



# Civil Aviation Act 2012

## 2012 CHAPTER 19

### PART 1

#### AIRPORTS

### CHAPTER 1

#### REGULATION OF OPERATORS OF DOMINANT AIRPORTS

#### *Licence conditions*

### 21 Content and effect of licence conditions

- (1) Licence conditions may, in particular, include—
- (a) provision for a condition to have effect or to cease to have effect at times or in circumstances specified in, or determined in accordance with, a condition,
  - (b) provision requiring the holder of the licence to enter into a contract or other arrangement for a purpose specified in a condition and on terms specified in, or determined in accordance with, a condition,
  - (c) provision requiring the holder of the licence to comply with requirements imposed (by directions or otherwise) by a specified person,
  - (d) provision requiring the holder of the licence to do or not to do things specified, or of a description specified, in the licence unless a specified person consents to its not doing or doing those things,
  - (e) provision requiring the holder of the licence to refer a matter to a specified person for approval or determination, and
  - (f) provision relating to activities carried on outside the airport area for which the licence is granted.
- (2) In subsection (1) the references to a specified person are to—
- (a) a person specified, or of a description specified, in a condition for the purpose concerned, and

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*Status: This is the original version (as it was originally enacted).*

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- (b) a person nominated for the purpose concerned by a person within paragraph (a).
- (3) A licence condition may include provision for its modification only if it specifies or describes—
  - (a) the circumstances in which it may be modified,
  - (b) the types of modification that may be made, and
  - (c) the period or periods in which it may be modified.
- (4) If a licence condition includes such provision, it may be modified in accordance with that provision or in accordance with the provision made by this Chapter about modifying licence conditions.
- (5) Where a licence condition is subject to an exception (however expressed) relating to, or operating by reference to, financial arrangements entered into by the holder of the licence, or a person connected to the holder of the licence, before section 3 came into force, the licence may not—
  - (a) provide for the exception to cease to have effect at times or in circumstances specified in, or determined in accordance with, a licence condition, or
  - (b) provide for the CAA to determine which financial arrangements benefit from the exception.
- (6) A licence condition does not have effect at a time when—
  - (a) the holder of the licence is not the operator of any part of the airport area for which the licence is granted, or
  - (b) that airport area is not a dominant area located at a dominant airport (or part of such an area) and does not include all or part of such an area,and provision included in a licence under subsection (1)(a) has effect subject to this subsection.