**ARTICLE 18 NOTICE**

**NOTICE**

**PURSUANT TO**

**REGULATION 4(1) OF THE EUROPEAN UNION (RIGHTS OF PASSENGERS WHEN TRAVELLING BY SEA AND INLAND WATERWAY) REGULATIONS 2012 (S.I. No. 394 of 2012), AS CONFIRMED PURSUANT TO REGULATION 4(2) OF THE EUROPEAN UNION (RIGHTS OF PASSENGERS WHEN TRAVELLING BY SEA AND INLAND WATERWAY) REGULATIONS 2012 (S.I. No. 394 of 2012)**

**To: Irish Ferries Limited**

**B & I**

**Ferryport**

**Alexandra Road**

**Dublin 1**

**Re: Cancellation of Services on “WB Yeats”**

In accordance with the European Union (Rights of Passengers when Travelling by Sea and Inland Waterway) Regulations 2012 (Statutory Instrument No. 394 of 2012), the National Transport Authority (the “**Authority**”) being of the opinion that Irish Ferries has failed and is failing to comply with (or has infringed or is infringing) Regulation (EU) No 1177/2010 of the European Parliament and of the Council of 24 November 2010 concerning the rights of passengers when travelling by sea and inland waterway and amending Regulation (EC) No 2006/2004 (the “**Maritime Regulation**”) is serving this Notice (the Article 18 Notice) on Irish Ferries Limited (“**Irish Ferries**”) which specifies below the failures or infringements concerned:

1. **Article 18 of the Maritime Regulation**

Irish Ferries has failed and is failing to comply with (or has infringed and is infringing) Article 18 of the Maritime Regulation in relation to the cancellations of the WB Yeats sailings between Dublin and Cherbourg (the “**cancelled sailings**”) and in particular, where in many instances:

* + 1. impacted passengers have not been offered re-routing to the final destination as they are being re-routed from Rosslare to Roscoff rather than from Dublin to Cherbourg on the outward leg of the journey and from Roscoff to Rosslare rather than from Cherbourg to Dublin on the inbound leg of the journey; and
    2. impacted passengers have not been offered re-routing at no additional cost as Irish Ferries has not offered to reimburse additional costs incurred by passengers in travelling to and from Rosslare rather than Dublin and to and from Roscoff rather than Cherbourg.

**Measures to be taken - Article 18 of the Maritime Regulation**

The Authority requires Irish Ferries to take the following measure within a period of 2 months for the purposes of complying with this Notice (the Article 18 Notice):-

* In relation to passengers impacted by the cancelled sailings, where such impacted passengers had to travel to and from Rosslare (rather than Dublin) and/or to and from Roscoff (rather than Cherbourg), Irish Ferries is to reimburse any additional costs incurred by the impacted passengers in travelling to and from Rosslare rather than Dublin and to and from Roscoff rather than Cherbourg.

**Dated: 28 January 2019**

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**Anne Graham**

**Chief Executive Officer**