

---

DRAFT STATUTORY INSTRUMENTS

---

**2012 No.**

The Nationality, Immigration and Asylum Act  
2002 (Authority to Carry) Regulations 2012

**Requirement to pay a penalty**

3.—(1) These Regulations apply if a person (“a carrier”) brings a passenger to the United Kingdom and—

- (a) the carrier was required by the authority-to-carry scheme to seek authority under the scheme to carry the passenger; and
- (b) the carrier did not seek authority before the journey to the United Kingdom commenced, as required under the scheme or was refused authority under the scheme.

(2) The Secretary of State may require the carrier to pay a penalty of an amount not exceeding £10,000.

(3) The penalty shall be payable to the Secretary of State on demand.

(4) No penalty shall be payable where the carrier shows that the carrier has a reasonable excuse for any liability for a penalty under these Regulations.