

## Airport Concession Disadvantaged Business Enterprise Policy Statement

### I. OBJECTIVES/POLICY STATEMENT (Section 23.1, 23.23)

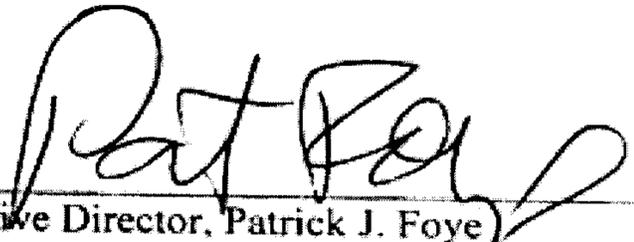
The Port Authority of New York and New Jersey herein referred to as the Port Authority, a municipal corporate instrument of the States of New York and New Jersey, was created by compact between the two states in 1921 with the consent of the Congress of the United States, to plan, develop and operate public transportation, terminal and facilities of commerce. The philosophy of the Port Authority is that the continuing growth and health of our society depends, to a large extent, on the opportunity for everyone to share economic progress. This has been recognized on all levels of federal, state and local government.

The Port Authority has established an Airport Concession Disadvantaged Business Enterprise (ACDBE) program in accordance with U.S. Department of Transportation (DOT), 49 Code of Federal Regulations (CFR) Part 23. It is the policy of the Port Authority to ensure nondiscrimination on the basis of race, color, sex or national origin in the award and administration of concession related contracting opportunities at the Port Authority's primary airports (Newark Liberty International, John F. Kennedy International, LaGuardia and Stewart International Airports). It is the policy of the Port Authority to ensure that ACDBEs as defined in Part 23, have an equal opportunity to receive and participate in concession opportunities. It is also the Port Authority's objective:

1. To ensure nondiscrimination in the award and administration of opportunities for concessions at our airports receiving DOT financial assistance;
2. To create a level playing field on which ACDBEs can compete fairly for opportunities for concessions;
3. To ensure that our ACDBE program is narrowly tailored in accordance with applicable law;
4. To ensure that only firms that fully meet the eligibility standards of Part 23 are permitted to participate as ACDBEs at our airport(s);
5. To help remove barriers to the participation of ACDBEs in opportunities for concessions at our airport(s); and
6. To provide our airports appropriate flexibility in establishing and providing opportunities for ACDBEs.

The Director of the Office of Business Diversity and Civil Rights has been designated as the ACDBE Liaison Officer (ACDBELO). In that capacity, the Director is responsible, with the assistance of the Director of the Aviation Department, for implementing all aspects of the ACDBE program. Implementation of the ACDBE program is accorded the same priority as compliance with all other legal obligations incurred by the Port Authority in its financial assistance agreements with the Department of Transportation.

The Port Authority has disseminated this policy statement to the Board of Commissioners and all of the components of our organization. The Port Authority has distributed this statement to ACDBE and non-ACDBE concessionaire communities through posting on the Office of Business Diversity and Civil Rights web page: <http://www.panynj.gov/business-opportunities/supplier-diversity.html>.

  
Executive Director, Patrick J. Foye

7-13-13  
Date