STATUTORY INSTRUMENTS

1971 No. 1968

CIVIL AVIATION

The Civil Aviation (Aerial Advertising) Regulations 1971

Made - - - -	*2nd December* 1971
Laid before Parliament	*10th December* 1971
Coming into Operation	*31st December* 1971

The Secretary of State, in exercise of his powers under section 7(1) of the Civil Aviation (Licensing) Act 1960(a), and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

1. These Regulations may be cited as the Civil Aviation (Aerial Advertising) Regulations 1971, and shall come into operation on 31st December 1971.

2.—(1) In these Regulations, unless the context otherwise requires, the expression "local authority" means, in relation to England and Wales, the council of a county, county borough, London borough or county district, the Greater London Council or the Common Council of the City of London and, in relation to Scotland, any county or town council; and "operator", in relation to an aircraft, means the person for the time being having the management of the aircraft.

(2) The Interpretation Act 1889(b), shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament.

(3) 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of Parliament and as if the Regulations revoked by Regulation 3 of these Regulations were an Act of Parliament thereby repealed.

3. The Civil Aviation (Aerial Advertising) Regulations 1961(c) and the Civil Aviation (Aerial Advertising) (Amendment) Regulations 1970(d) are hereby revoked.

4. For the purposes of section 7 of the Civil Aviation (Licensing) Act 1960 (which prohibits aerial advertising and propaganda, save in such circumstances as may be prescribed), the following circumstances are hereby prescribed—

(1) The use of aircraft for the emission or display of any communication solely for one or more of the following purposes:—

(*a*) complying with the law of the United Kingdom or any other country, being law in force in relation to the aircraft;

(a) 1960 c. 38.
(b) 1889 c. 63.
(c) S.I. 1961/2102 (1961 III, p. 3835).
(d) S.I. 1970/1444 (1970 III, p. 4704).

(*b*) securing the safety of the aircraft or any person or property therein;

(*c*) identifying by a mark or inscription on the aircraft any one or more of the following:—

(i) the owner of the aircraft;

(ii) the charterer of the aircraft by demise;

(iii) the charterer of the aircraft otherwise than by demise, if the charterer is an operator of aircraft;

(iv) the manufacturer of the aircraft;

(v) the manufacturer of any of the aircraft's engines;

(vi) the type of the aircraft;

(vii) the type of any of the aircraft's engines:

Provided that nothing in this sub-paragraph shall permit the use of any aircraft for the display of an illuminated sign, or the use of a kite or captive balloon for the emission or display of any communication;

(*d*) the furtherance, by or on behalf of a Government department, a local authority or a person providing ambulance or rescue facilities by air, of measures in connection with circumstances then existing or imminent which are calculated to cause danger to persons or property;

(*e*) civil defence, military or police purposes.

(2) The use of any balloon which at any stage of its flight is not more than one metre in any linear dimension for the display of any mark or inscription on the body of the balloon.

Michael Noble,
Minister for Trade,
Department of Trade and Industry.

2nd December 1971.

EXPLANATORY NOTE

(*This Note is not part of the Regulations.*)

These Regulations revoke the Civil Aviation (Aerial Advertising) Regulations 1961, as amended. They reproduce the substance of the 1961 Regulations as amended, except that balloons, other than captive balloons, may now be used for the emission or display of communications of a type prescribed by these Regulations.