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STATUTORY INSTRUMENTS

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**1998 No. 2999**

**CIVIL AVIATION**

**The Civil Aviation (Route Charges for Navigation Services) (Second Amendment) Regulations 1998**

*Made* - - - - *1st December 1998*  
*Laid before Parliament* *11th December 1998*  
*Coming into force* - - *1st January 1999*

Whereas in pursuance of tariffs approved under the Eurocontrol Convention<sup>(1)</sup> and under the Multilateral Agreement relating to Route Charges concluded at Brussels on 12th February 1981<sup>(1)</sup> (being international agreements to which the United Kingdom is a party), the Secretary of State for the Environment, Transport and the Regions has determined rates of charges, as specified in the following Regulations, payable to Eurocontrol in respect of navigation services provided for aircraft: Now, therefore, the Secretary of State for the Environment, Transport and the Regions, in exercise of the powers conferred by section 73(1)(a) and (6) of the Civil Aviation Act 1982<sup>(2)</sup> and of all other powers enabling him in that behalf, hereby makes the following Regulations:

**1.** These Regulations may be cited as the Civil Aviation (Route Charges for Navigation Services) (Second Amendment) Regulations 1998 and shall come into force on 1st January 1999.

**2.** The Civil Aviation (Route Charges for Navigation Services) Regulations 1997<sup>(3)</sup> shall be amended as follows:

- (1) In regulation 3(1) the definition of “ECUs” shall be omitted.
- (2) In regulations 5(1) and (5) and 6(1) for “ECUs” there shall be substituted “ euros”.
- (3) In regulation 5(4) for the figure “7.73%” there shall be substituted “ 6.75%”.
- (4) In regulation 6(1) and (8) for “ECU” there shall be substituted “ euro”.
- (5) For regulation (7)(v) there shall be substituted the following—  
“(v) flights other than the flights referred to in paragraph (i) of this regulation made exclusively for the purpose of the carriage on official business of a reigning Monarch or his immediate family, a Head of State, a Head of Government or a Government Minister;”.

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(1) Cmnd. 8662.  
(1) Cmnd. 8662.  
(2) 1982 c. 16. The expression “prescribed” is defined in section 105(1).  
(3) S.I.1997/2920 as amended by S.I. 1998/1537.

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(6) For Schedule 2 there shall be substituted the following Schedule—

“SCHEDULE 2

Regulations 3(1), 4(3) and 6(1)

SPECIFIED AIRSPACES

<i>(1)</i> Country	<i>(2)</i> Publication in which FIRs are described	<i>(3)</i> Unit Rate in euros	<i>(4)</i> Established at a rate of exchange of
Austria	AIP Austria	54.36	1 euro = 13.82542 Sch
Belgium and Luxembourg	AIP Belgique	74.87	1 euro = 40.54495 BF
Bulgaria	AIP Bulgaria	58.25	
Croatia	AIP Croatia	47.69	1 euro = 7.168122 HRK
Cyprus	AIP Cyprus	24.39	1 euro = 0.582691 £Cy
Czech Republic	AIP Czech Republic	46.00	1 euro = 35.31326 CZK
Denmark	AIP Denmark	51.91	1 euro = 7.488800 Kr
France	AIP France (France Métropolitaine)	59.60	1 euro = 6.591286 FF
Germany	AIP Germany	62.80	1 euro = 1.966423 DM
Greece	AIP Greece	19.19	1 euro = 338.3268 Dra
Hungary	AIP Hungary	23.23	1 euro = 254.7248 Hf
Ireland, Republic of	AIP Ireland	22.28	1 euro = 0.784127 £Ir
Italy	AIP Italy	64.74	1 euro = 1942.533 L
Former Yugoslav Republic of Macedonia	AIP FYROM	50.38	1 euro = 60.91920 MKD
Malta	AIP Malta	35.09	1 euro = 0.441917 Lm
Netherlands	AIP Netherlands	46.95	1 euro = 2.218255 G
Norway	AIP Norway	45.17	1 euro = 8.726241 KR
Portugal	AIP Portugal	Lisbon FIR—41.08  Santa Maria FIR— 19.92	1 euro = 201.4387 Esc
Romania	AIP Romania	40.06	
Slovakia	AIP Slovakia	71.00	1 euro = 40.35945 SKK
Slovenia	AIP Slovenia	63.76	1 euro = 185.7728 SIT

\* Excluding Shanwick FIR

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<i>(1)</i> Country	<i>(2)</i> Publication in which FIRs are described	<i>(3)</i> Unit Rate in euros	<i>(4)</i> Established at a rate of exchange of
Spain	AIP España	Madrid & Barcelona FIR-44.35  Canaries FIR-43.35	1 euro = 166.9189 Pts
Sweden	AIP Sweden	48.23	1 euro = 9.121345 SKr
Switzerland	AIP Switzerland	71.55	1 euro = 1.619359 SF
Turkey	AIP Turkey	43.99	
United Kingdom	United Kingdom Air Pilot*	76.89	1 euro = £0.687336''

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\* Excluding Shanwick FIR

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Signed by authority of the Secretary of State for the Environment, Transport and the Regions

*Glenda Jackson*  
Parliamentary Under Secretary of State,  
Department of the Environment, Transport and  
the Regions

1st December 1998

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations further amend the Civil Aviation (Route Charges for Navigation Services) Regulations 1997 (the “principal Regulations”) as follows:

(1) In regulation 3(1) of the principal Regulations the definition of “ ECUs” is withdrawn (regulation 2(1)).

(2) Regulation 5(1) is amended to require the payment of charges in euros (regulation 2(2)). Consequential changes are made in regulation 2(2) and (4).

(3) In regulation 5(4) of the principal Regulations the rate of interest payable is decreased from 7.73% to 6.75% (regulation 2(3)).

(4) In paragraph (v) of regulation 7 the exemption from the regulations in the case of flights made by aircraft which are used in the service of a State is amended to restrict the exemption to flights made exclusively for the purpose of the carriage on official business of a reigning Monarch or his immediate family, a Head of State, a Head of Government or a Government Minister (regulation 2(5)).

(5) New unit rates are introduced in Schedule 2 of the principal Regulations. Unit rates are expressed in euros.

The unit rates in euros set out in Schedule 2 of the principal Regulations are calculated by reference to the costs of provision of en-route navigation services in the participating countries in the Eurocontrol charges system, the amount of traffic using each country’s airspace and the relationship of each country’s currency to the euro over a period agreed by Ministers of the participating countries. The interaction of these elements varies in each country. In calculating the revised charges the average of the exchange rate between the ECU and the currencies of the participating countries obtaining in the month of July 1998 have been used. The euro will replace the ECU at the rate of one euro for one ECU. In the case of Bulgaria, Romania and Turkey the unit rate is established in euros.

The unit rates of Austria, Belgium, Bulgaria, Denmark, France, Germany, Greece, Hungary, Ireland, Italy, Luxembourg, Norway, Slovenia, Spain (Madrid and Barcelona FIRs), Sweden and Switzerland decrease on average by 5.4%. The unit rate for Spain (Canaries FIR) decreases by 6.1%. The unit rates of Croatia, Cyprus, Czech Republic, Malta, Netherlands, Portugal, Romania, Slovakia and Turkey increase on average by 4.1%. The unit rate for Portugal (Santa Maria FIR) increases by 35.1%. The unit rate of the United Kingdom decreases by 3.3%.

The United Kingdom Air Pilot and the foreign Aeronautical Information Publications referred to in the Regulations can be purchased from Westward Digital Limited, 37 Windsor Street, Cheltenham, Gloucestershire GL52 2DG and can be inspected at major aerodromes in the United Kingdom.