

INFORMATION CIRCULAR

Effective 1 January 2010 (Ref. CEI 2010/01)

SHANWICK COMMUNICATIONS CHARGES COLLECTED BY EUROCONTROL ON BEHALF OF THE IRISH AVIATION AUTHORITY

1. The EUROCONTROL Organisation is entrusted on behalf of the Irish Aviation Authority (IAA) with the calculation, billing, collection and accounting of Shanwick communications charges in respect of flights performed in the Shanwick Oceanic Region. The annexed document presents the Rules governing Shanwick communications charges collected by EUROCONTROL on behalf of the IAA.
2. The charge is levied for each flight performed in the airspace of the Shanwick Oceanic Region for the services of the Shanwick Aeronautical Radio Station made available.

The unit rate of charge applicable from 1 January 2010 is **EUR 43.00** per flight.

This unit rate per flight is published by the IAA.

3. In accordance with Irish VAT legislation, Shanwick communications charges are subject to VAT at a rate of **21%**, unless generated by a user meeting all of the following three criteria:
 - a) being an airline,
 - b) operating on a revenue basis,
 - c) and being predominantly engaged in international air transport.
4. **Payment must be made only in euro (EUR).** Details of the Bank Accounts to which users should make their payments are printed on the EUROCONTROL Bills and Statements of Accounts. Users should not pay into any other bank account other than those printed on EUROCONTROL documents. For contact details in this regard, please refer to the 'Accounts and Treasury' unit of the CRCO (see item 7. below).

A facility for payment by credit card is also available. For further details please contact the 'Accounts and Treasury' unit of EUROCONTROL CRCO (see item 7. below).

The CRCO draws the attention of users to certain fraudulent attempts whereby individuals communicate by e-mail bank account numbers that are not those of EUROCONTROL. Please note that all e-mails sent by EUROCONTROL have an address ending in "eurocontrol.int". E-mails purported to be sent by EUROCONTROL and having a different address should be ignored. Again, under no circumstances should payments for route charges be made to accounts not mentioned on the official bill and that cannot be confirmed by the competent CRCO service (see item 7. below).

5. The CRCO makes available to users a secured Internet site providing the following services: download of monthly billing documents including electronic files for the verification of bills, consultation of financial situation, notification of remittance advice, submission and follow up of claims, and notification and consultation of fleet information. This service - CRCO Extranet For Airspace users (CEFA) - is free of charge and is subject to the signature of a service level agreement between users and the CRCO. For contact details, please refer to the 'Billing and Customer Relations' unit of the CRCO (see item 7. below) or consult:

http://www.eurocontrol.int/crco/public/standard_page/cefa_presentation.html

6. Comprehensive and up-to-date information on charges billed and collected by EUROCONTROL is available on the website at:

<http://www.eurocontrol.int/crco>

7. The telephone and telefax numbers as well as e-mail addresses of the EUROCONTROL CRCO units concerned are as follows:

	Billing and Customer Relations ----- (1)	Collection of Charges ----- (2)	Accounting and Treasury ----- (3)
Telephone	+32.2.729.3898 +32.2.729.3832 +32.2.729.3871	+32.2.729.3885 +32.2.729.3880 +32.2.729.3851	+32.2.729.3856 +32.2.729.3837 +32.2.729.9164
Telefax	+32.2.729.9093	+32.2.729.9094	+32.2.729.9095
E-mail	r3.crco@eurocontrol.int	r4.crco@eurocontrol.int	r5.crco@eurocontrol.int
Address	EUROCONTROL Central Route Charges Office (CRCO) Rue de la Fusée 96 B – 1130 Brussels (Belgium)		

**RULES GOVERNING SHANWICK COMMUNICATIONS CHARGES COLLECTED BY
EUROCONTROL ON BEHALF OF THE IRISH AVIATION AUTHORITY**

ARTICLE 1

A Shanwick communications charge shall be levied for each flight performed in the airspace of the Shanwick Oceanic Region for the services of the Shanwick Aeronautical Radio Station made available.

ARTICLE 2

EUROCONTROL shall collect charges levied on users of Shanwick communications services, in accordance with the laws and regulations of Ireland.

These charges shall constitute a claim by EUROCONTROL.

The person liable to pay the Shanwick communications charge shall be the person who was the operator of the aircraft at the time when the flight was performed. Where an ICAO designator is used in the flight identification, the identity of the operator of the flight shall be deemed to be that of the aircraft operating agency to whom the ICAO designator was allocated at the time of the flight.

If the identity of the operator is not known, the owner of the aircraft shall be regarded as the operator unless he proves which other person was the operator.

If the operator defaults, then both the operator and the aircraft owner shall be jointly and severally liable for unpaid charges.

ARTICLE 3

The unit rate of charge per flight shall be established in euro with a maximum of two decimal points.

The unit rate of charge per flight performed in the Shanwick Oceanic Region shall be published by the IAA.

ARTICLE 4

Exemptions from the payment of Shanwick Communications charges are granted in accordance with the laws and regulations of Ireland.

ARTICLE 5

The Shanwick communications charges shall be payable at EUROCONTROL's Headquarters, in accordance with the conditions of payment set out in the Appendix. The currency of account used shall be the euro.

ARTICLE 6

These Rules and the unit rate of charge per flight shall be published by the IAA.

APPENDIX

CONDITIONS OF PAYMENT

CLAUSE 1

The amounts billed are payable in euro (EUR) into the EUROCONTROL, Central Route Charges Office's bank account shown on the bill.

The amount of the charge is due on the date of performance of the flight. The latest value date by which payment must be received by EUROCONTROL shall be shown on the bill and is 30 days from the date of the bill.

CLAUSE 2

Payment shall be deemed to have been received by EUROCONTROL on the value date on which the amount due was credited by the bank of EUROCONTROL referred to in Clause 1 above. The value date shall be the date on which EUROCONTROL can use the funds.

CLAUSE 3

Payments shall be accompanied by a statement giving the references, dates and euro amounts in respect of bills paid and of credit notes deducted.

CLAUSE 4

Claims against bills must be submitted to EUROCONTROL in writing or by an electronic medium previously approved by EUROCONTROL. The latest date by which claims must be received by EUROCONTROL shall be shown on the bill and is 60 days from the date of the bill.

The date of submission of claims shall be the date on which the claims are received by EUROCONTROL.

Claims must be detailed and should be accompanied by any relevant supporting evidence.

Submission of a claim by a user shall not entitle him to make any deduction from the relevant bill unless so authorised by EUROCONTROL.

Where EUROCONTROL and a user are mutually debtor and creditor no compensation payments shall be effected without EUROCONTROL's prior agreement.

CLAUSE 5

Where a debtor has not paid the amount due, measures can be taken to enforce recovery, which may include detention of aircraft.

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