



# Civil Aviation Act 1982

## 1982 CHAPTER 16

### PART II

#### AERODROMES AND OTHER LAND

##### *Miscellaneous provisions as to aerodromes*

VALID FROM 01/03/2007

#### **[<sup>F1</sup>38C Breaches of noise control schemes**

- (1) This section also applies where a noise control scheme imposes requirements under section 38A(2)(a) above in relation to aircraft taking off or landing at an aerodrome.
- (2) The scheme may provide for the aerodrome operator to require the payment of a penalty if any such requirement is not complied with in relation to an aircraft taking off or landing at the aerodrome.
- (3) Any such penalty shall be—
  - (a) of an amount specified in the scheme, and
  - (b) paid to the aerodrome operator by the operator of the aircraft in question.
- (4) The scheme shall afford the operator of the aircraft an opportunity to make representations to the aerodrome operator with respect to the matter either before or after the penalty is imposed.
- (5) If the scheme affords an opportunity to make representations after the penalty is imposed, it shall provide for the aerodrome operator to cancel the penalty if it considers it appropriate to do so having considered those representations.
- (6) An aerodrome operator which receives penalties under a noise control scheme shall make payments equal to the amount of those penalties for purposes which appear to

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*Status: Point in time view as at 01/04/2001. This version of this provision is not valid for this point in time.*

*Changes to legislation: There are currently no known outstanding effects for the Civil Aviation Act 1982, Section 38C. (See end of Document for details)*

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it to be likely to be of benefit to persons who live in the area in which the aerodrome is situated.]

**Textual Amendments**

**F1** Ss. 38A-38C inserted (E.W.S.) (1.3.2007) by Civil Aviation Act 2006 (c. 34), ss. 4, 14; S.I. 2007/598, art. 2, Sch. 1

**Status:**

Point in time view as at 01/04/2001. This version of this provision is not valid for this point in time.

**Changes to legislation:**

There are currently no known outstanding effects for the Civil Aviation Act 1982, Section 38C.