

**THE IMMIGRATION (FORM AND MANNER OF PASSENGER INFORMATION) (JERSEY)
(DIRECTIONS) 2019**

THE MINISTER FOR HOME AFFAIRS makes the following Direction in exercise of the powers conferred by paragraph 27B(8) and paragraph 27B(8A) of Schedule 2 to the Immigration Act 1971, as extended to Jersey by the Immigration (Jersey) Order 1993 (as amended by the Immigration (Jersey) (Amendment) Order 2017.

Citation

1. These Directions may be cited as the Immigration (Form and Manner of Passenger Information) (Jersey) Directions 2019.

Form and Manner requirements in respect of the provision of Passenger Name Data by an air carrier

2. Where the owner or agent of an aircraft is subject to a requirement under paragraph 27B(2) of Schedule 2 to the Immigration Act 1971 as extended to Jersey by the Immigration (Jersey) Order 1993 ("the Immigration Act 1971") to provide any passenger or service information specified by Article 5 (5) of the Immigration (Passenger, Crew and Service Information) (Jersey) Directions 2017 ("the 2017 Directions"), the owner or agent must provide that information electronically using a secure method which conforms to the data formats and transmission protocols provided for in Article 1 of Commission Implementing Decision (EU) 2017/759 of 28 April 2017 on the common protocols and data formats to be used by air carriers when transferring PNR data to Passenger Information Units.
3. In circumstances where there has been a technical failure meaning that it is not possible for the owner or agent of an aircraft to provide the required information in accordance with paragraph 2, the owner or agent may provide the information in an alternative form and manner provided the following conditions are met:
 - i. the alternative form and manner provides a level of security in relation to the protection of personal data equivalent to the method referred to in paragraph 2;
and
 - ii. the intended recipient has consented to the provision of the information in the alternative form and manner.

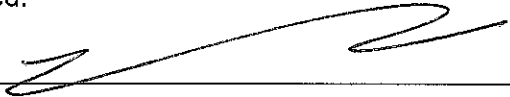
Form and manner requirements in respect of the provision of passenger and service information other than Passenger Name Record Data by an air carrier and in respect of the provision of all passenger and service information by the owners or agent of a ship

4. Paragraph 5 applies where:
 - i. the owner or agent of an aircraft is subject to a requirement, under paragraph 27B(2) of Schedule 2 to the Immigration Act 1971, to provide passenger or service information other than that specified in Article 5(4) of the 2017 Directions;

or

- ii. a person other than the owner or agent of an aircraft is subject to a requirement to provide passenger or service information imposed under paragraph 27B(2) of Schedule 2 to the Immigration Act 1971.
5. The carrier must provide that information in an electronic form that is compatible with the technology used by the United Kingdom Home Office and by means of a system which enables the carrier to send and receive communications relating to the information.
6. Where there has been a technical failure meaning that it is not possible for the carrier to provide the required information in accordance with paragraph 5, the carrier may provide the required information in an alternative form and manner with the prior agreement of an immigration officer.
7. These Directions shall come into operation on 15th July 2019.

Signed:



Minister for Home Affairs

Dated this 12/7/2019