

Newsletters n. 2/2018

May - June

1. Antitrust Authority on the handlers' limitations

Following the audition held in March , on June 15th the Antitrust Authority informed IBAR that , based on the findings during their investigation , the limitation procedures had always been triggered by safety/security concerns and that in their view no anti-competitive behaviour could be found in the proceedings.

2. API/PNR

On May 21st the Italian Official Gazette published the Law Decree n. 53 incorporating the EU Directive 2016/681 (PNR) in the National Legislation.

IBAR and the other Air Transport Associations who had been consulted in the drafting process were not fully satisfied with the final text, which – albeit with much lower penalties for the transmission of “ incomplete and erroneous ” data – still leaves ground to different interpretations and may result in a string of administrative court cases.

The Air Transport Associations are now set to follow the drafting of the relevant implementation Circulars in an effort to minimize the risk of excessively rigid interpretations by the Italian Immigration Authorities.

3. GDPR

On May 25th , the GDPR Regulation went into effect across the EU. The Italian Authorities are currently drafting the relevant circulars, which should clear the uncertainties with regard to the role and scope of the Data Protection Officer

4. National ATC Strike of July 5th , 2018

On June 26th, IATA, ASSAEREO and IBAR wrote to the Italian Authorities to point out that , due to the high occupancies expected for the beginning of the summer peak period , both the re-protection on other flights and the arrangement of hotel accommodation for the passengers involved would be extremely problematic.

On Jun 28th , the Transport Minister and the Unions agreed that the strike planned for July 5th was to be deferred to a later date.

5. CISA

On June 14th , IBAR participated in the Inter-ministerial Air Security Committee (CISA) summoned by ENAC.

At the time of writing this report, the meeting minutes are not yet available.

Key points discussed during the Meeting :

a) USA restrictions on powdered materials

The US Transportation Security Administration (TSA) has informed the Carriers operating to/from the USA of the introduction – as of June 30th, of a new restriction limiting to 350 millilitres the amount of powdered materials international travellers can bring into the cabin on flights bound to the US.

Powders exceeding 350 millilitres will be subject to secondary screening; if screening procedures at central or main checkpoints are unable to verify that the materials are safe, passengers will be instructed to discard or place them in checked baggage.

ENAC advised that new control procedures for the airports with direct services to/from the US would be devised as soon as feasible.

The ENAC Officials also lamented the fact that the USA TSA had not deemed it necessary to inform the Italian Regulators in advance.

b) Italian Ban on all cutting weapons.

During the Meeting ENAC announced the decision of the Italian Authorities to enforce a total ban for the carriage of all cutting weapons, both in the airports' airside and on board the aircraft , even on those with a **blade shorter than 6 cm** (permissible by EU Regulations).

The relevant Circular was subsequently released on June 26th and the Italian National Security Plan will be modified accordingly.

6. ART contributions

On June 20th , the ART Chairman delivered their yearly report to the

Parliament , in the presence of the President of the Republic.

In his speech the Chairman maintained – once again – that, despite a recent string of Court decisions to the opposite , in the Authority's view the Air Carriers are considered regulated subjects and must therefore contribute to the ART functioning.

A few days later, as was easily predictable , the Authority decided to impugn the adverse Administrative Court Decisions before a higher Court.

7. ART Models' revision

In June , ART executives informally advised IBAR and IATA that the much trumpeted revision of the regulatory models will kick off "at short notice".

IBAR and the other Industry Associations are already preparing for this crucial review , which will determine the level of airport charges in Italy for the years to come.

8. Yearly Consultations on the regulated charges

IBAR ,again in cooperation with other stakeholders, is also gearing up for the next round of consultations on the 2019 airport charges, to be held in the last quarter of the year.

Meanwhile, quite meaningfully, the Airport Managers' Association (ASSAEROPORTI) has appointed a new Secretary General : a lawyer with a specialization on regulated charges.

9. SLA MXP

The SLA negotiations with SEA are approaching a key point: the SLA scope has been agreed upon and the next meeting , scheduled for July 24th , will

address quality targets and measurement criteria.

At the current stage of the negotiations, it is reasonable to expect a kick off by the beginning of 2019.

10. IBAR – BAARI – AUC/AOC

Mr Ramzi Zawaideh , (RJ) the newly appointed Chairman of the BAARI , was congratulated during the IBAR Assembly of June 12th.

In his speech , Mr Zawaideh welcomed the IBAR initiatives to intensify the networking among the various Air Transport Associations.

The IBAR Chairman endeavoured to work for the creation of stronger modes of cooperation with BAARI as well as with the local User Committees.

In this context , it was decided that the AUC/AOC Chairpersons would be included in the list of recipients of the IBAR Press Summary , of the newsletters and of most e-mail notifications.

11. ARRIVALS & DEPARTURES

A warm welcome to:

Mr. Warote Intasara

General Manager Italy Thai Airways