



Subsidy Control Act 2022

2022 CHAPTER 23

PART 2

SUBSIDY CONTROL REQUIREMENTS

CHAPTER 2

PROHIBITIONS AND OTHER REQUIREMENTS

Other specific prohibitions and requirements

28 Subsidies for air carriers for the operation of routes

- (1) A subsidy to an air carrier for the operation of a route is prohibited by this section unless the condition in subsection (2), (3) or (4) is met.
- (2) The condition in this subsection is that operating the route is a public service obligation of the air carrier imposed under—
 - (a) Regulation [\(EC\) No 1008/2008](#) of the European Parliament and of the Council of 24 September 2008 on common rules for the operation of air services in the United Kingdom, or
 - (b) Regulation [\(EC\) No 1008/2008](#) of the European Parliament and of the Council of 24 September 2008 on common rules for the operation of air services in the Community (as it has effect in EU law).
- (3) The condition in this subsection is that the public authority giving the subsidy is satisfied that the subsidy will provide benefits for society at large.
- (4) The condition in this subsection is that—
 - (a) the subsidy is a start-up subsidy for opening a new route to a regional airport, and
 - (b) the public authority giving the subsidy is satisfied that the new route will increase the mobility of citizens and stimulate regional development.

Changes to legislation: *There are currently no known outstanding effects for the Subsidy Control Act 2022, Section 28. (See end of Document for details)*

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Commencement Information

- I1** S. 28 not in force at Royal Assent, see [s. 91\(2\)](#)
- I2** [S. 28](#) in force at 4.1.2023 by [S.I. 2022/1359](#), [reg. 2](#)

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