

Regulation (EC) No 785/2004 of the European Parliament and of the Council of 21 April 2004 on insurance requirements for air carriers and aircraft operators

Article 6

Insurance in respect of liability for passengers, baggage and cargo

1 For liability in respect of passengers, the minimum insurance cover shall be 250 000 SDRs per passenger. However, in respect of non-commercial operations by aircraft with a MTOM of 2 700 kg or less, [^{F1}the Secretary of State may, by regulations,] set a lower level of minimum insurance cover, provided that such cover is at least 100 000 SDRs per passenger.

[^{F2} For liability in respect of baggage, the minimum insurance cover shall be 1 288 SDRs per passenger in commercial operations.

3 For liability in respect of cargo, the minimum insurance cover shall be 22 SDRs per kilogram in commercial operations.]

4 Paragraphs 1, 2 and 3 shall not apply with respect to flights over the territory of [^{F3}the United Kingdom] carried out by [^{F4}non-UK] air carriers and by aircraft operators using aircraft registered outside [^{F5}the United Kingdom] which do not involve a landing on, or take-off from, [^{F6}the territory of the United Kingdom].

[^{F7} [^{F8}The Secretary of State may, by regulations, amend] the values referred to in paragraphs 1, 2 and 3 of this Article where amendments to the relevant international agreements make this necessary.]

Textual Amendments

- F1** Words in Art. 6(1) substituted (31.12.2020) by The Civil Aviation (Insurance) (Amendment) (EU Exit) Regulations 2018 (S.I. 2018/1363), regs. 1, **9(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Substituted by Commission Delegated Regulation (EU) 2020/1118 of 27 April 2020 amending Regulation (EC) No 785/2004 of the European Parliament and of the Council on insurance requirements for air carriers and aircraft operators.
- F3** Words in Art. 6(4) substituted (31.12.2020) by The Civil Aviation (Insurance) (Amendment) (EU Exit) Regulations 2018 (S.I. 2018/1363), regs. 1, **9(b)(i)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in Art. 6(4) substituted (31.12.2020) by The Civil Aviation (Insurance) (Amendment) (EU Exit) Regulations 2018 (S.I. 2018/1363), regs. 1, **9(b)(ii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Words in Art. 6(4) substituted (31.12.2020) by The Civil Aviation (Insurance) (Amendment) (EU Exit) Regulations 2018 (S.I. 2018/1363), regs. 1, **9(b)(iii)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Words in Art. 6(4) substituted (31.12.2020) by The Civil Aviation (Insurance) (Amendment) (EU Exit) Regulations 2018 (S.I. 2018/1363), regs. 1, **9(b)(iv)**; 2020 c. 1, Sch. 5 para. 1(1)
- F7** Substituted by Regulation (EU) 2019/1243 of the European Parliament and of the Council of 20 June 2019 adapting a number of legal acts providing for the use of the regulatory procedure with scrutiny to Articles 290 and 291 of the Treaty on the Functioning of the European Union (Text with EEA relevance).
- F8** Words in Art. 6(5) substituted (31.12.2020) by The Civil Aviation (Insurance) (Amendment) (EU Exit) Regulations 2018 (S.I. 2018/1363), regs. 1, **9(c)** (as substituted by S.I. 2020/692, regs. 1, 2(2)); 2020 c. 1, Sch. 5 para. 1(1)

Changes to legislation:

There are currently no known outstanding effects for the Regulation (EC) No 785/2004 of the European Parliament and of the Council, Article 6.