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SUPPLEMENT

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CIVIL AVIATION (AMENDMENT)

A

BILL

to amend the Civil Aviation Act, No. 14 of 2010

Ordered to be published by the Minister of Transport and Civil Aviation

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STATEMENT OF LEGAL EFFECT

Clause 2 : This clause introduces a new section 18A immediately after section 18 of the Civil Aviation Act, No. 14 of 2010 and the legal effect of the amendment is to make touting for passengers within the premises of the aerodrome an offence and to prescribe for the procedure in case such an offence is committed.

Civil Aviation (Amendment)

L.D.—O. 7/2017

AN ACT TO AMEND THE CIVIL AVIATION ACT, No. 14 OF 2010

BE it enacted by the Parliament of the Democratic Socialist Republic of Sri Lanka as follows:—

1. This Act may be cited as the Civil Aviation (Amendment) Act, No. of 2018. Short title.

5 2. The following new section is hereby inserted immediately after section 18, of the Civil Aviation Act, No. 14 of 2010 and shall have effect as section 18A of that enactment:— Insertion of new section 18A in the Civil Aviation Act, No. 14 of 2010.

10 “Offence of 18A. (1) Every person who is found by an
touting within employee providing Aviation Security Services
an aerodrome. of the Service Provider appointed under
 subsection (3) of section 6 or a police officer on
 duty, to be within the premises of the aerodrome
15 without being duly authorized to do so and
 touting for any incoming or outgoing passenger,
 shall be guilty of an offence and may be arrested
 by the police officer or apprehended and handed
 over by the employee providing Aviation
 Security Services of the Service Provider to the
20 police officer, as the case may be:

 Provided however, rendering any service
 such as arranging transport, accomodation,
 loading or unloading any baggage or other
25 articles into or from any vehicle for any
 incoming or outgoing passenger by any member
 of the family or friend of such passenger or being
 authorized in that behalf by the Service Provider,
 a concierge or a representative or agent of the
 hospitality trade, shall not constitute an offence.

(2) Every person arrested by or apprehended and handed over to the police officer in pursuance of subsection (1), shall be brought by the police officer as soon as practicable before the Magistrate having jurisdiction over the area in which the offence was alleged to have been committed.

(3) Notwithstanding the provisions of subsections (2) and (3) of section 107, prosecution against any person for any offence under this section may be commenced and on conviction, he shall be liable to a fine not exceeding twenty five thousand rupees or imprisonment not exceeding six months or both such fine and imprisonment.

(4) For the purpose of this section,-

“hospitality trade” means, any business activity or service related or incidental to the tourism industry; and

“touting” means, canvassing with a view to arranging transport or accommodation for an incoming or outgoing passenger or loading or unloading his baggage or other articles into or from vehicles or offering any similar service, for a valuable consideration or otherwise, without being duly authorized to do so.”.

3. In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail.

Sinhala text to prevail in case of inconsistency.

