

#	Questions	Answers
1	Please, confirm whether or not there are guidelines, issued with respect to the implementation of Ordinance No. 141 of 27.03.2002 within the meaning of para. 5 of the Transitive and Conclusive Provisions. If such guidelines have been issued, please provide access to them.	With respect to the airport operator of the Sofia Airport, Ordinance No. 141 of 27.03.2002 applies to the equipment and facilities as per art. 1, para. 2, item 13. Airfield ground lighting (AGL); No guidelines have been issued regarding the implementation of Ordinance No. 141 of 27.03.2002, within the meaning of paragraph 5 of the Transitive and Conclusive Provisions, regarding the Airfield ground lighting at the Sofia Airport.
2	With reference to art. 1.7. of Appendix No. 5 to the Concession Agreement and Ordinance 20 of 24.11.2006, it is our understanding that prior to obtaining an Airport Operator License, Concessionaire should have already obtained an Operational Fitness Certificate for the Sofia Airport on its own behalf. Please, confirm whether or not this understanding should be supported.	According to art. 34. of Ordinance 20, the Airport Operator License is issued for an airport, which has already been granted an operational fitness certificate. The application for the issuance of an Airport Operational Fitness Certificate as per art. 18 of Ordinance 20 and for Airport Operator License as per art. 35. of Ordinance 20 may be submitted at the same time.
3	Regarding art. 3.9.6 of the Concession Agreement with reference to art. 1.7. of Appendix No. 5 to the Concession Agreement, it is our understanding that the Concessionaire must personally maintain the AGL and cannot assign these activities to the BULATSA or a third party. Please, confirm whether or not this understanding should be supported.	According to art. 3, item 1 of Ordinance No. 141 of 27.03.2002 the owner or user of the equipment and facilities must maintain such equipment and facilities in conformity with the currently applicable standards and the specified categories, according to the operational fitness certificate. The Concessionaire will have to obtain an operational fitness certificate for the Airfield ground lighting (AGL) and an approval certificate of the organization for maintaining the AGL, in accordance with clause 1.7.(iv) of Appendix 5 to the Concession Agreement and will personally maintain this equipment in accordance with the applicable standards and the specified categories, in accordance with the operational fitness certificate.
4	Art. 1.7. of Appendix No. 5 to the Concession Agreement stipulates that the Concessionaire shall obtain an approval certificate of the organization for maintaining the AGL. Ordinance No. 141 of 27.03.2002 does not contain any provisions, regarding the procedure, to be applied for the issuance of such an approval, and it is our understanding that the general provisions according to art. 16f(e) of the Civil Aviation Act applies in this case. Please, confirm whether or not this understanding should be supported. In addition, please indicate whether or not there are any specific requirements, applicable to the proving of the compliance with all the conditions as per art. 4, para. 3 of Ordinance No. 141 of 27.03.2002.	The general provisions, according to art. 16f of the Civil Aviation Act apply, as well as the requirements and procedures of Ordinance No. 141 of 27.03.2002.

5	<p>With reference to art. 1.7. of Appendix No. 5 to the Concession Agreement, and in particular the obtaining of the operational fitness certificate for the AGL, art. 11 of Ordinance No. 141 of 27.03.2002 refers to the obligation for renewal of such a certificate. Tariff No. 5 on the fees, collected within the system of the Ministry of Transport, Information Technologies and Communications, contains no reference to any fee for the renewal of such a certificate. Please, indicate, whether or not such a fee is to be paid, and if so – what is its amount.</p>	<p>According to art. 11, para. 2, item 1, of Ordinance No. 141 of 27.03.2002, in order to ensure renewal of the operational fitness certificate for certain equipment, not later than 45 days prior to the expiration of the validity of the certificate the owner or user shall submit an application, accompanied by a document, evidencing the fee paid. The amount of this fee is set by Tariff No. 5 on the fees, art. 116, item 13 Airfield ground lighting, amounting to BGN 4000 (four thousand). According to § 2. Of the Additional Provisions to Ordinance No. 141 of 27.03.2002, any and all expenses, necessary for the performance of the inspections, including the expenses for renting any control equipment, if necessary, as well as the expenses for the aircraft inspection of the equipment, are all covered by the respective owner or user.</p>
6	<p>With reference to art. 1.7. of Appendix No. 5 to the Concession Agreement, and more specifically the obtaining of the approval certificate of the organization for maintaining the AGL, Ordinance No. 141 of 27.03.2002 does not specify any validity period for such approval. Please, specify whether or not there is a time limit applicable in this case, and what are the respective renewal obligations.</p>	<p>The approval certificate of the organization for maintaining the equipment and facilities as per art. 3, item 1 of Ordinance No. 141 of 27.03.2002 is issued without any time limitation, subject to the continuous compliance of such organization, with the requirements, set out in art. 4 para. 3. of the said ordinance.</p>
7	<p>With reference to art. 1.7. of Appendix No. 5 to the Concession Agreement, and more specifically, the obtaining of an approval certificate of the organization for maintaining the AGL, Tariff No. 5 on the fees, collected within the system of the Ministry of Transport, Information Technologies and Communications, does not specify the amount of the fee for the issuance/renewal of this certificate. Please, indicate whether or not such a fee is to be paid, and if so – what is its amount.</p>	<p>No fee is collected, pursuant to Tariff No. 5 on the fees, regarding the obtaining of the approval certificate of the organization for maintaining the AGL, pursuant to Ordinance No. 141 of 27.03.2002.</p>
8	<p>With reference to art. 1.7. of Appendix No. 5 to the Concession Agreement, and in particular the obtaining of the operational fitness certificate for the ground handling systems and facilities, according to Ordinance 20 of 24.11.2006, please, confirm that the Concessionaire must obtain certificate/s for operational fitness of ground handling systems and facilities, required for each of the ground handling service activities, as specified in art. 48e(д), para. 3, item 2-7 of the Civil Aviation Act. In particular, should a certificate for operational fitness of ground handling systems</p>	<p>We confirm the provisions of art. 1.7. (v) of Appendix No. 5 to the Concession Agreement</p>

	be obtained for each of the following ground handling activities: Apron servicing of aircrafts, Aircraft servicing and Servicing of aircrafts with fuel and oil?	
9	With reference to art. 1.7. of Appendix No. 5 to the Concession Agreement, and in particular the obtaining of the operational fitness certificate for the ground handling systems and facilities, Ordinance 20 of 24.11.2006 does not contain any provisions for a specific procedure, related to the issuance of such a certificate. It is our understanding that the general provisions according to art. 16fe of the Civil Aviation Act should apply. Please, confirm whether or not this understanding should be supported.	The general provisions of art. 16 f of the Civil Aviation Act and the requirements and procedures, set out in Ordinance 20 of 24.11.2006 apply.