

BELIZE:

STATUTORY INSTRUMENT

No 84 of 2012

REGULATIONS made by the Minister responsible for Civil Aviation, after consultation with the Belize Airports Authority, in exercise of the powers vested in him by section 36(1) (j) of the Belize Airports Authority Act, Chapter 238 of the Laws of Belize, Revised Edition 2003, and all other powers thereunto him enabling.

(Gazetted 29th September, 2012).

1. These Regulations may be cited as the

**BELIZE AIRPORTS AUTHORITY (DOMESTIC
FLIGHTS) (PASSENGER USER FEES)
REGULATIONS, 2012.**

Short title.

2. In these Regulations, unless the context otherwise requires —

Interpretation.

“**Authority**” means the Belize Airports Authority;

“**domestic flight**” means a flight that departs from an airport in Belize for a destination within Belize, and includes a non-commercial flight;

“**non-commercial flight**” means a flight that is not for commercial purposes;

“**passenger**” means a person who travels on an aircraft other than the pilot or crew of the aircraft;

Schedule. **“prescribed airport”** means an airport listed in the Schedule to these Regulations, but does not include a private airport.

Passenger user fee. 3. Every passenger who leaves a prescribed airport on a domestic flight shall pay to the Authority a passenger user fee of five dollars (BZ\$5.00) per ticket in the manner set out in Regulation 4.

Collection of passenger user fee.
CAP. 239. 4. (1) Each airline licensed under the Civil Aviation Act to operate domestic flights, and each pilot of a non-commercial flight, leaving a prescribed airport on a domestic flight shall collect from each passenger prior to the departure of the aircraft the passenger user fee referred to in Regulation 3 and shall pay over the same to the Authority.

(2) The fee collected pursuant to subregulation (1) above shall be paid to the Authority on a monthly basis not later than the 10th day of the month following the month to which the payment relates and shall be accompanied by a statement and copies of passenger manifests showing how the payment was calculated.

Penalty for non-collection and payment. 5. (1) Every airline or other person who fails or neglects to collect or to pay over the fee to the Authority as required by Regulation 4 —

(a) shall be liable to pay to the Authority the fee not so collected or paid, which may be recovered as a civil debt; and

(b) shall be guilty of an offence and shall be liable on summary conviction as follows:

(i) In the case of a natural person, to a fine which shall not be less than five thousand dollars and in default of payment of fine, to imprisonment for a term not exceeding two years;

- (ii) In the case of a company or other corporate entity, to a fine which shall not be less than ten thousand dollars but which may extend to twenty thousand dollars.

(2) For the purpose of ensuring compliance with these Regulations, the Authority shall have the power to investigate and audit the accounts of the airlines and other persons referred to in subregulation (1) above, and every airline or other person who fails to supply the necessary information to the Authority or in any manner obstructs the Authority from carrying out the investigation and audit as aforesaid shall, without prejudice to other remedies available to the Authority, be guilty of an offence and shall be liable on summary conviction to a fine not exceeding one thousand dollars or in default of payment of fine, to imprisonment for a term not exceeding six months.

(3) All fines and penalties recovered under these Regulations shall be credited to the account of the Authority.

6. These Regulations shall come into force on the **1st day of October, 2012.**

Commencement.

7. (1) On the commencement of these Regulations, the Belize Airports Authority (Amendment) Regulations 2010, and the Belize Airports Authority (Amendment) Regulations 2011 shall stand repealed.

Repeal of S.I. 44 of 2010 and S.I. 15 of 2011.

(2) Notwithstanding the above repeal, any right, remedy, obligation, liability, penalty or punishment acquired, accrued or incurred under the said Regulations may be continued, enforced or imposed as if the said Regulations had not been repealed.

MADE by the Minister responsible for Civil Aviation, after consultation with the Belize Airports Authority, this 28th day of September, 2012.



(RENE J. MONTERO)

*Minister of Works and Transport,
Minister responsible for Civil Aviation*

SCHEDULE

[Regulation 2]

List of Prescribed Airports

1. The Philip S. W. Goldson International Airport
2. Belize City Municipal Airport
3. The San Pedro Airport
4. Basil Jones Airstrip – 4 miles North of San Pedro
5. Caye Caulker Airstrip
6. Corozal – Ranchito Airstrip
7. Sarteneja Airstrip
8. Tower Hill Airstrip, Orange Walk District
9. Hector Silva Airstrip - Belmopan
10. Matthew Spain Airstrip – Central Farm
11. Privacion Airstrip – Mountain Pine Ridge
12. Dangriga – Pelican Airstrip
13. Melinda – Coastal Road Airstrip
14. Big Creek Airstrip
15. Placencia Airstrip
16. Punta Gorda Airstrip