

PART VII

MISCELLANEOUS

*Protection of Sensitive Security Information*

67. (1) For the purpose of these Regulations the following information and records containing such information constitute sensitive security information:

Procedure for the protection of sensitive security information

- (a) an approved security programme for an aircraft operator, aerodrome operator, regulated agent or catering operator, any security programme that relates to transportation by air and any comments, instructions or implementing guidance pertaining thereto;
- (b) security directives, information circulars and any comments, instructions or implementing guidance pertaining thereto;
- (c) any profile used in any security screening process, including for persons, baggage or cargo;
- (d) any security contingency plan or information and any comments, instructions, or implementing guidance pertaining thereto;
- (e) technical specifications of any device used for the detection of any deadly or dangerous weapon, explosive, incendiary, or destructive substance;
- (f) a description of, or technical specifications of, objects used to test screening equipment;
- (g) communication procedures and technical specifications of any security communication equipment;
- (h) any information that the Director General has determined may reveal a systemic vulnerability of the aviation system or a vulnerability of aviation facilities, to attack;
- (i) information concerning threats against civil aviation released by the Authority;
- (j) specific details of aviation security measures whether applied directly by the Authority or regulated parties and includes, but is not limited to, information concerning specific numbers of aviation security officers and aviation security officers, deployments or missions, and the methods involved in such operations;
- (k) any other information, the disclosure of which the Authority has prohibited; and

- (1) any draft, proposed or recommended change to the information and records identified in these Regulations.
- (2) An aircraft operator, aerodrome operator, catering operator, regulated agent or person authorized to access information, records or documents shall –
  - (a) take every possible measure to safeguard such information, records or documents against unauthorized access; and
  - (b) not disclose such information, records or documents to any person who do not have a need to know, on the basis of his functions.
- (3) An aircraft operator, aerodrome operator, regulated agent and catering operator shall not release his approved Security Programme required under these Regulations to any person outside his organization without authorization from the Director General.

***Quality control***

National Civil  
Aviation  
Security Quality  
Control  
Programme

- 67A. (1) The Director General shall –
- (a) ensure that a National Civil Aviation Security Quality Control Programme is developed, implemented and maintained to satisfy the requirements of the Act or regulations made thereunder to determine and validate the effectiveness of the National Civil Aviation Security Programme;
  - (b) ensure that the implementation of civil aviation security measures in Trinidad and Tobago is regularly subjected to verification of compliance with the national civil aviation security control programme;
  - (c) arrange for security audits, tests, surveys and inspections to be conducted on a regular basis to verify compliance with the Act or regulations made thereunder and determine and validate the effectiveness of the National Civil Aviation Security Programme; and
  - (d) ensure the rapid and effective rectification of any deficiencies or non-compliance identified during a security audit, test, survey or inspection.
- (2) The Director General shall ensure the priority and frequency of monitoring under subregulation (1)(b) is based on a security risk assessment.

***Director General to Prescribe Aviation Security Standards***

68. For the purposes of protecting passengers, crew members, aircraft, goods on board aircraft and aerodromes facilities, and air navigation facilities, preventing unlawful interference against civil aviation and ensuring that appropriate action is taken where that interference is likely to occur, the Director General may prescribe Aviation Security Standards applicable to—

Director  
General to  
prescribe  
aviation  
security  
standards

- (a) aerodrome operators;
- (b) aircraft operators;
- (c) regulated agents;
- (d) catering operator;
- (e) persons who provide a service to a national aircraft operator that is related to the transport of passengers and goods;
- (f) persons who provide security services at aerodromes;
- (g) an aerodrome tenant, or any other person conducting a commercial activity at an aerodrome;
- (h) ground personnel; and
- (i) the general public.

***Issue of Security Directive or Information Circular***

69. (1) The Director General may recommend that the Authority issue a security directive or information circular to an aerodrome operator, aircraft operator, catering operator or regulated agent or any person who provides a service to a national aircraft operator where necessary.

Issue of  
Security  
Directive or  
information  
circular

(2) An aerodrome operator, aircraft operator, catering operator or regulated agent or any person who provides a service to a national aircraft operator shall comply with all security directives issued by the Director General within the time frame prescribed for compliance.

(3) An aerodrome operator, aircraft operator, catering operator or regulated agent or any person who provides a service to a national aircraft operator who receives a security directive shall—

- (a) no later than twenty-four hours after delivery by the Director General or within the time prescribed in the security directive, acknowledge receipt of such security directive;

- (b) within the time prescribed in such security directive, specify the method by which the aerodrome operator, aircraft operator, catering operator or regulated agent has implemented or plans to implement the measures in the security directive; and
- (c) ensure that information regarding the security directive and measures implemented in response to such security directive are distributed to specified personnel as prescribed in the security directive and to other personnel who require to have such information for the performance of their functions.

(4) In the event that an aerodrome operator, aircraft operator, catering operator or regulated agent is unable to implement the measures contained in the security directive, received under subregulation (3), he shall submit proposed alternative measures, and the basis for submitting the alternative measures, to the Director General within the time frame for compliance prescribed in the security directive.

(5) The Director General shall review alternative measures submitted by the aerodrome operator, aircraft operator, catering operator or regulated agent, under subregulation (4), and where he is satisfied that they meet the requirements of the security directive, he may recommend the Authority approve such alternative measures.

(6) The aerodrome operator, aircraft operator, catering operator or regulated agent shall implement any alternative measures approved by the Director General under subregulation (3).

(7) An aerodrome operator, aircraft operator, catering operator or regulated agent who receives a security directive or information circular, under subregulation (1), and each person who receives information from a security directive or information circular from the aerodrome operator, aircraft operator, catering operator or regulated agent in respect of his duties, shall—

- (a) restrict the availability of the security directive or information circular and information therein to those persons who require such information for the performance of their functions; and
- (b) refuse to release the security directive or information circular and information regarding the security directive or information circular to other persons without the prior written consent of the Authority.

### *Search of Persons and Goods*

70. (1) A person who, prior to entering a restricted or sterile area is required by an aviation security officer or aviation screening officer—

- (a) to submit to a search of his person;

Requirements to submit to search of goods and person

- (b) to permit a search to be carried out of the goods that such person intends to take or have placed on board an aircraft or take into a restricted area; or
- (c) to submit to a search of a vehicle or other means of conveyance, under his control, shall not board and shall not be allowed to board the aircraft, or enter the restricted or sterile area unless he submits to a search or permits a search to be carried out, as the case may be.

(2) Where a person is given an order by an aviation security officer or aviation screening officer pursuant to subregulation (1), the person shall thereupon leave the restricted or sterile area immediately and remove the goods, vehicle or means of conveyance in his possession from the restricted or sterile area.

(3) A person under subregulation (1) or (2) who is requested to leave a restricted or sterile area shall be escorted out of such restricted or sterile area by an aviation security officer or aviation screening officer.

(4) This regulation shall not apply to –

- (a) uniformed members of the protective services and armed forces of Trinidad and Tobago; and
- (b) the Director General and Inspectors of the Authority on official duties at an aerodrome where appropriate identification or credentials of those persons have been verified by an aviation security officer or aviation screening officer.

### ***Restrictions of Passengers***

71. (1) A person shall not carry, or attempt to carry, prohibited items or dangerous good not authorized for transport under the Civil Aviation [(No. 2) Operations] Regulations, 2004, in carry-on baggage on board an aircraft.

Restrictions  
of passenger

(2) A person shall not offer for air transport, as goods or in checked baggage a weapon, incendiary device or any other dangerous device;

(3) A person shall not submit to screening of his person or of his carry-on baggage while in possession of a weapon, incendiary device, or any other dangerous device;

(4) A person shall not make a false statement to an aviation security officer or aviation screening officer, an aircraft operator, or a member of the Trinidad and Tobago Police Service assigned to aerodrome duties, in regard to possession of a weapon, incendiary device or any other dangerous device;

(4A) A person shall not knowingly communicate false information by any means that will or is likely to jeopardize the safety of an aircraft in flight or on the ground, or passengers, crew, ground personnel or the general public, at an aerodrome or on the premises of a civil aviation facility

(5) A person shall not enter or remain in any part of an aerodrome that is not a public area where a notice is given orally by the aerodrome operator, aerodrome tenant, aircraft operator or by posted sign stating that trespassing is prohibited, or that entry is restricted to authorized persons.

(6) Where a person has been ordered to disembark an aircraft in accordance with regulation 27 or 58, he shall disembark the aircraft.

(7) A person who acts in contravention of this regulation commits an offence and shall be liable on summary conviction to a fine of four thousand dollars and to imprisonment for six months.

(8) A person under subregulation (3) shall upon a request to disembark, shall so disembark the aircraft and remove his carry-on baggage and have his checked baggage removed from the aircraft.

(9) A person who refuses the screening of goods that he intends to have transported on an aircraft or intends to take into a restricted or sterile area, shall not—

- (a) place or attempt to place such goods; or
- (b) cause the goods to be placed on board the aircraft, or taken into a restricted or sterile area.

### *Access to Aerodrome Restricted Areas*

Restricted areas at an aerodrome

72. (1) A person shall not access or attempt to access a restricted area of an aerodrome unless the aerodrome operator has granted him a restricted area or security restricted area pass and is gaining access to the restricted area in accordance with the provisions of such restricted area pass.

(2) A person who has been granted access to a restricted area of an aerodrome shall only access or attempt to access such restricted area at a restricted area access point.

(3) Subject to subregulation (4), a person shall not—

- (a) provide another person with physical access to a restricted area where the latter has not been issued with a restricted area pass; or
- (b) assist another person in gaining physical access to a restricted area where the latter has been issued a restricted area pass but does not have such restricted area pass in his possession.

(4) Notwithstanding subregulation (3), a person may enter certain restricted areas of an aerodrome where such person—

- (a) has a valid boarding pass issued by an aircraft operator, is proceeding to the assigned gate for the purpose of boarding an aircraft and has been subject to the screening requirements of these Regulations; or
- (b) he is identified in the emergency response plan of the aerodrome operator and is attending to an aerodrome emergency.

***Restriction on Entry into Sterile Area***

73. A person shall not enter a sterile area unless he has been screened and cleared for entry by an aviation security officer or aviation screening officer.

Restriction on  
entry into  
sterile area

***Submission to screening***

74. A person shall not enter a sterile area without submitting to the screening of his person and property in accordance with the procedures being applied to control access to that area under regulation 33.

Requirement  
to submit to  
screening

***Director General may amend Schedules***

75. The Director General may, by Order amend any of the Schedules.

Director  
General to  
amend  
Schedules

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