

## **AER LINGUS DELAY NOTICE**

### **Applicability**

The following rules shall apply:

- in respect of flights departing from an airport in the EU, and flights operated by a Community air carrier departing from an airport in a third country to an airport in the EU (unless you received benefits or compensation and were given assistance in that third country);
- on condition that you have a confirmed reservation on the flight concerned and present yourself for check-in as stipulated and at the time indicated in advance and in writing or electronically, or, if no time is indicated, not later than 45 minutes before the published departure time;
- only to passengers travelling at a fare available directly or indirectly to the public, or on tickets issued under a frequent flyer programme or other commercial programme;
- where we are the operating carrier of the flight.

### **Rules for Assistance**

When we reasonably expect a flight to be delayed beyond its scheduled time of departure:

- (a) for two hours or more in the case of flights of 1 500 kilometres or less; or
- (b) for three hours or more in the case of all intra-Community flights of more than 1 500 kilometres and of all other flights between 1 500 and 3 500 kilometres; or
- (c) for four hours or more in the case of all flights not falling under (a) or (b).

we will offer you free of charge:

- meals and refreshments in a reasonable relation to the waiting time; and
- two telephone calls, telex or fax messages, or e-mails.

When the time of departure reasonably expected is at least the day after the time of departure previously announced, in addition to the assistance described above, we will offer you:

- hotel accommodation in cases
  - where a stay of one or more nights becomes necessary, or
  - where a stay additional to that intended by you becomes necessary; and
- transport between the airport and place of accommodation (hotel or other).

When the delay is at least five hours and you decide not to travel on the delayed flight, in addition to the meals and communications assistance described above, we will offer you: reimbursement within seven days (in cash, by electronic bank transfer, bank orders or bank cheques or, with your signed agreement, travel vouchers and/or other services) of the full cost of your ticket, at the price at which it was bought, for the part or parts of the journey not made, and for the part or parts already made if the flight is no longer serving any purpose in relation to your original travel plan, together with, when relevant, a return flight to the first point of departure, at the earliest opportunity.

We will offer you the assistance described above within the time limits set out in paragraphs (a)-(c) above with respect to each distance bracket.

The assistance described above will apply without prejudice to any rights you may have under applicable law (including EU Directive 90/314 on package travel) to further compensation, although any such assistance granted may be deducted from any such further compensation.

### **Rules for Compensation**

Compensation can be claimed where you are delayed in arriving at your final destination by more than three hours and that delay arises from causes within our control (rather than extraordinary circumstances which could not have been avoided by taking all reasonable measures).

The compensation levels are as follows:

- (a) EUR 250 for all flights of 1,500 kilometres or less;
- (b) EUR 400 for all intra-Community flights of more than 1,500 kilometres, and for all other flights between 1,500 and 3,500 kilometres;
- (c) EUR 600 for all flights not falling under (a) or (b) of this paragraph.

The amount of the compensation is reduced by 50% for flights longer than 3,500 kilometers if any re-routing offered to your final destination results in your arrival within four hours of the scheduled arrival time of the original flight.

If you have any queries or complaints about your rights in the case of delays, please contact our customer relations department. You may also contact the Commission for Aviation Regulation, which has been designated as the enforcement body in Ireland for Regulation EC 261/2004, at Alexandra House, Earlsfort Terrace, Dublin 2.

*This Notice is required by Regulation EC 261/2004 of the European Parliament and of the Council of the European Union*