1965 No. 1472

CIVIL AVIATION

The Air Navigation (Fees) Regulations 1965

Made - - -	*26th July* 1965
Coming into Operation	*1st September* 1965

The Minister of Aviation with the consent of the Treasury and in exercise of the powers conferred on him by Article 73 of the Air Navigation Order 1960(**a**), as amended (**b**), and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

1. These Regulations shall come into operation on 1st September 1965, and may be cited as the Air Navigation (Fees) Regulations 1965.

2.—(1) In these Regulations, the expression "the Order" means the Air Navigation Order 1960, as amended by any provision of an Order in Council, being a provision which comes into operation on or before 26th July 1965(**b**).

(2) Expressions used in these Regulations shall, unless the context otherwise requires, have the same respective meanings as in the Order.

(3) The Interpretation Act 1889(**c**) shall apply for the purpose of the interpretation of these Regulations as it applies for the purpose of the interpretation of an Act of Parliament.

3. The Provisions of the Schedule to these Regulations shall have effect with respect to the fees to be paid in connection with the certificates, licences and other documents, and with examinations, tests, inspections, investigations, permissions and approvals, required by or for the purposes of the Order or any regulations made thereunder.

4.—(1) Subject to paragraph (2) of this Regulation, the Air Navigation (Fees) Regulations 1962(**d**) and the Air Navigation (Fees) (Amendment) Regulations 1963(**e**) are hereby revoked.

(**a**) S.I.1960/972 (1960 I, p.599).
(**b**) The only relevant amendment is S.I. 1965/126 (1965 I, p. 241).
(**c**) 52 & 53 Vict. c. 63.
(**d**) S.I. 1962/907 (1962 II, p. 1061).
(**e**) S.I. 1963/418 (1963 I, p. 482).

(2) Section 38(2) of the Interpretation Act 1889 (which relates to the effect of repeals) shall apply to these Regulations as if these Regulations were an Act of Parliament and as if the Regulations revoked by paragraph (1) of this Regulation were an Act of Parliament thereby repealed.

R. R. GOODISON,

An Under Secretary of the Ministry of Aviation.

26th July 1965.

We consent to the making of these Regulations

J. McCANN,
G. H. R. ROGERS,

Lords Commissioners of Her Majesty's Treasury.

26th July 1965.

THE SCHEDULE

Certificate of Registration (Article 2(8))

1. The fee to be paid for the issue of a certificate of registration of an aircraft pursuant to Article 2(8) of the Order shall be in accordance with the following scale:—

Where the maximum total weight—

	£ s. d.
(*a*) does not exceed 6,000 lb.	1 10 0
(*b*) exceeds 6,000 lb. but does not exceed 12,500 lb.	6 0 0
(*c*) exceeds 12,500 lb. but does not exceed 30,000 lb.	12 10 0
(*d*) exceeds 30,000 lb. but does not exceed 100,000 lb.	30 0 0
(*e*) exceeds 100,000 lb.	50 0 0

For the purposes of this paragraph "maximum total weight" means the maximum total weight authorised in the certificate of airworthiness in force in respect of the aircraft, or, if no such certificate is in force, in the certificate of airworthiness last in force in respect of that aircraft. In any other case "maximum total weight" means the maximum total weight authorised of the prototype or modification thereof to which the aircraft in the opinion of the Minister conforms.

Permit for an aircraft to fly without a Certificate of Airworthiness (Article 4(1))

2. The fees to be paid in respect of an application for a permit to fly in pursuance of proviso *(e)* to Article 4(1) of the Order shall be as follows:—

For any investigations required by the Minister in connection with the application, a fee of an amount equivalent to the cost of making such investigations but not exceeding 10s. 0d. per lb. of the maximum total weight of the aircraft for any year, or part of a year, of the period required for carrying out the investigation.

For the permit, a fee of £1.

For the purposes of this paragraph "maximum total weight" means the maximum total weight specified in the application for the permit.

First Issue of Certificate of Airworthiness (Article 5(1))

3. Where an application is made for the first issue of a certificate of airworthiness in respect of an aircraft there shall be paid for the investigations required by the Minister in pursuance of Article 5(1) of the Order (not including the investigation of any

aircraft engine) a fee of an amount equal to the cost of making the investigations but not exceeding 10s. 0d. per lb. of the maximum total weight of the aircraft for any year, or part of the year, of the period required for carrying out the investigation:

Provided that—

(1) in the case of an aircraft which in the opinion of the Minister conforms to a prototype aircraft or to a modification of a prototype aircraft, the fee to be paid shall be—

	£	s.	d.
(*a*) in the case of a glider of which the maximum total weight does not exceed 2,000 lb.	2	0	0
(*b*) in the case of a glider of which the maximum total weight exceeds 2,000 lb.	5	0	0
(*c*) in any other case, a fee in accordance with the following table:—			
(i) when the maximum total weight does not exceed 5,000 lb.	5	0	0
(ii) when the maximum total weight exceeds 5,000 lb. but does not exceed 7,500 lb.	10	0	0
(iii) when the maximum total weight exceeds 7,500 lb. but does not exceed 10,000 lb.	15	0	0
(iv) when the maximum total weight exceeds 10,000 lb.:—			
in respect of the first 10,000 lb.	15	0	0
in respect of each additional 1,000 lb. or part thereof	3	0	0

(2) in the case of an aircraft which in the opinion of the Minister is a modification of a prototype aircraft the fee shall not be less than that which would have been payable if paragraph (1) of this proviso had applied.

For the purpose of this paragraph "maximum total weight" means the maximum total weight specified in the application for the certificate.

Approval of Engine

4. The fees to be paid in respect of an application for the approval of an engine, whether in connection with an application for the issue or renewal of a certificate of airworthiness or for any other of the purposes of the Order (including any investigations required for the purpose) shall be in accordance with the following scale:—

	£	s.	d.
(*a*) When the power output of the engine as determined by the Minister:—			
(i) does not exceed 200 B.H.P. or 500 lb. thrust	2	0	0
(ii) exceeds 200 B.H.P. or 500 lb. thrust but does not exceed 500 B.H.P. or 1,250 lb. thrust	4	0	0
(iii) Exceeds 500 B.H.P. or 1,250 lb. thrust but does not exceed 1,000 B.H.P. or 2,500 lb. thrust	6	0	0
(iv) exceeds 1,000 B.H.P. or 2,500 lb. thrust but does not exceed 2,000 B.H.P. or 5,000 lb. thrust	8	0	0
(*b*) When the power output as so determined exceeds 2,000 B.H.P. or 5,000 lb. thrust, in respect of the first 2,000 B.H.P. or 5,000 lb. thrust	5	0	0
and in respect of each additional 100 B.H.P. or 250 lb. thrust		10	0

Second or Subsequent Issue or Renewal of Certificate of Airworthiness (Articles 5(1) and (6))

5. When an application is made for the second or subsequent issue or the renewal of a certificate of airworthiness in pursuance of paragraph (1) or paragraph (6) of Article 5 of the Order, the fee to be paid in respect thereof (including any investigations required in connection with the application) shall be £3 0s. 0d. in the case of a glider where the maximum total weight authorised of the glider does not exceed 2,000 lb., and in any other case shall be in accordance with the following sub-paragraphs:—

	£	s.	d.
(*a*) When the maximum total weight authorised for the aircraft does not exceed 2,000 lb.	5	0	0
(*b*) When the maximum total weight authorised for the aircraft exceeds 2,000 lb.:—			
In respect of the first 2,000 lb.	5	0	0
In respect of each additional 1,000 lb. or part thereof	7	0	0

Provided that, in respect of an aircraft in the Private Category the maximum total weight authorised of which exceeds 2,000 lb. but does not exceed 3,500 lb., the fee to be paid shall be £5 0s. 0d.

Validation of Certificate of Airworthiness (Article 5(5) and (6)).

6. The fee to be paid in respect of an application for—

(1) the first issue of a certificate of validation of a certificate of airworthiness in respect of any aircraft in pursuance of Article 5(5) of the Order (including any investigation required in connection with the application) shall be the same as the fee which would be paid under paragraph 3 of this Schedule in respect of an application for the first issue of a certificate of airworthiness in respect of that aircraft, assuming it to be an aircraft which in the opinion of the Minister was a modification of a prototype aircraft;

the second or subsequent issue or the renewal of such certificate of validation in pursuance of paragraphs (5) and (6) of Article 5 of the Order shall be the same as the fee which would be paid under paragraph 5 of this Schedule in respect of the second or subsequent issue or the renewal of a certificate of airworthiness in respect of that aircraft.

Approval of persons (Articles 5(8) and 7(4)(c))

7. The fee to be paid by a person for the making of inspections of his organisation for the purposes of Articles 5(8) and 7(4)*(c)* of the Order shall be £25 0s. 0d. per annum for each branch of the organisation which is separately inspected.

Approval in respect of aircraft and equipment including modification, repair, etc., (excluding engines and radio apparatus) (Articles 5(7), 7(3), 9(2))

8. The fee to be paid in respect of an application for approval pursuant to any requirement of Articles 5(7), 7(3) or 9(2) of the Order (other than for approval of an engine) shall be an amount equivalent to the cost of making the investigations which the Minister deems necessary for the purpose but not exceeding £1,000 for any year, or part of a year, of the period required for carrying out the investigation.

Approval of type, etc. of radio apparatus (Article 10(5))

9. The fee to be paid in respect of an application for the approval by the Minister of radio apparatus or the manner of the installation thereof, or of any modification of the apparatus or the manner of its installation, for the purpose of Article 10(5) of the Order shall be an amount equivalent to the cost of making the investigations which the Minister deems necessary for the purpose but not exceeding £1,000 for any year, or part of a year, of the period required for carrying out the investigation.

Licences for Aircraft Maintenance Engineers and Aircraft Radio Maintenance Engineers (Article 8)

10. The fees to be paid in respect of a licence as an aircraft maintenance engineer or aircraft radio maintenance engineer in pursuance of Article 8 of the Order shall be as follows:—

	£ s. d.
In respect of an application for a licence	5 0 0
In respect of an application for the extension of a rating included in a licence	3 10 0
In respect of an application for the renewal of a licence:	
If the applicant is not required to pass an examination	2 10 0
If the applicant is required to pass an examination	5 0 0

Provided that the fees specified above shall cover only one examination in respect of the inclusion or extension of a rating in a licence and, if an additional examination is required in respect of such inclusion or extension, the fee to be paid for such additional examination shall be £3 10s. 0d.

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Licences for Flight Crew (Article 16(1)) and Ratings therein (Article 16(3) and (4))

11.—(1) The following fees shall be paid on application for the grant or renewal of a licence to act as:—

	£	s.	d.
(*a*) a professional pilot	5	0	0
(*b*) a flight navigator, or a flight engineer, or a flight radiotelegraphy operator (except when the applicant is the holder of a flight radiotelegraphy operator's temporary licence), or a private pilot	3	0	0
(*c*) a flight radiotelephony operator, whether the licence is general or restricted, (except where the applicant is the holder of a licence to act as a pilot, flight navigator, flight engineer or flight radiotelegraphy operator) or a student pilot	2	0	0

(2) The following fees shall be paid on application for the grant or renewal of any licence to act as a member of the flight crew of an aircraft or for the inclusion or renewal of a rating in such a licence, in respect of such of the following examinations as may be required:—

	£	s.	d.
(*a*) For an official general examination on aircraft—			
(i) For the full examination	3	0	0
(ii) For a part of the examination	2	0	0
(*b*) For an official examination on the performance of aircraft	5	0	0
(*c*) For an official technical examination on application for the inclusion of an aircraft rating for a single type of aircraft in a licence or for the extension of such a rating to include any additional type of aircraft—			
(i) if the maximum total weight authorised of the aircraft does not exceed 12,500 lb.	6	0	0
(ii) if the maximum total weight authorised of the aircraft exceeds 12,500 lb.	9	0	0
(*d*) For an official examination in radiotelephony which consists of not more than two parts— for each part of the examination, on each occasion when that part is taken	1	0	0
(*e*) For an official examination on the morse code	1	0	0
(*f*) For any other official technical examination which consists of not more than 11 parts— for each part of the examination, on each occasion when that part is taken	2	0	0
(*g*) For an official flying test on application for the inclusion in a pilot's licence of a flying instructor's rating or an assistant flying instructor's rating or for the renewal of such a rating	5	0	0
(*h*) For any other official flying test, by day or by night	10	0	0

(3) For the purposes of this paragraph—
"a licence to act as a professional pilot" means a licence of one of the following classes:—

Commercial Pilot's Licence (Aeroplanes)
Senior Commercial Pilot's Licence (Aeroplanes)
Airline Transport Pilot's Licence (Aeroplanes)
Commercial Pilot's Licence (Helicopters and Gyroplanes)
Airline Transport Pilot's Licence (Helicopters and Gyroplanes)
Commercial Pilot's Licence (Balloons)
Commercial Pilot's Licence (Airships)
Commercial Pilot's Licence (Gliders);

"a licence to act as a private pilot" means a licence of one of the following classes:—

Private Pilot's Licence (Aeroplanes)
Private Pilot's Licence (Helicopters and Gyroplanes)
Private Pilot's Licence (Balloons and Airships).

Official Medical Examination

12. The fees to be paid for an official medical examination, when required, shall be as follows:—

		£	s.	d.
(*a*)	On application for the grant of any licence to act as a member of the flight crew of an aircraft (including a student pilot's licence) or as an air traffic controller or student air traffic controller	10	0	0
	Provided that where the Minister is satisfied that the applicant has previously been medically examined in connection with an application for a licence for which there is required a standard of medical fitness not inferior to that required for the licence for which the application is made the fee shall be	3	0	0
(*b*)	For any other purpose of the Order or any regulations made thereunder	3	0	0

Air Traffic Controllers' Licences (Article 56(1) and Rule 55 of the Rules of the Air and Air Traffic Control)

13. The fees to be paid in respect of an air traffic controller's licence or a student air traffic controller's licence in pursuance of Article 56(1) of the Order and Rule 55 of the Rules of the Air and Air Traffic Control shall be as follows:—

		£	s.	d.
(*a*)	Upon application being made for an air traffic controller's licence, including an aerodrome control rating	5	0	0
(*b*)	For the grant of an air traffic controller's licence or a student air traffic controller's licence	2	0	0
(*c*)	For the renewal of an air traffic controller's licence or a student air traffic controller's licence	2	0	0
(*d*)	Upon separate application being made for an aerodrome control rating	2	0	0
(*e*)	Upon application being made for a rating other than an aerodrome control rating	4	0	0
(*f*)	Upon application being made for the naming of an aerodrome, or of any additional aerodrome, in a licence	3	0	0

Provided that—

(i) where in the case of an application for the renewal of a licence the Minister requires the applicant to be re-examined in respect of a rating or the naming of an aerodrome, the appropriate fees under sub-paragraph (*d*), (*e*) or (*f*) of this paragraph as the case may be shall be payable in addition to the renewal fee; and where the Minister requires an applicant for the renewal of a licence to be re-examined as to his qualifications for a licence (as opposed to his qualifications under the sub-paragraphs above mentioned) there shall be payable the fees appropriate to an application for and the grant of a licence under sub-paragraphs (*a*) and (*b*) of this paragraph; but the Minister may, if it appears to him that there are special circumstances which make it right to do so, reduce the fees to be paid in respect of such re-examination by such amount as he thinks proper in the circumstances;

(ii) where an applicant is not required to pass any part of an examination or test by reason of his having passed that part on any previous occasion, or for any other reason, the fee to be paid in respect of the application to which the examination or test relates may be reduced by such amount as the Minister thinks proper in the circumstances of the case.

Aerodrome Licences (*Article* 61)

14. Subject to the provisions of this paragraph, the fees to be paid in respect of aerodrome licences shall be as follows:—

	£ s. d.
For an official inspection of an aerodrome not followed by the grant or renewal of a licence	7 10 0
For the grant of a licence for a period not exceeding three days, including official inspection of the aerodrome	7 10 0
For the grant or renewal of a licence for a period exceeding three days, including official inspection of the aerodrome	The fee specified in the table at the foot of this paragraph.
For the variation of a licence	5 0 0

Provided that where a licence is granted or renewed for a period which will expire within twelve months from the date on which the grant or renewal becomes operative and an application is made for the renewal of the licence, or for the grant of a further licence to the same person for the same aerodrome, for any subsequent period falling within those twelve months, then—

(*a*) if the application is for the renewal of the licence without variation or for the grant of a further licence on the same terms as the previous licence, no fee shall be payable in respect of the renewal or grant; and

(*b*) if the application is for the renewal of the licence with variations or for the grant of a further licence on terms different from those of the previous licence, the application shall be treated for the purpose of this paragraph as if it were an application for the variation of a licence.

Table	*Fee payable*
The weight certified in the application for the grant or renewal of the licence as being the maximum total weight authorised of the heaviest aircraft which the applicant expects to use the aerodrome, while the licence is in force, for the purpose of the public transport of passengers or of instruction in flying:—	£ s. d.
Not exceeding 6,500 lb.	10 0 0
Exceeding 6,500 lb. but not exceeding 15,000 lb.	25 0 0
Exceeding 15,000 lb.	50 0 0

Validation of a Licence (*Articles* 8(4) *and* 17)

15. Where an application is made for the issue of a certificate of validation of a licence under the Order the following fees shall be paid:—

For an official medical examination (if required) For a technical examination (if required) For an official flying test (if required)	In each case the fees appropriate to the grant of a licence equivalent to that for which validation is sought.
For a certificate	£1 10s 0d

Copies of Documents

16. The fee to be paid for the issue by the Minister of a copy or replacement of a document issued under the Order or under regulations made thereunder shall be £1:

Provided that for a copy or replacement of a flight manual or performance schedule relating to a certificate of airworthiness the fee shall be an amount equal to the cost of preparing the copy or replacement as the case may be, but shall not exceed £8 0s. 0d.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations revoke and re-enact with certain modifications the Air Navigation (Fees) Regulations 1962, as amended, which prescribe the fees to be paid in connection with certificates, licences and other documents, and with examinations, tests, inspections, investigations, permissions and approvals, required by or for the purposes of the Air Navigation Order 1960 and regulations made thereunder.

The principal modifications are as follows:—

(*a*) The fees for a permit to fly and for the first issue of a certificate of airworthiness are increased (Paragraphs 2 and 3 of the Schedule);

(*b*) A scale of fees is now prescribed for the approval of an engine, for whatever purpose of the Order the approval is required (Paragraph 4);

(*c*) Provision is made for the fee payable on second or subsequent issue of a certificate of airworthiness to be the same as the fee payable on renewal of such a certificate (Paragraph 5);

(*d*) The fees payable on application for flight crew licences and ratings and for examinations in connection therewith are increased (Paragraph 11);

(*e*) A fee is now prescribed for flying tests for flying instructors' ratings (Paragraph 11);

(*f*) The fees for official medical examinations are increased (Paragraph 12).