

Statutory Document No. 2019/0073

*Airports and Civil Aviation Act 1987*

CIVIL AVIATION ACTS (APPLICATION) (AMENDMENT) ORDER 2019

Approved by Tynwald: 20 March 2019
Coming into Operation: 25 March 2019

The Department for Enterprise, after consultation with the Secretary of State¹, makes the following Order under section 11 of the Airports and Civil Aviation Act 1987.

1 Title

This Order is the Civil Aviation Acts (Application) (Amendment) Order 2019.

2 Commencement

If approved by Tynwald², this Order comes into operation on 25 March 2019.

3 Amendment of the Civil Aviation Acts (Application) Order 2006

(1) In Schedule 1 to the Civil Aviation Acts (Application) Order 2006³ —

(a) for paragraph 3(3) substitute —

3(3) In section 11(2) -

(a) for “the expiration of the period of sixty days” substitute “14 days”

(b) for “in the prescribed manner” substitute “in such manner as appears to the Department to be calculated to bring it to the attention of persons who may be affected by it.”;

(b) for paragraph 3(4) substitute —

3(4) Omit section 11(3).;

(c) for paragraph 3(6) substitute —

3(6) For section 11(7) substitute -

¹ As is required by section 11(1) of the Airports and Civil Aviation Act 1987

² Tynwald approval is required under section 11(4) of the Airports and Civil Aviation Act 1987

³ SD 910/06

(7) A scheme under this section shall not have effect unless it is approved by Tynwald.

(8) References in this section to functions of the Department are to its functions under –

- (a) this Act;
- (b) an Air Navigation Order;
- (c) any other instrument applied to the Isle of Man under section 11 or 11A of the Airports and Civil Aviation Act 1987 (an Act of Tynwald); or
- (d) any instrument made under section 11B of the Airports and Civil Aviation Act 1987 (an Act of Tynwald).

(9) References in this section to functions of the Department include functions conferred by or under Part 2 of the Aviation Security Act 1982 (as applied to the Island) on authorised persons (as defined in that Part) to the extent that the functions are carried out by persons authorised by the Department. **22**.

MADE 13 FEBRUARY 2019

LAURENCE SKELLY
Minister for Enterprise

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends section 11 of the Civil Aviation Act 1982 (an Act of Parliament) (charges) as it was applied in modified form to the Island by the Civil Aviation Acts (Application) Order 2006.

The amendments made by this Order will allow for charges to be made for functions of the Department for Enterprise under sections 11A and 11B of the Airports and Civil Aviation Act 1987 and Part 2 of the Aviation Security Act 1987 (an Act of Parliament) (as applied to the Island).

The Order also amends the applied provision which requires the Department for Enterprise to publish a scheme of charges before the scheme comes into force, by reducing the timescale for so doing to 14 days.