

The Commissioners for Her Majesty's Revenue and Customs, in exercise of the powers conferred on them by sections 35(1) and 64(2)(b) of the Customs and Excise Management Act 1979, direct as follows-

(a) The Passenger Information Directions made on 18 October 2001 and amended on 11 August 2003 are revoked.

(b) The following directions shall be cited as:

Commissioners' Directions
Passenger Information

1. These Directions apply to:

(a) any ship, aircraft or through train which is arriving, or is expected to arrive, anywhere in the United Kingdom from anywhere outside the United Kingdom;

(b) any ship or aircraft which is departing, or is expected to depart, from anywhere in the United Kingdom to an eventual destination outside the European Union and the Isle of Man.

2. Unless otherwise agreed with the Commissioners, and subject to paragraph 5 below, an owner of a ship, aircraft or train to which these Directions apply must provide to the proper officer, in accordance with paragraphs 3 and 4 below, the information listed in the Schedule.

3. The information must be provided:

(1) In the case of arrivals:

(a) of ships: at least 24 hours before arrival, unless the voyage time is less than 24 hours, in which case the information must be provided no later than when the ship leaves its last foreign (non-UK) port;

(b) of trains: no later than when the train arrives in the United Kingdom;

(c) of aircraft:

(i) coming from outside the EU: at least 24 hours before arrival;

(ii) coming from within the EU: at least 4 hours before arrival;

(iii) coming from the Channel Islands: at least 12 hours before arrival.

(2) In the case of departures:

(a) of ships: as soon as the information is available and not later than the time at which the ship departs;

(b) of aircraft:

- (i) to an eventual destination in the Channel Islands, as soon as the information is available and not later than 12 hours before the aircraft is due to depart;
- (ii) to any other eventual destination, as soon as the information is available and not later than 24 hours before the aircraft is due to depart.

4. The information shall be provided by granting direct access to relevant computer systems, by electronic transmission or, where neither of these is possible, by delivering the particulars in writing, in a readable form.
5. A person giving information in compliance with these directions is not required to give the information listed in Parts 2 and 3 of the Schedule about himself if he is an EEA or Swiss national, or the family member of an EEA or Swiss national. He is not required to give that information about any other EEA or Swiss national, or family member of an EEA or Swiss national, unless he has it already in his possession.
6. Nothing in these Directions affects or limits any other direction given under section 35(1) and 64(2)(b) of the Customs and Excise Management Act 1979.
7. In these Directions:

"owner" includes an operator, commander or master;

"through train" means a train, other than a shuttle train, which, for the purposes of section 11 and 12 of the Channel Tunnel Act 1987 ("the Act"), is engaged on an international service;

"shuttle train" and "international service" have the meanings given in sections 1(9) and 13(6) of the Act.

"family member" has the meaning given by Regulation 7 of the Immigration (European Economic Area) Regulations 2006 and a "family member of an EEA or Swiss national" is a family member who is travelling with or joining an EEA or Swiss national of whom he is a family member.

Made by 

On date: 21 May 2013

As Director of Border Revenue and for and on behalf of the Secretary of State

SCHEDULE

1. In all cases:
 - a. total number of passengers carried;
 - b. particulars of the departure of the plane, train or ship, to include point of departure, UK county, date and time;

- c. particulars of the intended arrival of the plane, train or ship, to include point of arrival, UK county, date and time;
- d. name of the person completing the report;
- e. contact telephone number for the operator, commander or master of the plane, train or ship.

2. In the case of ships carrying more than 12 people, aircraft, and trains, for each passenger:

- a. identity including: full name, date of birth, nationality and any other information displayed on the person's travel document;
- b. address and any contact details;
- c. any particulars recorded in connection with the reservation and checking in (including travel document information);
- d. any particulars recorded in connection with the issue of the ticket (for travel);
- e. any particulars recorded in connection with the payment made for that ticket;
- f. number and names of passengers on the same booking;
- g. particulars of the journey and of any other journey covered by the same reservation;
- h. particulars of the ship, aircraft or train on which that passenger is being carried such as the name, number or registration details of the flight, ship or train;
- i. particulars of any seat allocated to that passenger;
- j. particulars of any services or facilities covered by the reservation made for that passenger;
- k. particulars of any vehicle carried on the plane, train, or ship in relation to which that person is a driver or passenger.

3. In the case of ships carrying 12 people or fewer, for each passenger:

- a. family and given names;
- b. nationality;
- c. date and place of birth;
- d. port of embarkation;
- e. port of disembarkation.

