



Dr. P. PRABAKARAN  
CHIEF SECRETARY

GOVERNMENT OF KERALA  
THIRUVANANTHAPURAM-695 001

325

Office : 0471-2333147  
0471-2337375  
Fax : 0471-2334573  
0471-2331225

Ca.  
MIFIN

50

D.O. LETTER No.6084/D2/2010/Tran dated 05.06.2010

UA  
11.6.10

I would invite your kind attention to my D.O Letter of even no. dated 22.05.2010, on the matter of the imposition of User Development Fee at Thiruvananthapuram International Airport and inform you that the State Government have filed appeal before the Airport Economic Regulatory Authority Appellate Tribunal against Order dated 05.05.2010 of the Airport Economic Regulatory Authority.

The appeal has been sent to you by Registered Post by the Counsel of State Government, Advt. P.V.Dinesh by his letter dated 02.06.2010 (Copy enclosed), since on enquiry he gathered that even though the establishment of the Appellate Tribunal is notified, the Tribunal has not been constituted or its office established yet. It is obvious that a decision on the Appeal would take some time which would create great hardships for the passengers using the Airport.

In these circumstances, I would request you to kindly initiate urgent action to keep the imposition of User Development Fee at Thiruvananthapuram International Airport in abeyance till the Appeal filed by the State Government against Order dated 05.05.2010 of the Airport Economic Regulatory Authority is disposed of by the Airport Economic Regulatory Authority Appellate Tribunal.

Yours sincerely,

/

( Dr.P.Prabakaran )

Shri.M.Madhavan Nambiar, IAS  
Secretary,  
Ministry of Civil Aviation,  
Government of India,  
New Delhi.

✓ Copy to: Shri V.P.Agarwal,  
Chairman, Airport Authority of India,  
Rajiv Gandhi Bhavan,  
Safdarjung Airport,  
New Delhi 110 003.

4864 Ca.  
11/6/2010  
22/11/11 MF  
14/10/2010

*P. V. Dinesh* - 326 -

Standing Counsel, State of Kerala  
Supreme Court of India

Date : 02.06.2010

The Secretary  
Ministry of Civil Aviation  
Rajiv Gandhi Bhawan  
New Delhi 110003

Sub : 1. Appeal filed under section 18(2) of AERA Act.  
2. Order dated 5.5.2010 passed by AERA in the matter of levy of  
UDF at Trivandrum International Airport.

Dear Sir,

The State of Kerala and Trivandrum Airport Development Society (TRIADS) are aggrieved by the UDF imposed at Trivandrum International Airport by the Order dated 5.5.2010, passed by the Learned AERA. Being aggrieved, the State and TRIADS wanted to file an appeal before the AERA Appellate Tribunal. Under Section 18(3) of the AERA Act, appeal should be filed within a period of 30 days and the limitation is expiring on 5.6.2010. The appellants above mentioned have prepared an appeal and for the purpose of filing the same, visited Rajiv Gandhi Bhawan on 1.6.2010. It was informed that AERA Appellate Tribunal is housed in the said building, but on enquiry with various offices, it has been informed that, though establishment of the Appellate Appeal Authority is notified, the Appellate Tribunal is not constituted and Tribunal Office is yet to be established. Under such circumstances, the Appeal is being addressed to your goodself and sent under registered post, to be placed before the Learned Appellate Tribunal as and when the same is constituted and established.

Yours faithfully,



P.V. Dinesh  
Counsel for the Appellants  
Standing Counsel for State of Kerala