>All Arrivals</i>
1. 2,500 and under	10.16	10.16	10.00	10.00	2.50
2. Over 2,500 and under 5,700	10.16	10.16	10.00	10.00	5.00
3. Over 5,700 and under 16,000	20.84	10.16	20.51	10.00	7.50
4. 16,000 and over	20.84	20.84	20.51	20.51	7.50

Other Fees

- (a) "Landing Card Fees" are applicable to the owner or operator of a locally registered non-commercial aircraft with a MTOW of under 16,000 kgs and operating non-commercial flights at annual fees of US\$33, US\$57 and US\$109 for the first, second and third weight categories, respectively. The card is only valid at an approved aerodrome.
- (b) "Aerial Flight Fees" are applicable to the owner or operator of a locally registered aircraft, used solely for the purpose of aerial flights, at a fee of fifty percent of the landing charges that would apply for domestic arrivals, for the respective weight categories.

- (c) "Pilot Training Fees" are applicable to the owner or operator of a locally registered aircraft, used solely for the purpose of pilot flight training, at a fee of ten percent of the landing charges that would apply for domestic arrivals, for the respective weight categories.
2. In respect of aeroplanes to which regulation 5(3) applies (no valid landing card), a fee calculated in accordance with the fees specified in Table 1 and Table 2 of this Schedule shall apply.
3. In respect of aircraft other than aeroplanes, a fee of one-half of the approved fee for an aeroplane of similar weight, calculated in accordance with the scale specified in the Tables of this Schedule, shall apply.

TABLE 3

Visiting Non-Commercial Arrivals at Major International Airports

WEIGHT OF AEROPLANE (KG)	RATES OF CHARGE (US\$)	
	Landing	Parking <i>(per 24 hour day or part thereof in excess of five hours service time)</i>
1. 2,500 and under	14.33 (Flat Rate)	10.16
2. Over 2,500 and under 5,700	18.59 (Flat Rate)	10.16
3. Over 5,700 and under 16,000	3.27 per 1,000 kg	10.16
4. 16,000 and over	3.7919 per 1,000 kg	20.84

SECOND SCHEDULE

(Regulation 9)

Passenger Loading Bridge Fee

A fee of US\$85.00 per connection up to a maximum of two hours and, thereafter, US\$50.00 per hour or part thereof, shall be payable.

THIRD SCHEDULE

(Regulation 7)

Passenger Service and Security Fees

1. The following rates shall be applied in the manner stated, with effect from the date of these Regulations:—

- (a) for every passenger embarking on an international commercial flight at a major international airport and for every passenger embarking from a major international airport to connect at another major international airport using airside facilities only—a passenger service fee of US\$6.58 and a security fee of US\$1.23 shall be applicable to the passenger and be for the account of the first airport. These fees shall also be applicable (at and for the account of the international port of embarkation) to every passenger arriving on a domestic flight who then embarks on an international flight provided that such passenger has not paid the said fees within any of the aforementioned categories of this paragraph;
- (b) for every passenger embarking on a visiting non-commercial flight at a major international airport—a passenger service fee of US\$4.28 and a security fee of US\$1.22;

*THE AIRPORTS AUTHORITY (LANDING AND PASSENGER SERVICE FEES)
REGULATIONS, 2002*

- (c) for every passenger embarking on an international commercial or non-commercial flight at an international port of entry—a passenger service fee of US\$4.21 and a security fee of US\$1.20;
- (d) for every passenger embarking on a domestic flight—
 - (i) at a major international airport, a passenger service fee of US\$4.28 and a security fee of US\$1.22;
 - (ii) at an international port of entry, a passenger service fee of US\$4.21 and a security fee of US\$1.20;
 - (iii) at an approved aerodrome, a passenger service fee of US\$1.28 and a security fee of US\$0.24.

The fees set out in sub-paragraphs (i) and (ii) are also applicable to every passenger arriving on an international flight who then embarks on a domestic flight.

2. All fees payable under this Schedule in US dollars pursuant to regulation 3, may instead be paid in the equivalent Jamaican dollars converted at the spot market weighted average selling rate of exchange published by the Bank of Jamaica in respect of the last business day immediately preceding the date on which the airline ticket is sold, written or issued, whichever is earliest.

THE AIRPORTS AUTHORITY ACT

REGULATIONS
(under section 22)THE AIRPORTS AUTHORITY (PUBLIC PARKING PLACES)(NORMAN MANLEY
INTERNATIONAL AIRPORT) REGULATIONS, 2004*(Made by the Airports Authority and approved by the Minister
on the 5th day of April, 2004)*L.N. 48/2004
147/2005

[12th April, 2004.]

1. These Regulations may be cited as the Airports Authority (Public Parking Places) (Norman Manley International Airport) Regulations, 2004.

2. In these Regulations—

“airport” means the Norman Manley International Airport, Kingston.

“attendant” means any person appointed by the Authority, pursuant to regulation 3, to be an attendant at a parking place;

“authority” means the Airports Authority of Jamaica and includes any other person or entity who has entered into arrangements with the Airports Authority with the approval of the Minister to operate the airport or parts thereof as an approved airport operator pursuant to section 4 of the Airports (Economic Regulation) Act;

“concessionaire” means any person or entity contracted by the Authority for the operation of public car park facilities at the airport;

“fee-paying parking place” means any parking place designated by the Authority, under regulation 5 (1), as a parking place in respect of which fees are payable;

“parking place” means any portion of the airport appointed by the Authority under regulation 3 where members of the public may park motor vehicles;

“parking spot” means a spot within a parking place reserved for the parking of only one motor vehicle.

3.—(1) The Authority—

- (a) shall designate such portion or portions of the airport as it deems fit as a parking place; and
- (b) may appoint such number of concessionaires and attendants to operate and supervise those parking places, as it deems necessary.

(2) The Authority may establish, as it deems fit, mechanical parking facilities to supplement or replace the number of attendants required for the purposes of this regulation.

(3) Every attendant appointed pursuant to paragraph (1), shall be furnished by the Authority or the concessionaire with such letter of appointment and form of identification as the Authority deems fit.

4. Any person who parks a motor vehicle within the boundaries of the airport shall do so only within a parking place.

5.—(1) The Authority may appoint any parking place as one in respect of which fees are payable.

(2) Subject to the provisions of regulation 6, every person wishing to park a motor vehicle in a parking place so appointed (hereinafter referred to as a “fee-paying place”) shall—

- (a) request a licence (hereinafter referred to as “a car-park ticket”);
- (b) upon receipt of a car-park ticket park the vehicle on a parking spot in a fee-paying parking place; and
- (c) present that car-park ticket and pay the prescribed fee prior to exiting the parking facility.

(3) Any person on leaving a fee-paying parking facility shall present to the attendant the car-park ticket issued under paragraph (2) and the prescribed fee.

(4) Any person who fails to present the car-park ticket upon request and upon exiting a fee-paying parking place shall pay a fee of \$150.00 in accordance with the procedures established by the Authority.

(5) Subject to the provisions of these Regulations, the fee for a car-park ticket shall be payable in accordance with provisions of the Schedule.

Schedule.

6. A car-park ticket shall be in the form approved for the purpose by the Authority.

7.—(1) Notwithstanding anything contained in these Regulations, the Authority may grant exemptions or reduce the payment of fees to particular persons or classes of persons, from time to time in relation to the parking of motor vehicles in a fee-paying parking place, and may issue to such persons or classes of persons, passes in the form approved by the Authority for that purpose.

(2) Where a pass is issued under paragraph (1), the provisions of these Regulations shall have effect to any exemption or reduction of fees, as the case may require, properly authorized by that pass.

8. A notice placed at or near any part of the airport indicating that a part of the airport has been appointed as a parking place or as a fee-paying parking place, as the case may be, for the purposes of these Regulations shall, if purporting to have been so placed by the powers of the Authority, be conclusive evidence for all purposes of appointment as such by the Authority.

9. No person shall—

- (a) drive a motor vehicle into or out of a parking place other than through the entrance or exit for the time being provided for that purpose;
- (b) while in charge of a motor vehicle, fail to obey signs or directions given by a constable or attendant relating to the operation of a parking place;
- (c) park a motor vehicle within a fee-paying parking place otherwise than on a parking spot;
- (d) subject to regulation 7, park a motor vehicle in a fee-paying parking place, unless he has obtained the car-park ticket to do so;
- (e) abandon a motor vehicle in any parking place;
- (f) wash or cause or permit to be washed, any motor vehicle in a parking place; or
- (g) service or repair, or cause or permit to be serviced or repaired any motor vehicle in any parking place, otherwise than for the purpose of enabling that vehicle to get underway.

10. Any person who contravenes any of the provisions of these Regulations, shall be guilty of an offence and shall be liable on summary conviction thereof, in a Resident Magistrate's Court, to a fine not exceeding five hundred dollars or to imprisonment for a term not exceeding three months.

SCHEDULE

(Regulation 5)

Fees for car-park tickets

1. Time-based charges amount (inclusive of applicable tax) —

- (a) \$100.00 for the first hour or portion thereof;
- (b) an additional \$100.00 for the second hour or portion thereof;
- (c) parking in excess of two hours and up to twenty-four hours a charge of \$300.00 and an additional \$300.00 for every twenty-four hour period thereafter or part thereof.

2. Staff parking (except for the Authority's staff): A fee of \$50.00 per day or part thereof up to a maximum of twenty-four hours after time of issue.

THE AIRPORTS AUTHORITY ACT

REGULATIONS
(under section 22)THE AIRPORTS AUTHORITY (PUBLIC PARKING PLACES)(SANGSTER
INTERNATIONAL AIRPORT) REGULATIONS, 2004

(Made by the Airports Authority and approved by the Minister
on the 5th day of April, 2004)

L.N. 49/2004

[12th April, 2004.]

1. These Regulations may be cited as the Airports Authority (Public Parking Places) (Sangster International Airport) Regulations, 2004.

2. In these Regulations—

“airport” means the Sangster International Airport, Montego Bay, St. James;

“attendant” means any person appointed by the Authority, pursuant to regulation 3, to be an attendant at a parking place;

“authority” means the Airports Authority of Jamaica and includes any other person or entity who has entered into arrangements with the Airports Authority with the approval of the Minister to operate the airport or parts thereof as an approved airport operator pursuant to section 4 of the Airports (Economic Regulation) Act;

“concessionaire” means any person or entity contracted by the Authority for the operation of public car park facilities at the airport;

“fee-paying parking place” means any parking place designated by the Authority, under regulation 5 (1), as a parking place in respect of which fees are payable;

“parking place” means any portion of the airport appointed by the Authority under regulation 3 where members of the public may park motor vehicles;

“parking spot” means a spot within a parking place reserved for the parking of only one motor vehicle.

3.—(1) The Authority—

*THE AIRPORTS AUTHORITY (PUBLIC PARKING PLACES) (SANGSTER
INTERNATIONAL AIRPORT) REGULATIONS, 2004*

- (a) shall designate such portion or portions of the airport as it deems fit as a parking place; and
- (b) may appoint such number of concessionaires and attendants to operate and supervise those parking places, as it deems necessary.

(2) The Authority may establish, as it deems fit, mechanical parking facilities to supplement or replace the number of attendants required for the purposes of this regulation.

(3) Every attendant appointed pursuant to paragraph (1), shall be furnished by the Authority or the concessionaire with such letter of appointment and form of identification as the Authority deems fit.

4. Any person who parks a motor vehicle within the boundaries of the airport shall do so only within a parking place.

5.—(1) The Authority may appoint any parking place as one in respect of which fees are payable.

(2) Subject to the provisions of regulation 6, every person wishing to park a motor vehicle in a parking place so appointed (hereinafter referred to as a “fee-paying parking place”) shall—

- (a) request a licence (hereinafter referred to as “a car-park ticket”);
- (b) upon receipt of a car-park ticket park the vehicle on a parking spot in a fee-paying parking place; and
- (c) present that car-park ticket and pay the prescribed fee prior to exiting the parking facility.

(3) Any person on leaving a fee-paying parking facility shall present to the attendant the car-park ticket issued under paragraph (2) and the prescribed fee.

(4) Any person who fails to present the car-park ticket upon request and upon exiting a fee-paying parking place shall pay a fee of \$150.00 in accordance with the procedures established by the Authority.

(5) Subject to the provisions of these Regulations, the fee for a car-park ticket shall be payable in accordance with the provisions of the Schedule.

Schedule.

6. A car-park ticket shall be in the form approved for the purpose by the Authority.

7.—(1) Notwithstanding anything contained in these Regulations, the Authority may grant exemptions or reduce the payment of fees to particular persons or classes of persons, from time to time in relation to the parking of motor vehicles in a fee-paying parking place, and may issue to such persons or classes of persons, passes in the form approved by the Authority for that purpose.

(2) Where a pass is issued under paragraph (1), the provisions of these Regulations shall have effect to any exemption or reduction of fees, as the case may require, properly authorized by that pass.

8. A notice placed at or near any part of the airport indicating that a part of the airport has been appointed as a parking place or as a fee-paying parking place, as the case may be, for the purposes of these Regulations shall, if purporting to have been so placed by the powers of the Authority, be conclusive evidence for all purposes of appointment as such by the Authority.

9. No person shall—

- (a) drive a motor vehicle into or out of a parking place other than through the entrance or exit for the time being provided for that purpose;
- (b) while in charge of a motor vehicle, fail to obey signs or directions given by a constable or attendant relating to the operation of a parking place;
- (c) park a motor vehicle within a fee-paying parking place otherwise than on a parking spot;
- (d) subject to regulation 7, park a motor vehicle in a fee-paying parking place, unless he has obtained the car-park ticket to do so;
- (e) abandon a motor vehicle in any parking place;
- (f) wash or cause or permit to be washed, any motor vehicle in a parking place; or
- (g) service or repair, or cause or permit to be serviced or repaired any motor vehicle in any parking place, otherwise than for the purpose of enabling that vehicle to get underway.

10. Any person who contravenes any of the provisions of these Regulations, shall be guilty of an offence and shall be liable on summary conviction thereof, in a Resident Magistrate's Court, to a fine not exceeding five hundred dollars or to imprisonment for a term not exceeding three months.

SCHEDULE

(Regulation 5)

Fees for car-park tickets

1. Time-based charges amount (inclusive of applicable tax) —

- (a) \$50.00 for the first hour or portion thereof;
- (b) an additional \$50.00 for the second hour or portion thereof;
- (c) parking in excess of two hours and up to twenty-four hours a charge of \$150.00 and an additional \$150.00 for every twenty-four hour period thereafter or part thereof.

2. Staff parking (except for the Authority's staff): A fee of \$50.00 per day or part thereof up to a maximum of twenty-four hours after time of issue.