

**The Port Authority of New York and New Jersey  
Airport Concession Disadvantaged Business Enterprise  
Policy Statement**


The Port Authority of New York and New Jersey, herein referred to as the Port Authority, a municipal corporate instrumentality and political subdivision 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 within the Port District, an area of about 1,500 square miles in both States, centering about the New York Harbor. 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.

The Port Authority has established an Airport Concession Disadvantaged Business Enterprise (ACDBE) program in accordance with applicable U.S. Department of Transportation (DOT) regulations in 49 CFR Part 23, for the Port Authority's primary airports (Newark Liberty International, John F. Kennedy International, LaGuardia and Stewart International Airports). The Port Authority has received Federal financial assistance from the DOT, and as a condition of receiving this assistance; the Port Authority has signed an assurance that it will comply with these regulations. 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 our policy:

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 outlined in 49 CFR 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. 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 will disseminate 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>



Richard Cotton  
Executive Director

Date

3/30/18