
STATUTORY INSTRUMENTS

2015 No. 961

**The Passenger, Crew and Service Information
(Civil Penalties) Regulations 2015**

Penalty for failure to comply with section 32 of IANA 2006

4.—(1) Paragraph (2) applies to a person who is required by a constable under section 32(2) of IANA 2006—

- (a) to provide passenger information or service information relating to a ship or aircraft, or
 - (b) to be able to receive, in a specified form and manner, communications relating to the information (see section 32(6)(e))(1).
- (2) The Secretary of State may require the person to pay a penalty if satisfied that—
- (a) the person has failed to provide the information by the date or time stated in the requirement,
 - (b) the person has failed to provide the information in the manner and form specified in an order under section 32(5)(a), or
 - (c) the person has failed to comply with a requirement imposed under section 32 to be able to receive communications relating to the information.
- (3) But the Secretary of State may not require a person to pay a penalty under this regulation if—
- (a) the person shows that there was a reasonable excuse for the failure, or
 - (b) paragraph (4) applies.
- (4) This paragraph applies where—
- (a) proceedings have been instituted against the person, under section 34 of IANA 2006 or (in the case of a failure consisting of the provision of false information) under section 5 of the Perjury Act 1911, in respect of the same failure;
 - (b) the failure consists of a failure to comply with a requirement that the person is also obliged to comply with by virtue of paragraph 27 or 27B of Schedule 2 to IA 1971 and—
 - (i) a penalty has been imposed on the person under regulation 3 in respect of the same failure, or
 - (ii) proceedings have been instituted against the person under section 27 of IA 1971 in respect of the same failure; or
 - (c) the failure consists of a failure to comply with a requirement that the person is also obliged to comply with by virtue of an authority-to-carry scheme, and a penalty has been imposed on that person, under regulations made under section 24 of CTSA 2015, in respect of the same failure.
- (5) A penalty imposed under this regulation may not exceed £10,000.
- (6) The penalty is payable to the Secretary of State on demand.

(1) Section 32(6)(e) was inserted by CTSA 2015, paragraph 6 of Schedule 5.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Passenger, Crew and Service Information (Civil Penalties) Regulations 2015. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Commencement Information

II Reg. 4 in force at 31.3.2015, see [reg. 1\(2\)](#)

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Changes and effects yet to be applied to :

- reg. 4(1)(a) words substituted by [S.I. 2022/262 reg. 2\(6\)](#)
- reg. 4(4)(b) words inserted by [S.I. 2024/470 reg. 6\(4\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- reg. 3(5A)-(5C) inserted by [S.I. 2024/470 reg. 6\(3\)\(b\)](#)