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STATUTORY INSTRUMENTS

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**2012 No. 1017**

**The Civil Aviation (Air Travel Organisers' Licensing) Regulations 2012**

**PART 8**

**AMENDMENTS**

**The Civil Aviation (Contributions to the Air Travel Trust) Regulations 2007**

**72.** Regulation 2(1) of the Civil Aviation (Contributions to the Air Travel Trust) Regulations 2007<sup>(1)</sup> is amended as follows—

- (a) before the definition of “ATOL Regulations”, insert—
  - ““accredited body” means a body accredited as an accredited body by the CAA under the ATOL Regulations;”;
- (b) in the definition of “ATOL Regulations”, for “1995” substitute “2012”;
- (c) the definition of “end user” is omitted;
- (d) after the definition of “ATOL Regulations”, insert—
  - ““consumer” means an individual who—
  - (a) either makes use of flight accommodation for travel in person or provides it to another person who uses that flight accommodation for travel in person,
  - (b) intends to make use of flight accommodation for travel in person or intends to provide it to another person to use that flight accommodation for travel in person; or
  - (c) makes use of flight accommodation for travel in person which has been provided to them by a person who is a consumer by reason of sub-paragraph (a);but is not a person who procures flight accommodation in the course of business while acting as the agent of another person who uses that flight accommodation for travel in person;”;
- (e) in the definition of “relevant booking”, for “an end user” in sub-paragraph (a), substitute “a consumer” and for sub-paragraph (b), substitute—
  - “(b) which is accepted by—
  - (i) an air travel organiser, or
  - (ii) where a licence is held by an accredited body, a member of that accredited body,and constitutes an activity in respect of which that organiser or accredited body is required to hold a licence.”;

- (f) for the definition of “SBA”, substitute—
  - ““SBA” means a licence (a Small Business ATOL) which authorises the holder to accept relevant bookings which include not more than—
  - (a) 500 passengers; or
  - (b) such greater number as the CAA may publish from time to time; and”;
- (g) for regulation 8(2), substitute—
  - “(2) Within a period of 42 days beginning with the date of commencement of a SBA renewal, the holder of that SBA must pay to the CAA (or such other person as the CAA may direct) the sum calculated by adding together the contribution amounts for all relevant bookings made during the period of the immediately preceding SBA.”;
- (h) after regulation 8(2) insert—
  - “(3) For the purpose of paragraph (2), the contribution amount for each relevant booking is calculated by multiplying—
  - (a) the number of passengers included in that relevant booking, by
  - (b) the rate of contribution in force on the date the relevant booking was made.”.