STATUTORY INSTRUMENTS

1975 No. 122

CIVIL AVIATION

The Civil Aviation (Navigation Services Charges) (Fifth Amendment) Regulations 1975

Made - - - -	*4th February* 1975
Laid before Parliament	*7th February* 1975
Coming into Operation	*1st March* 1975

The Secretary of State, in exercise of his powers under sections 4 and 7 of the Civil Aviation (Eurocontrol) Act 1962(a), as those sections are amended respectively by paragraphs 6 and 7 of Schedule 10 to the Civil Aviation Act 1971(b) and under section 15 of the Civil Aviation Act 1968(c) 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 (Navigation Services Charges) (Fifth Amendment) Regulations 1975 and shall come into operation on 1st March 1975.

2. The Interpretation Act 1889(d) 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 Civil Aviation (Navigation Services Charges) Regulations 1971(e), as amended(f), shall be further amended as follows:—

(1) In Regulation 2(1):—

(*a*) for the definition of "the standard charge", there shall be substituted:

" "the standard charge" means—

for each complete metric ton of the maximum total weight authorised of the aircraft in respect of which the charge is made, and for each fraction of a metric ton, a charge

(i) for services provided in connection with the use of Heathrow—London, Gatwick—London or Stansted—London aerodromes in respect of an aircraft engaged on an international flight, of 58 new pence;

(a) 1962 c. 8.
(b) 1971 c. 75.
(c) 1968 c. 61.
(d) 1889 c. 63.
(e) S.I. 1971/1135 (1971 II, p. 3345).
(f) S.I. 1971/1730, 1972/188, 1974/564, 1132 (1971 III, p. 4716; 1972 I, p. 670; 1974 I, p. 2303; II, p. 4310).

(ii) for services provided in connection with the use of any of the said aerodromes in respect of an aircraft engaged on a flight other than an international flight, of 50 new pence;

(iii) for services provided in connection with any of the other aerodromes referred to in Regulation 4 in respect of an aircraft engaged on an international flight, of 100 new pence;

(iv) for services provided in connection with the aerodromes referred to in paragraph (iii) above in respect of an aircraft engaged on a flight other than an international flight, of 75 new pence;";

(*b*) there shall be added at the end:

" "international flight" means a flight to or from a place outside the United Kingdom, Channel Islands and the Isle of Man, or a flight which is part of a through journey of the aircraft to or from a place outside those countries.".

(2) In Regulation 5:

(*a*) in the Table in paragraph (1) the words "(in the case of a helicopter by 100%)" and "(in the case of a helicopter 100%)" shall be deleted;

(*b*) in paragraph (2) for "115 miles" there shall be substituted "185 kilometres";

(*c*) paragraph (3) shall be deleted.

(3) In Regulation 6A for "twelve pounds" there shall be substituted "twenty pounds".

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

"*Value Added Tax Charge*

6B. For the purpose of reimbursing the Civil Aviation Authority in respect of value added tax payable on the provision of navigation services for which a charge is payable pursuant to these Regulations there shall be charged an additional charge equal to the amount of such tax and the incidence of the first-mentioned charge shall determine the incidence of the additional charge.".

S. Clinton Davis,
Parliamentary Under Secretary of State for Companies, Aviation and Shipping, Department of Trade.

1st February 1975.

We consent to the making of these Regulations.

M. Cocks,
James A. Dunn,
Lords Commissioners of Her Majesty's Treasury.

4th February 1975.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the Civil Aviation (Navigation Services Charges) Regulations 1971, as amended,

(1) by expressing in metric terms the weight of an aircraft for the purpose of the calculation of charges payable for navigation services provided for that aircraft;

(2) by increasing the navigation services charges payable for services provided in connection with the use of Heathrow, Gatwick and Stansted Airports by aircraft engaged on international and other flights by 4·0% and 0·8% respectively;

(3) by increasing the navigation services charges payable for services provided in connection with the use of any of the other aerodromes specified in Regulation 4 of those Regulations by aircraft engaged on international and other flights by 79% and 51% respectively;

(4) by abolishing the reduced charges payable for navigation services provided for helicopters;

(5) by increasing from twelve to twenty pounds the charge payable by the operator of an aircraft which flies within the Shanwick Oceanic Control Area and in respect of which a flight plan is communicated to the appropriate air traffic control unit; and

(6) by providing for the payment of an additional charge to reimburse the Authority for the value added tax for which it is accountable in respect of those air navigation services on which value added tax is payable.

SI 1975/ 122
ISBN 0-11-050122-5

