

VOLUNTARY DECLARATION OF PAUL PENNICOOK

I, PAUL PENNICOOK, do solemnly and sincerely declare as follows:

That my postal address is in care of Air Jamaica Limited, 72-76 Harbour Street, in the parish of Kingston. That I am Senior Vice President – Sales & Marketing of Air Jamaica.

1. That I do not know for sure what factors prompted the sale of the Heathrow slots. However, I am aware that Air Jamaica planned and decided to give up the London route in 2007 because of mounting operational losses on the route. Also, what was sold was in fact one (1) slot pair with daily arrivals/departures 7 days per week.
2. That I am aware that Air Jamaica approached both British Airways and Virgin Atlantic about increasing service to Jamaica as Air Jamaica was planning to come off the route and would like to ensure that a certain level of seat capacity was maintained after Air Jamaica exited the route.
3. That I am not aware of a detailed Request for Proposal regarding the sale of the Heathrow Slots.
4. That I do not know what methodology was used in the evaluation of the proposals received From British Airways and Virgin Atlantic
5. That I do not know:
 - (i) The criteria by which each proposal was assessed
 - (ii) The primary conditions of sale which the proposals should satisfy
 - (iii) The source of the data which informed the criteria by which each proposal was measured
 - (iv) The priority areas of concern for Air Jamaica in assessing the proposals
 - (v) The scoring system that was utilized in the evaluation of the proposals
6. That I know
 - (i) That Mike Conway, CEO at the time, initiated communication with Virgin Atlantic and British Airways
 - (ii) I do not know the date communication in regard to the sale of Heathrow slots was initiated.
 - (iii) I do not know the circumstances relating to same.
7. That I did not know the value of the Heathrow slots at the time they were being sold
8. That I do not know if a valuation of the slots was undertaken prior to the commencement of negotiations with British Airways and Virgin Atlantic
9. That I am not aware that both Virgin Atlantic and British Airways communicated directly with the MOFP and that the Minister evaluated both proposals
10. That I am not aware that Air Jamaica approached any other entity in regard to the sale of the Heathrow slots.
11. That I do not know what attempts were made by Air Jamaica to ensure a fair market value for the slots sold to Virgin Atlantic
12. That I am not aware of this statement
13. That I am aware of the Open Skies agreement between the EU and the United States and its likely impact on the airline industry. I have been aware of the negotiations for years and more recently that it was finally signed in 2007
I am not sure of the implications of the Open Skies Agreement on the value of the Heathrow slots sold by Air Jamaica


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 2008/7/23
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14. (i) That I do not know which GOJ official negotiated and concluded the agreement
(ii) That I do not know the name of the Virgin Atlantic official who concluded the agreement
(iii) That I do not know the rationale for selecting the Virgin Atlantic proposal
15. That I am aware of a report prepared by Mr Conway, but I do not know why the recommendation was not acted upon. As a matter of fact, I was asked to prepare a justification for going with British Airways in this deal and I did so. I was asked to do that having served as Director of Tourism and therefore could therefore speak to the potential tourism benefits.
 - (ii) That I do not know what was the final recommendation of the Air Jamaica Board
 - (iii) That I do not know the rationale which led to Virgin Atlantic being selected
 - (iv) That I cannot detail the unique elements of either proposal
16. That I do not know about the role of the Legal Department in this negotiation
17. That I do not know the extent of the involvement of the Legal Department in the MOU between Virgin Atlantic and Air Jamaica
18. That I am not aware of this information
19. That I do not wish to add anything else to this response

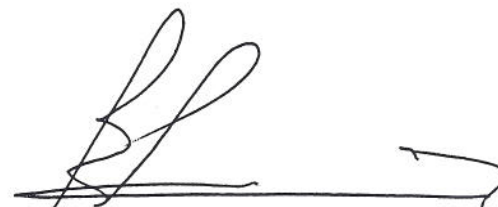
That I have answered the questions posed and fulfilled the requisitions made to me in a letter from the Office of the Contractor General dated July 9, 2008, completely, accurately and truthfully.

AND I make this solemn declaration conscientiously believing the same to be true and by virtue of the Voluntary Declarations Act.

TAKEN and ACKNOWLEDGED)
by the said PAUL PENNICOOK)
at 72-76 Harbour Street, Kingston on this)
22nd day of July 2008 in the presence of :)



JUSTICE OF THE PEACE
for the parish of: *Kingston*


PAUL PENNICOOK