



# Civil Aviation Act 1982

## 1982 CHAPTER 16

### PART III

#### REGULATION OF CIVIL AVIATION

*Trespass by aircraft and aircraft nuisance, noise, etc.*

VALID FROM 01/03/2007

#### **[<sup>F1</sup>78B Direction to establish, amend or revoke penalty scheme**

- (1) The Secretary of State may direct a specified relevant manager—
  - (a) to establish a penalty scheme, or
  - (b) to amend or revoke a penalty scheme.
- (2) The Secretary of State shall publish any direction given under subsection (1) above in such manner as appears to him to be appropriate.
- (3) A direction under subsection (1) above which requires a relevant manager to establish or amend a penalty scheme may include directions as to the provisions which are to be included in the scheme.
- (4) Before giving a direction under subsection (1) above the Secretary of State shall consult—
  - (a) the relevant manager, and
  - (b) any body appearing to him to be representative of operators of aircraft using the aerodrome in question.
- (5) If a relevant manager fails to comply with a direction given to him under subsection (1) above he shall—
  - (a) be guilty of an offence and liable on summary conviction to a fine not exceeding level 5 on the standard scale, and

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*Status: Point in time view as at 06/04/2006. 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 78B. (See end of Document for details)*

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- (b) if the failure continues after his conviction of an offence under this subsection arising from the failure, be guilty of a separate offence under this subsection on each day on which the failure continues thereafter and be liable on summary conviction to a fine not exceeding 10% of level 5 on the standard scale.]

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**Textual Amendments**

- F1** Ss. 78A, 78B inserted (1.3.2007) by [Civil Aviation Act 2006 \(c. 34\)](#), **ss. 3, 14**; [S.I. 2007/598](#), **art. 2**, [Sch. 1](#)

**Status:**

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**Changes to legislation:**

There are currently no known outstanding effects for the Civil Aviation Act 1982, Section 78B.