STATUTORY INSTRUMENTS

1978 No. 1391

CIVIL AVIATION

The Rules of the Air and Air Traffic Control (Fourth Amendment) Regulations 1978

Made - - - - *26th September* 1978

Coming into Operation *2nd November* 1978

The Secretary of State, in exercise of his powers under Article 60(1) of the Air Navigation Order 1976(a), as amended (b), and of all other powers enabling him in that behalf, hereby makes the following Regulations:—

1. These Regulations may be cited as the Rules of the Air and Air Traffic Control (Fourth Amendment) Regulations 1978 and shall come into operation on 2nd November 1978.

2. The Interpretation Act 1889(c) applies 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 Schedule to the Rules of the Air and Air Traffic Control Regulations 1976(d), as amended (e), shall be further amended by inserting, after Rule 38, the following new heading and Rule:—

"*Special Rules for Air Traffic in the Scottish Terminal Control Area*

38A.—(1) For the purposes of this Rule "the Scottish Terminal Control Area" comprises the airspace notified as such and "the relevant airspace" means that part of the Scottish Terminal Control Area which is above 6,000 feet above mean sea level.

(2) The commander of an aircraft who intends to fly within the relevant airspace shall, before so flying, inform the appropriate air traffic control unit on the notified radio frequency appropriate to the circumstances, of the time, position and level at which the aircraft will enter that airspace and, when the aircraft leaves the relevant airspace, shall inform that unit on that frequency of the time, position and level at which the aircraft is leaving the relevant airspace.

(3) While flying within the relevant airspace, the commander of an aircraft shall:

(*a*) cause a continuous watch to be maintained on the notified radio frequency appropriate to the circumstances;

(*b*) measure the level of flight by means of an altimeter set at 1013·2 millibars;

(*c*) comply with any instructions which the appropriate air traffic control unit may give in the particular case.

(a) S.I. 1976/1783.

(b) S.I. 1977/1255, 2160; 1978/284.

(c) 1889 c. 63.

(d) S.I. 1976/1983.

(e) S.I. 1977/1548; 1978/140, 877.

(4) This Rule shall not apply in relation to any glider which remains at least one nautical mile horizontally and 1,000 feet vertically away from cloud and in a flight visibility of at least five nautical miles.".

E. H. Whitaker,
An Assistant Secretary,
Department of Trade.

25th September 1978.

EXPLANATORY NOTE

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

These Regulations further amend the Rules of the Air and Air Traffic Control Regulations 1976, as amended.

Special rules are introduced to apply to aircraft flying above 6,000 feet above mean sea level within the Scottish Terminal Control Area. The geographical delineation of the Scottish Terminal Control Area will be notified in the United Kingdom Air Pilot.

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