

E.U. COMMUNITY - LIABILITY LIMITS EFFECTIVE 29 APRIL 2005

Regulation (EC) No. 785/2004

	<u>SDR</u> <u>R of E @ 30 April 2004</u>	<u>GBP</u> <u>1.2210</u>	<u>USD</u> <u>0.6885</u>
Per Passenger	250,000	GBP 204,750	USD 363,108
<i>but non commercial uses with MTOM 2,700kg or less, each state may set limit with a</i>			
Per Passenger - minimum	100,000	GBP 81,900	USD 145,243
Baggage per passenger	1,000	GBP 819	USD 1,452
<i>(in commercial operations)</i>			
Cargo per kg	17	GBP 14	USD 25
<i>(in commercial operations)</i>			

above limits not applicable to non Community air carriers or by aircraft operators using aircraft registered outside of the Community, which do not involve landing on or taking off from such territory.

Band **Third Party**

1	MTOM less than 500kg	750,000	GBP 614,251	USD 1,089,325
2	MTOM less than 1,000kg	1,500,000	GBP 1,228,501	USD 2,178,649
3	MTOM less than 2,700kg	3,000,000	GBP 2,457,002	USD 4,357,298
4	MTOM less than 6,000kg	7,000,000	GBP 5,733,006	USD 10,167,030
5	MTOM less than 12,000kg	18,000,000	GBP 14,742,015	USD 26,143,791
6	MTOM less than 25,000kg	80,000,000	GBP 65,520,066	USD 116,194,626
7	MTOM less than 50,000kg	150,000,000	GBP 122,850,123	USD 217,864,924
8	MTOM less than 200,000kg	300,000,000	GBP 245,700,246	USD 435,729,847
9	MTOM less than 500,000kg	500,000,000	GBP 409,500,410	USD 726,216,412
10	MTOM 500,000kg and above	700,000,000	GBP 573,300,573	USD 1,016,702,977

Third Party limits are also applicable to risks of War and Terrorism on a per accident basis; if this is not available an aggregate basis is acceptable.

"Air Carrier" means an air transport undertaking with a valid operating licence.

"Community Air Carrier" means an air transport undertaking with a valid operating licence granted by a Member State.

"Aircraft Operator" means a person or entity (not being an Air Carrier) who has the use or operation of the aircraft - the registered owner unless they can prove otherwise.

Cargo/Baggage Liability extends until the Cargo/Baggage is delivered to its entitled recipient. The Regulation does not address the subject of Deductibles for these coverages; the brokers association is checking on the implication of this - further advice is awaited.

Mail Liability is not included in the above - it remains subject to EEC Reg. 2407/92 and national legislations.

Certain aircraft types are exempted from the regulations - refer to the regulation for details.

EXAMPLE TYPES OF ACFT AFFECTED for TPLL - For illustrative purposes only.

Band

- 1 Very small private acft
- 2 Cessna 150s and smaller, Beech Skipper only, etc
- 3 Bell 206, Beech Bonanza, Cessna 185 etc
- 4 BN2 & BN III, Cessna Caravan, Twin Otter
- 5 Citations ex I and X, Metro III, Beech 1900
- 6 ERJ 135 & 145, Fokker 50, most Faclons, Dash7s & most 8s
- 7 Fokker 100, Gulfstream II upwards, BAe 146
- 8 Practically all narrow bodied jets + B757, B767(ex-400ER), All Airbuses ex -330/40/80
- 9 All other wide-bodies ex AN225 and A380
- 10 AN225 and A380 only.

For actual MTOMs please check manufacturer's specifications.