STATUTORY INSTRUMENTS

1986 No. 2153

CIVIL AVIATION

The Civil Aviation (Joint Financing) (Fourth Amendment) Regulations 1986

Made - - -	*8th December* 1986
Laid before Parliament	*11th December* 1986
Coming into Operation	*1st January* 1987

The Secretary of State for Transport, in exercise of his powers under sections 73 and 74 of the Civil Aviation Act 1982(**a**) and of all other powers enabling him in that behalf, and with the consent of the Treasury, hereby makes the following Regulations:

1. These Regulations may be cited as the Civil Aviation (Joint Financing) (Fourth Amendment) Regulations 1986 and shall come into operation on 1st January 1987.

2. The Civil Aviation (Joint Financing) Regulations 1982(**b**) shall be further amended as follows—

(1) In regulation 4(1) for the sums £28.05, £8.72 and £19.33 there shall be substituted the sums £25.98, £9.24 and £16.74.

(2) For regulation 10 thereof there shall be substituted the following new regulation—

"**10.** The proceeds of any sale under these Regulations shall be applied as follows, and in the following order, that is to say—

(a) in payment of any customs duty which is due in consequence of the aircraft having been brought into the United Kingdom;

(b) in payment of the expenses incurred by the Authority in detaining, keeping and selling the aircraft, including its expenses in connection with the application to the court;

(c) in payment of the charges in respect of any aircraft which the court has found to be due from the operator by virtue of these or any other Regulations under section 73 of the Civil Aviation Act 1982;

(**a**) 1982 c. 16; section 73(4) was amended by section 3(2) of the Civil Aviation (Eurocontrol) Act 1983 (c. 11).
(**b**) S.I. 1982/1784, amended by S.I. 1983/1833, 1984/1916 and 1985/1917.

(d) in payment of any airport charges incurred in respect of the aircraft which are due from the operator of the aircraft to the person owning or managing the aerodrome at which the aircraft was detained under these Regulations;

and the surplus, if any, shall be paid to or among the person or persons whose interests in the aircraft have been divested by reason of the sale.".

John Moore,
Secretary of State for Transport.

3rd December 1986.

We consent to the making of these Regulations.

Tim Sainsbury,
Tony Durant,
Two of the Lord's Commissioners of
Her Majesty's Treasury.

8th December 1986.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the Civil Aviation (Joint Financing) Regulations 1982, as follows—

(1) The charge payable by operators of aircraft to the Civil Aviation Authority in respect of crossings between Europe and North America is decreased in consequence of a decision of the Council of the International Civil Aviation Organisation. The element of the charge payable in respect of air navigation services provided by the Government of Denmark is increased from £8.72 to £9.24. The element of the charge payable in respect of air navigation services provided by the Government of Iceland is decreased from £19.33 to £16.74. The total charge is thus decreased from £28.05 to £25.98 (regulation 2(1)).

The charges are payable in pursuance of the Agreements on the Joint Financing of certain Air Navigation Services respectively in Greenland and the Faroe Islands and in Iceland, opened for signature in Geneva on 25th September 1956 (Cmnd. Nos 677 and 678) as amended by the Protocols opened for signature at Montreal on 3rd November 1982 (Cmnd. Nos 8844 and 8845).

The charges are required by the principal Regulations to be remitted to the Governments of Denmark and Iceland subject to the deduction of a fee not exceeding 5 per cent. for the Authority's expenses in billing and collection.

(2) Where an aircraft is detained and sold with the leave of the court, the proceeds of sale are to be applied after payment of any customs duty and expenses incurred by the Authority in detaining, keeping and selling the aircraft, in payment of the charges in respect of any aircraft which the court has found to be due from the operator by virtue of any Regulations under section 73 of the Civil Aviation Act 1982 before the payment of any airport charges due from that operator in respect of the aircraft to the person owning or managing the aerodrome at which the aircraft was detained (regulation 2(2)).

SI 1986/2153
ISBN 0-11-068153-3

