STATUTORY INSTRUMENTS

1982 No. 1671

PUBLIC HEALTH, ENGLAND AND WALES

The Public Health (Aircraft) (Isle of Man) Order 1982

Made - - - - - 24*th November* 1982

Coming into Operation 24*th December* 1982

At the Court at Buckingham Palace, the 24th day of November 1982

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in pursuance of section 143(10) of the Public Health Act 1936**(a)**, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. This Order may be cited as the Public Health (Aircraft) (Isle of Man) Order 1982 and shall come into operation on 24th December 1982.

2. It is hereby directed that the Public Health (Aircraft) Regulations 1979**(b)** shall extend to the Isle of Man, with the exceptions, modifications and adaptations specified in the Schedule to this Order.

N. E. Leigh,
Clerk of the Privy Council

SCHEDULE Article 2

EXCEPTIONS, MODIFICATIONS AND ADAPTATIONS TO THE PUBLIC HEALTH (AIRCRAFT) REGULATIONS 1979 AS EXTENDED TO THE ISLE OF MAN

1.—(1) Any reference to the Public Health (Aircraft) Regulations 1979 shall be construed as a reference to those Regulations as extended to the Isle of Man.

(2) Any reference to Regulations revoked by the said Regulations of 1979 shall be construed as a reference to the first-mentioned Regulations as extended to the Isle of Man.

(3) Except in the definition of "Secretary of State" in Regulation 2(1) and in Regulation 6(3), for any reference to the Secretary of State there shall be substituted a reference to the Board.

(4) For any reference to a responsible authority there shall be substituted a reference to the Board.

(a) 1936 c. 49. **(b)** S.I. 1979/1434.

(5) Any reference to an enactment of Tynwald in the Regulations of 1979 as modified by this Order shall be construed as a reference to that enactment as amended or replaced by or under any other enactment of Tynwald.

2. In Regulation 1 for the words "1st January 1980" there shall be substituted the words "24th December 1982".

3. In Regulation 2(1)—

(*a*) for the definition of "animals" there shall be substituted the following definition:—

' "animals" has the same meaning as in Article 2 of the Rabies Control Order 1976 of the Isle of Man;';

(*b*) for the definition of "authorised officer" there shall be substituted the following definition:—

' "authorised officer" means the medical officer or any other officer authorised by the Board under Regulation 4 to enforce and execute any of these Regulations;';

(*c*) after the definition of "baggage" there shall be inserted the following definition:—

' "Board" means the Isle of Man Local Government Board;';

(*d*) for the definition of "customs airport" there shall be substituted the following definition:—

' "customs airport" means an aerodrome designated by the Governor in Council by order under Article 76(1) of the Air Navigation Order 1976**(a)** as that Article has effect in the Isle of Man by virtue of the Customs and Excise Acts (Application) Order 1979 of the Isle of Man;';

(*e*) in the definition of "customs officer" there shall be added at the end the words "as that section has effect in the Isle of Man by virtue of that Order of 1979";

(*f*) the definition of "district" shall be omitted;

(*g*) after the definition of "excepted area" there shall be inserted the following definition:—

' "Governor" includes the Governor, Lieutenant Governor, Deputy Governor, Deputy Lieutenant Governor and acting Governor or acting Lieutenant Governor of the Isle of Man for the time being;';

(*h*) for the definition of "immigration officer" there shall be substituted the following definition:—

' "immigration officer" means any person appointed by the Governor to be an immigration officer or, in the case of an officer of customs and excise, in respect of whom an arrangement is made that he shall be employed as an immigration officer by virtue of Schedule 2 to the Immigration Act 1971**(b)** as extended to the Isle of Man by the Immigration (Isle of Man) Order 1972**(c)**;';

(*i*) the definition of "local authority" shall be omitted;

(*j*) for the definition of "medical officer" there shall be substituted the following definition:—

' "medical officer" means the Isle of Man Medical Officer of Health or any other medical practitioner appointed by the Board pursuant to Regulation 5;';

(a) S.I. 1976/1783. **(b)** 1971 c. 77. **(c)** S.I. 1972/1720.

(*k*) at the end of the definition of "national airport" there shall be inserted the words "or by the Isle of Man Airports Board";

(*l*) the definition of "responsible authority" shall be omitted.

4. In Regulation 3 the reference to the Visiting Forces Act 1952**(a)** shall be construed as a reference to that Act as extended to the Isle of Man by the Visiting Forces Act (Application to the Isle of Man) Order 1962**(b)**.

5. For Regulation 4 there shall be substituted the following Regulation:—

"**4.**—(1) It shall be the duty of the Board to enforce and execute these Regulations.

(2) The Board shall exercise their functions through the medical officer and such other officers as they may authorise in that behalf and shall make such enquiries and take such other steps as may seem to them to be necessary for securing the proper exercise of those functions.".

6. In Regulation 5—

(*a*) the words "other than the Secretary of State" and the words "and if so required by the Secretary of State shall" shall be omitted;

(*b*) in paragraph (*a*) for the words "its medical officer" there shall be substituted the words "the Isle of Man Medical Officer of Health";

(*c*) in paragraph (*g*) the words "or the opinion of the Secretary of State, as the case may be," shall be omitted.

7.—(1) In Regulation 6(1) for the words "authorised officer at a customs airport" there shall be substituted the words "Isle of Man Medical Officer of Health".

(2) In Regulation 6(2) and (3) for the words "authorised officer" there shall be substituted the words "Isle of Man Medical Officer of Health".

8. Regulation 8(6) shall be omitted.

9. In Regulation 9(1) in paragraph (*b*) for the words after "aircraft" there shall be substituted the words "if the medical officer concerned is not the Isle of Man Medical Officer of Health, send information to that effect to the Isle of Man Medical Officer of Health".

10. In Regulation 10 the words "at a customs airport" shall be omitted.

11. In Regulation 14(1) for the words "United Kingdom" there shall be substituted the words "Isle of Man".

12.—(1) In Regulation 25(1)(*c*) the words from "and for the purposes" to the end of the sub-paragraph shall be omitted.

(2) In Regulation 25(2) for the words after "address to the" there shall be substituted the words "Isle of Man Medical Officer of Health".

13. In Regulation 27 after the words "United Kingdom" there shall be inserted the words "and the Isle of Man".

(a) 1952 c. 67.

(b) S.I. 1962/170.

14. In Regulation 28—

(*a*) for the words "the London Gazette" wherever they occur there shall be substituted the words "two newspapers printed and circulated in the Isle of Man";

(*b*) the words "specified by the Secretary of State" shall be omitted;

(*c*) after the words "United Kingdom" there shall be inserted the words "and the Isle of Man".

15. In Regulation 31—

(*a*) any reference in paragraphs (*a*) to (*c*) to a medical officer shall be construed as a reference to the Isle of Man Medical Officer of Health;

(*b*) in paragraph (*c*) for the words "England or Wales" there shall be substituted the words "the Isle of Man";

(*c*) for paragraph (*d*) there shall be substituted the following provision:—

"(*d*) if so instructed by the Isle of Man Medical Officer of Health, report to a specified medical officer immediately and thereafter at such intervals as he may require.".

16. In Regulation 35—

(*a*) for the words "Post Office" where they first occur there shall be substituted the words "Isle of Man Post Office Authority";

(*b*) for the words "Post Office Act 1953" to the end of the Regulation, there shall be substituted the words "Isle of Man Post Office Authority (Postal Services, etc.) Act 1973 (an Act of Tynwald)".

17. In Regulation 36(3) for the words "England or Wales" there shall be substituted the words "the Isle of Man".

18. For Regulation 37 there shall be substituted the following Regulation:—

"37. Nothing in these Regulations shall affect any Order in Council or regulations relating to air navigation or any rules made under the Immigration Act 1971 as extended to the Isle of Man by the Immigration (Isle of Man) Order 1972.".

EXPLANATORY NOTE

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

This Order extends the Public Health (Aircraft) Regulations 1979 to the Isle of Man subject to the exceptions, modifications and adaptations specified in the Schedule to the Order.

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