

Airport charges for Warsaw/Modlin Airport date of entry into force – 17 December 2013

1. Definitions:

- 1.1. **Maximum Take-off Mass (MTOM)** – the maximum permissible take-off weight of the aircraft specified in the Certificate of Airworthiness, log book or other equivalent document;
- 1.2. **MPL W-M - Warsaw-Modlin Mazovia Airport LTD.** (Mazowiecki Port Lotniczy Warszawa-Modlin Sp. z o.o.) seated in Nowy Dwór Mazowiecki, ul. gen. Wiktora Thommee 1A, 05-102, the operator of the Warsaw-Modlin Airport;
- 1.3. **Warsaw/Modlin Airport** - airport registered in the airport register kept by the President of the Civil Aviation Office under No. 60;
- 1.4. **Home Airport** – an airport on which the carrier meets all of the following conditions:
 - (a) provides technical services to at least one code C aircraft,
 - (b) has an agreement with the operator, from which clearly follows that the Warsaw/Modlin Airport is a Home Airport of this carrier;
- 1.5. **Landing Charge** – charge levied by MPL W-M for making the Warsaw/Modlin Airport with its technical infrastructure available for aircraft landings and take-offs, as well as standard services related to handling these movements, excluding ground handling services;
- 1.6. **Passenger Charge** – charge levied by MPL W-M for services provided to departing, arriving and transfer passengers. The charge covers making the terminal and its technical infrastructure available to Passengers in order for them to commence, complete or continue air travel as well as related standard services provided by airport units in connection therewith, excluding ground handling services;
- 1.7. **Parking Charge** – charge for aircraft parking on the designated area of the airport and standard services provided by airport units in connection therewith, excluding ground handling services;
- 1.8. **Noise Charge** – a charge levied in connection with the emission of noise by older generation aircrafts (aircrafts with a Cumulated Noise Margin of 0-9,99 EPNdB and which do not hold noise certificates) during take-offs and landings performed at Warsaw/Modlin Airport.
- 1.9. **New EU and EEA Scheduled Connection** – direct, passenger, regular flight connection from Warsaw/Modlin Airport to another airport located in EU or EEA which has not been serviced at the time of its launch and which had not been serviced by any carrier during 12 months prior to the launch date.
- 1.10. **New Non-EU Scheduled Connection** - direct, passenger, regular flight connection from Warsaw/Modlin Airport to another airport located outside EU and EEA, but within the flight range up to 5 hours, which has not been serviced at the time of its launch and which had not been serviced by any carrier during 12 months prior to the launch date.
- 1.11. **New Long-Haul Scheduled Connection** - direct, passenger, regular flight connection from Warsaw/Modlin Airport to another airport located outside EU and

EEA within the flight range over 5 hours, which has not been serviced at the time of its launch and which had not been serviced by any carrier during 12 months prior to the launch date.

- 1.12. **Scheduled Connection** – air transportation, where on each flight seats dedicated to the transportation of passengers, luggage, commodities or mail are offered for sale to the public, and the air transport is performed between the same airports according to the published flight schedule or in regular intervals, or with a frequency indicating the flights are performed on a regular basis, other than Charter Connection;
- 1.13. **Charter Connection** – air transportation performed according to a contract of air charter, where an Air Carrier gives a determined number of seats or plane capacity at the charterer's disposal in order to conduct a specified transportation of passengers, luggage, commodities or mail, indicated by the charterer;
- 1.14. **Aircraft Operator** – an aircraft owner or any other entity registered as an aircraft operator in the aircraft register;
- 1.15. **Airport Services** – services for the performance of which airport charges are levied;
- 1.16. **Air Carrier** – an entity authorised to perform air transport movements under a licence – in the case of a Polish air carrier, or under a relevant act issued by competent authorities of a foreign state – in the case of a foreign air carrier;
- 1.17. **Customer** – a natural person, a legal entity or an organisational unit without legal personality to whom MPL W-M provides services connected with the handling of aircraft take-offs, landings or parkings. A Customer may be one of the following:
- (a) an Aircraft Operator,
 - (b) other entity performing an aircraft take-off or landing or an entity on behalf of whom such a movement is performed, in particular:
 - an Air Carrier whose code is given to a flight, and in the case when take-offs or landings are performed under code-share agreements – an Air Carrier who actually performs a particular aircraft movement,
 - a natural person, a legal entity or an organisational unit without legal personality that is not the aircraft owner and operates an aircraft under a rent, lease, lending for use or a similar agreement authorising the movement of a particular aircraft.
- 1.16. **Passenger** – a natural person travelling on board of the aircraft who is not registered as a member of the crew.
- 1.17. **Direct Transit Passenger** – a Passenger who arrives at Warsaw/Modlin Airport and continues their journey without disembarking on the same flight connection with the same flight code.
- 1.18. **Transfer Passenger** - a Passenger who arrives at Warsaw/Modlin Airport and continues their journey to an airport other than the originating airport on a flight with a different code, using the same ticket;
- 1.18. **Crew Member** – a natural person travelling on board of the aircraft who is registered as a member of the crew;
- 1.19. **Cumulated Noise Margin** – a sum of differences between permissible noise level and noise level specified in the noise certificate of the aircraft according to the measurements

performed in the reference points; the permissible noise level and the reference points are specified in the Convention on International Civil Aviation, Annex 16, Part II, Volume I.

2. General provisions:

- 2.1. Airport charges are collected from the Customer for the provision of services connected with aircraft take-offs, landings and parkings at Warsaw/Modlin Airport as well as making the terminal and its technical infrastructure and equipment available to Passengers;
- 2.2. In case of any problems with the identification of the Aircraft Operator, the aircraft owner shall be liable for airport charges;
- 2.3. Airport charges are collected by MPL W-M;
- 2.4. The use of Airport Services provided by MPL W-M is tantamount to Customer's acceptance of all charges and conditions set out in this document;
- 2.5. All rates of airport charges are in PLN;
- 2.6. The goods and services tax (VAT) is added to the applicable charges in the amount specified in the regulations of the Polish law effective on the day the service is provided;
- 2.7. A Customer who provides or plans to provide connections to/from Warsaw/Modlin Airport shall submit to MPL W/M valid information about aircraft they intend to operate in a given schedule season or part thereof, including aircraft registration numbers, types and versions, copies of noise certificates, MTOM, number of passenger seats offered for sale, planned flight schedule for a given schedule season – no later than 7 days before the planned commencement of flights. In case of changes, the Customer shall provide information updates immediately;
- 2.8. In case MTOM of the operated aircraft is not provided, the highest existing MTOM of an aircraft of a given type shall be applied for the purpose of calculating airport charges;
- 2.9. A Customer who provides or plans to provide Scheduled Connections to/from Warsaw/Modlin Airport shall submit to MPL W-M a reliable and justified, in particular by the flight schedule and the forecasted aircraft load factor, information on planned number of Passengers served from/to Warsaw/Modlin Airport in the given calendar year (or, if the aircraft movements are commenced during the calendar year, from the date of commencement of the movements to the end of the given calendar year), no later than 7 days before the planned day of commencement of flights in the given schedule season;
- 2.10. The airport charges collected in the Warsaw/Modlin Airport are the following:
 - a) standard charges specified in points 3-6;
 - b) additional charges specified in point 8;
- 2.11. The use of services is tantamount to the acceptance of all conditions set out in this list of charges.

3. Landing Charge:

- 3.1. The Landing Charge which also includes take-offs is collected from the Customer for each landing of an aircraft at Warsaw/Modlin Airport.
- 3.2. The Landing Charge is as follows:

Maximum Take-off Mass of an aircraft (MTOM)	Charge rate (PLN)
up to 2 tonnes	75
from 2 to 5	150
from 5 to 10	350
from 10 to 15	525
from 15 to 20	700
from 20 to 30	900
from 30 to 40	1,200
from 40 to 50	1,500
from 50 to 60	1,800
from 60 to 80	2,000
from 80 to 100	2,500
from 100 to 130	3,000
over 130	3,500

3.3. In case of non-commercial, training and other GA flights (private), performed by the Customers who routinely use the airport (who have a lease contract for the area within the Warsaw/Modlin Airport or a sublease contract with one of the lessees of Warsaw/Modlin Airport) using aircrafts with MTOM less than 2 tons, the Landing Charge, for every aircraft belonging to the Customer, may on the request of the Customer and upon approval of MPL W-M be charged as a monthly lump sum, regardless of the number of movements performed, as shown in the Table below.

Types of aircraft	Charge rate (PLN)
helicopters with MTOM up to 2 tonnes	600
other aircraft with MTOM up to 2 tonnes	800

4. Noise Charge

- 4.1. The Noise Charge is collected for each landing of an aircraft at Warsaw/Modlin Airport;
- 4.2. The Cumulated Noise Margin (EPNdB) is determined on the basis of the noise certificate;
- 4.3. The Noise Charge rate depends on the Cumulated Noise Margin and MTOM of the aircraft (rate given for each tonne or part of a tonne of MTOM):

EPNdB	Charge rate (PLN)
Over 9	0
0-9.00	20

5. Parking Charge:

- 5.1. The Parking Charge for the parking of an aircraft is collected from the Customer for each tonne or part of a tonne of Maximum Take-off Mass (MTOM) of an aircraft and each 24-hour period or part thereof, and amounts to **PLN 5**;
- 5.2. The parking time is the period calculated from reaching apron by the aircraft and ends when aircraft leaves the apron;
- 5.3. The Parking Charge is not collected for parking up to 120 minutes;
- 5.4. The Customers who on the basis of the agreement with MPL W-M start a home base at Warsaw/Modlin Airport with at least 1 Code C aircraft, are discounted by 99 % from the Parking Charge regarding the aircrafts based there;
- 5.5. When calculating parking time, parking between 23.00 and 5.59 is exempt from parking charge.
- 5.6. In case of a justified refusal of service, particularly caused by non-compliance to the rules and conditions of this airport charges list, the Parking Charge is increased by 100%.

6. Passenger Charge:

- 6.1. The Passenger Charge is collected from the Customer for the services provided to each Passenger departing from Warsaw/Modlin Airport;
- 6.2. The Passenger Charge is not collected for services provided to:
 - a) Direct Transit Passengers,
 - b) children under 2 who are not entitled to a separate passenger seat in the aircraft,
 - c) Crew Members registered for flights departing from or arriving to Warsaw/Modlin Airport.
- 6.3. The Passenger Charge rate is dependent on the terminal (Passenger Terminal or General Aviation Terminal) where the check-in for a given flight is performed;
- 6.4. The Passenger Charge rate levied for services provided to the Passenger in General Aviation Terminal is **PLN 100**.
- 6.5. The Passenger Charge rate levied for services provided to the Passenger in Passenger Terminal is **PLN 40**.
- 6.6. Passenger charge includes the security cost (charge for security of departing passengers).

7. Discounts on airport charges:

7.1 New Scheduled Connection discount

7.1.1. The discount on New Scheduled Connection regards Landing Charge on this connection and is granted upon a written request of the Customer submitted to MPL W-M before the commencement of flights on the given route, provided that all of the following conditions are met:

- (a) the Customer has had no outstanding payments due for MPL W-M on the day of submission of the request and at the end of the previous calendar year;
- (b) the Customer commenced flights on the New Scheduled Connection with landing frequency at Warsaw/Modlin Airport at least once a week;

7.1.2. The New Scheduled Connection discount is granted on equal basis during the period of its validity to Customer who announce, sell operate a New Scheduled Connection from Warsaw/Modlin;

7.1.3. The New Scheduled Connection discount is effective from the day the first flight on this route is operated, and is applicable for a period of 4 years;

7.1.4. In the event that the only Customer operating the New Scheduled Connection terminates regular air transport passenger services on that route within less than 30 days of the effective date of the New Scheduled Connection discount, the New Scheduled Connection discount becomes applicable again as of the date the services are launched by another Customer;

7.1.5. The discount is not given to a Customer who, within 1 year prior to the introduction of flights on a New Scheduled Connection, by his own independent decision, ceased to provide regular passenger services to the same or another airport serving the given conurbation, if this resulted in the cancellation of the connection from/to this airport to/from Warsaw/Modlin Airport;

7.1.6. The discount ceases to be applied in case of non-compliance to the terms of payment established by MPL W-M;

7.1.7. The Customer may regain the entitlement to lost discounts in the next month following the 2 month period when the Customer's liabilities with respect to airport charges have been paid on time;

7.1.8. Discount on a New EU Scheduled Connection amounts to the following:

Discount duration	Discount rate
1 year	50 %
2 year	40 %
3 year	30 %
4 year	20 %

7.1.9. Discount on a New Non-EU Scheduled Connection amounts to the following:

Discount duration	Discount rate
1 year	70 %
2 year	60 %
3 year	50 %
4 year	30 %

7.1.10. Discount on a New Long-Haul Scheduled Connection amounts to the following:

Discount duration	Discount rate
1 year	99 %
2 year	80 %
3 year	60 %
4 year	40 %

7.2 Promotional flight discount

7.2.1 A **99%** Landing Charge and Passenger Charge discount applies to a promotional flight, i.e. a flight operated for the promotion of air transport from/to Warsaw/Modlin Airport. A Customer may be granted the discount only once in a calendar year.

7.3 Night time landing discount (landing performed between 22.00 and 0.00 and 4.00 and 6.00)

7.3.1. Aircraft user, performing direct, regular flight connection from Warsaw/Modlin Airport to another airport according to published schedule or in regular intervals or frequency, which indicates on regularity of flights, landing discount of 50 % is levied for landings performed between 22.00 and 0.00 and 4.00-6.00 local time at Warsaw/Modlin Airport.

7.3.2 Night time landing discount does not cumulate with new routes discount. In such situations higher discount is applicable.

7.4 Passenger Charge discount on a Scheduled Connection

7.4.1. The Passenger Charge discount on a Scheduled Connection applies if the Customer provides services to more than 20,000 Passengers per year departing from Warsaw/Modlin Airport (according to the Table below) and its range depends on the number of Passengers served by the carrier. The charge is calculated based on the planned number of Passengers served on the Customer's Scheduled Connections from/to Warsaw/Modlin Airport, declared and appropriately justified by the Customer (according to the provision in point 2.9):

Number of Passengers served (departure and arrival) during the calendar year	Passenger Charge (departure) (PLN)
50 001 – 100 000	36
100 001 – 300 000	32
300 001 – 500 000	30
500 001 – 700 000	28
700 001- 900 000	26
900 001 – 1 100 000	24
1 100 001 – 1 300 000	22
1 300 001 – 1 500 000	20
1 500 001 – 1 700 000	18
1 700 001 – 1 900 000	16
1 900 001 – 2 100 000	12,5
2 100 001 – 2 35 0 000	10
2 350 001 – 2 700 000	9
2 700 001 – 2 800 000	7
2 800 001 – 3 000 000	6
over 3 000 000	5

7.4.2 At the end of the calendar year a potential difference between the payment collected from the Customer, being a product of the number of Passengers and the rate calculated according to the declared number of passengers, and the charge calculated as a product of the number of Passengers and the rate based on the actual number of Passengers, shall be settled.

7.4.3 In case the Customer commences services during the calendar year, the Passenger Charge discounts on Scheduled Connections shall be established in proportion to the part of the calendar year when the services shall be provided.

7.4.4 The Customer is obliged to submit to MPL W-M, on a current basis, messages with complete data on the number of departing, arriving, and Direct Transit Passengers, necessary for the calculation of the Passenger Charge. If no message is received, the Passenger Charge may be calculated as the product of the Passenger Charge rate and the maximum number of passenger seats on an aircraft of a given type and version.

7.4.5 The discount ceases to be applied in case of non-compliance to the terms of payment established by MPL W-M;

7.4.6 The Customer may regain the entitlement to lost discounts in the next month following the 2 month period when the Customer's liabilities with respect to airport charges have been paid on time;

8. Additional charges:

8.1. Removal of debris or spillage from airport pavements

8.1.1. Charges for the removal from airport pavements of debris or spillage caused by Customers are collected from the Customer the pavement cleaned, and amount to:

Type of charge	Charge rate
Removal of fuel material and grease spills (PLN/sqm)	150
Removal of other contaminations (PLN/sqm)	100
Additional de-snowing and de-icing of airport pavements upon the Aircraft Operator's request (PLN/service)	400

8.2. Additional protection of aircraft during parking

8.2.1. The Customer is charged for non-standard aircraft protection services during parking at Warsaw/Modlin:

Type of charge	Charge rate
Protection of the aircraft by an extra guard (PLN/h for every guard)	150
Extra lighting of the parking place (PLN/day) per 1 light-spot	100
Fence around the parking stand (PLN/stand)	300

8.3. Protection of fuelling/defuelling of an aircraft by the Airport Fire and Rescue Service during embarking/disembarking of passengers or their stay on board

8.3.1. The Customer is charged for the protection of fuelling/defueling of an aircraft by the Airport Fire and Rescue Service during embarking/disembarking of passengers or their stay on board, according to the decision of the aircraft captain or other authorised representative of the Aircraft Operator.

Type of charge	Charge rate
Protection of fuelling/defueling of an aircraft by the Airport Fire and Rescue Service during embarking/disembarking of passengers and/or their stay on board (PLN/1 aircraft movement)	100

9. No airport charges are levied on an entity carrying out, in the public interest, tasks related to operating a flight:

9.1 to provide protection against or remove the effects of natural disasters or operating rescue flights, unless such flight is performed as part of a business activity – confirmed by:

9.1.1 flight status:

- HOSP (flight operated with the purpose of providing medical aid, reported by relevant medical services) or
- SAR (a search and rescue operation flight) or
- HUM (humanitarian aid flight) or

9.1.2 relevant comment in the flight plan;

9.2 to protect state borders or in the event of a threat to state security or public order – confirmed by:

9.2.1 flight status:

- STATE (a state or civil aircraft flight operated as part of military, police, customs or Border Guard missions) or
- GARDA (a call signalling that an aircraft performs tasks connected with public safety, public order and protection of state borders) or

9.2.2 relevant comment in the flight plan;

9.3 solely for the transport, as part of an official mission, of a ruling monarch and his closest family, head of state, a head of the parliament or of its chamber, head of government or a person holding an equivalent position – confirmed by:

9.3.1 HEAD flight status or

9.3.2 relevant comment in the flight plan.