



Advance Passenger Processing Introduction of Infringement Notices

June 2009

The purpose of this bulletin is to remind airlines of the arrangements for the introduction of Advance Passenger Processing (APP) Infringement Notices, which commences on **Wednesday, 1 July 2009**.

The details of how infringements will be issued are as follows:

- APP compliance rates for June 2009 will be used to determine if infringement notices will be issued for reporting offences in July. Airlines that do not reach the threshold rate of **99.8 per cent** for June 2009 may receive infringement notices for each reporting offence in the month of July.
- From 1 July 2009, airlines that were below the threshold rate of **99.8 per cent** for June 2009, may receive an invitation to show cause for instances where an APP record can not be found. Airlines may respond to the show cause letter, providing supporting comments as to why an infringement notice should not be issued. The show cause letter will be emailed to the nominated airline contact within five days of person's arrival in Australia.
- An authorised officer will consider any information provided by airlines in response to the show cause letter. Should it be determined that a reporting breach has occurred, an infringement notice may be issued.
- Infringement notices will be issued to airlines in bulk once a month. For example, infringement notices for alleged offences committed in July will be issued in August. Airlines may choose to pay the fine in lieu of prosecution. The infringement notice will include details of how airlines can make payment for the fine/s.
- If airlines can provide further information to contest any alleged reporting offence/s after the infringement notice has been issued, they should contact the APP support team within 28 days of receipt of the infringement notice. An authorised officer within the APP Support Team will be responsible for investigating each case and will make a decision based on the facts of the case.
- All airlines will continue to receive an APP monthly compliance report.
- The APP Support Team will continue to make every effort to support airlines to meet their reporting requirements.

All enquiries should be directed to the APP Support Team:

- Email (infringements) airs@immi.gov.au
- Email (general APP) appwebsite@immi.gov.au
- Phone +61 2 6223 8291 (Australian Eastern Standard Time)