STATUTORY INSTRUMENTS

1978 No. 140

CIVIL AVIATION

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

Made - - - -	1*st February* 1978
Coming into Operation	1*st March* 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 (Second Amendment) Regulations 1978 and shall come into operation on 1st March 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 as follows:—

(1) In Rule 5 after sub-paragraph (2)(*d*)(iii) there shall be added the following new sub-paragraph: —

"(iv) any aircraft while it is flying under and in accordance with the terms of an aerial application certificate granted to the operator thereof under Article 39A of the Order."

E. H. Whitaker,

An Assistant Secretary,
Department of Trade.

1st February 1978.

(**a**) S.I. 1976/1783.
(**b**) S.I. 1977/1255, 2160.
(**c**) 1889 c. 63.
(**d**) S.I. 1976/1983.
(**e**) S.I. 1977/1548.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Rules of the Air and Air Traffic Control Regulations 1976, as amended. An aircraft may now fly closer than 500 feet to persons, vessels, vehicles and structures if it is flying in accordance with an Aerial Application Certificate granted by the Civil Aviation Authority.

The Air Navigation (Second Amendment) Order 1977 (S.I. 1977/2160) adds Article 39A to the Air Navigation Order 1976 (S.I. 1976/1783) and requires an Aerial Application Certificate to be held by the operator of an aircraft engaged in crop spraying or similar activities.

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