flight which could not reasonably be expected to have been foreseen before the flight began, and Article 34H (2) confers upon the commander of a public transport aircraft a discretion to make a flight or to authorise another person to make a flight, which he or that other person would be prohibited from making by any of the provisions referred to in paragraphs (*c*), (*d*) and (*e*) above in cases where the conditions specified in subparagraphs (*a*) and (*b*) of Article 34H (2) are fulfilled and in such a case Article 34H (3) requires a report to be made to the Minister.

The existing provisions in paragraphs (7) and (9) of Article 18 of the Air Navigation Order, 1954, relating to the establishment by operators of public transport aircraft of limitations on the flight times of the operating crew of such aircraft are revoked.

This Order also amends the Rules of the Air and Air Traffic Control (Schedule II to the Air Navigation Order, 1954), as amended by the Air Navigation (Fourth Amendment) Order, 1956, so as to permit a glider, when hill-soaring, to fly closer than 500 feet to any person, vessel, vehicle or structure.

1957 No. 1072

The Air Navigation (Sixth Amendment) Order, 1957

Made - - - -	*24th June*, 1957
Laid before Parliament	*28th June*, 1957
Coming into Operation	*1st July*, 1957

At the Court at Buckingham Palace, the 24th day of June, 1957

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by sections 8, 57 and 59 of the Civil Aviation Act, 1949(**a**), and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Citation and Operation

1. This Order may be cited as the Air Navigation (Sixth Amendment) Order, 1957, and shall come into operation on the first day of July, 1957.

Interpretation

2. The Interpretation Act, 1889(**b**), applies for the purposes of the interpretation of this Order as it applies for the purposes of the interpretation of an Act of Parliament.

(a) 12, 13 & 14 Geo. 6. c. 67. (b) 52 & 53 Vict. c. 63.

Amendment of Air Navigation Order, 1954

3. The Air Navigation Order, 1954(a), as amended(b), shall be amended as follows:—

For Rule 44 of Schedule II there shall be substituted the following Rule:—

"*Aerodrome Traffic Zone Rules*

44—(1) In this Rule, 'aerodrome traffic zone' in relation to any aerodrome means the airspace extending from aerodrome level to a height of 2,000 feet over the area comprising the aerodrome and the surrounding land or water within a distance of 3,000 yards of its boundaries.

(2) (*a*) An aircraft shall not fly within the aerodrome traffic zone of any aerodrome except for the purpose of landing or taking off, or observing signals in the signal area preparatory to landing, at that aerodrome unless authorised by Air Traffic Control or the responsible aviation authority at the aerodrome.

(*b*) When flying within the aerodrome traffic zone of any aerodrome an aircraft shall unless authorised or directed by Air Traffic Control or the responsible aviation authority at the aerodrome to do otherwise

(i) fly at least 500 feet below and clear of cloud except in so far as compliance with sub-paragraph (ii) (*bb*) hereof may necessitate the contrary;

(ii) except when taking off or landing

(*aa*) keep the manoeuvring area on its left;

(*bb*) fly at a height of not less than 500 feet above the level of the manoeuvring area;

(iii) make all turnings for the purpose of any circuit or part of a circuit which it is desired to make after taking off from, or preparatory to landing at, the aerodrome to the left and clear of the manoeuvring area.

(3) The provisions of this Rule are without prejudice to the provisions of Rule 13 and any special rules made by the Minister under paragraph (3) of Rule 42."

W. G. Agnew.

EXPLANATORY NOTE

(*This Note is not part of the Order but is intended to indicate its general purport.*)

This Order substitutes for the existing Rule of the Air dealing with flight within the traffic zones of aerodromes a new Rule which substantially re-enacts the present requirements but includes new provisions prohibiting flight within such zones except for specified purposes such as landing or take off, unless permission of the appropriate authority has been obtained.

(a) S.I. 1954/829 (1954 I, p. 259). (b) S.I. 1956/82, 421, 1212, 1578, 1957/278 (1956 I, pp. 458, 460, 461, 464; 1957 I, p. 356).