1971 No. 1730

CIVIL AVIATION

The Civil Aviation (Navigation Services Charges) (Amendment) Regulations 1971

Made - - -	*26th October* 1971
Laid before Parliament	*29th October* 1971
Coming into Operation	*1st November* 1971

The Secretary of State in exercise of his powers under sections 4 and 7 of the Civil Aviation (Eurocontrol) Act 1962(a), section 15(3) and (4) of the Civil Aviation Act 1968(b) and paragraph 6 of Schedule 10 to the Civil Aviation Act 1971(c) and of all other powers enabling him in that behalf, and with the consent of the Treasury hereby makes the following Regulations:

Citation and Operation

1. These Regulations may be cited as the Civil Aviation (Navigation Services Charges) (Amendment) Regulations 1971 and shall come into operation on 1st November 1971.

Interpretation

2.—(1) In these Regulations—

"the Principal Regulations" means the Civil Aviation (Navigation Services Charges) Regulations 1971(d);

"United Kingdom Air Pilot" means a document published by Her Majesty's Stationery Office and so entitled.

(2) The Interpretation Act 1889(e) applies for the purpose of the interpretation of these Regulations as it applies for the purpose of the interpretation of an Act of Parliament.

Amendment of the Civil Aviation (Navigation Services Charges) Regulations 1971

3. The Principal Regulations shall be amended as follows:—

(1) In Regulation 4, after "imposed" there shall be inserted "in respect of aerodromes".

(2) In the heading to Regulation 5, there shall be inserted at the end the words "*at aerodromes*".

(a) 1962 c. 8. (b) 1968 c. 61. (c) 1971 c. 75.
(d) S.I. 1971/1135 (1971 II, p. 3345). (e) 1889 c. 63.

(3) After Regulation 6, there shall be inserted the following heading and Regulation:—

"*Charges for services provided in the Shanwick Oceanic Control Area*

6A. Subject to the provisions of these Regulations, the operator of every aircraft (whether or not registered in the United Kingdom) which flies within the Shanwick Oceanic Control Area, as described in the 'United Kingdom Air Pilot' on the date of coming into operation of these Regulations, and in respect of which a flight plan is communicated to the appropriate air traffic control unit in relation to its flight in that Area shall pay to the Secretary of State for the navigation services made available by him in relation to that flight a charge of seven pounds."

(4) In Regulation 7, for "5 and 6" there shall be substituted "5, 6 and 6A".

(5) For Regulation 15 there shall be substituted the following Regulation:—

"15. The power conferred by these Regulations to detain an aircraft may be exercised:—

(*a*) in the case of an aircraft in respect of which charges have been incurred under Regulation 5 or 6 of these Regulations, on the occasion on which the charges have been incurred or on any subsequent occasion when the aircraft is on the aerodrome in respect of which those charges were incurred or on any other aerodrome to which section 14(9) of the Civil Aviation Act 1968 for the time being applies;

(*b*) in the case of an aircraft in respect of which charges have been incurred under Regulation 6A of these Regulations, on any occasion when the aircraft is on an aerodrome to which the said section 14(9) for the time being applies."

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

26th October 1971.

We consent to the making of these Regulations.

P. L. Hawkins,
V. H. Goodhew,
Lords Commissioners of Her Majesty's Treasury.

26th October 1971.

EXPLANATORY NOTE

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

These Regulations amend the Civil Aviation (Navigation Services Charges) Regulations 1971. They provide for the payment to the Secretary of State of a charge of seven pounds for every flight made within the Shanwick Oceanic Control Area in respect of which a flight plan is communicated to the appropriate air traffic control unit.