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STATUTORY INSTRUMENTS

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**2007 No. 3468**

**The Air Navigation (Overseas Territories) Order 2007**

**PART XII**

**AERONAUTICAL TELECOMMUNICATIONS SERVICE**

**Aeronautical Telecommunication Service**

**101.**—(1) A person shall not cause or permit any aeronautical telecommunication service to be established in any Territory otherwise than under and in accordance with an approval granted by the Governor to the person in charge of the aeronautical telecommunication service.

(2) An approval shall be granted under paragraph (1) upon the Governor being satisfied—

- (a) as to the intended purpose of the aeronautical telecommunication service ; and
- (b) that the aeronautical telecommunication service is fit for its intended purpose; and
- (c) that the person is competent to provide the aeronautical telecommunication service.

(3) The person in charge of an aeronautical telecommunication service at an aerodrome for which a certificate under article 105 or a licence for public use has been granted shall cause to be notified in relation to that aeronautical telecommunication service the type and availability of operation of any service that is available for use by any aircraft.

(4) An approval granted under paragraph (1) may include a condition requiring a person in charge of an aeronautical telecommunication service at any other aerodrome or place to cause the information specified in paragraph (3) to be notified.

(5) An approval granted under paragraph (1) may include a condition requiring the person in charge of the aeronautical telecommunication service to use a person approved by the Governor under paragraph (6) for the provision of particular services in connection with the aeronautical telecommunication service and in particular but without limitation may include a condition requiring that any associated equipment be flight checked by such an approved person.

(6) The Governor may approve a person to provide particular services in connection with approved aeronautical telecommunication service.

(7) For the purpose of paragraphs (1) and (6) an approval may be granted in respect of one or more than one person or generally.

(8) The provisions of this article do not apply in respect of any aeronautical telecommunication service of which the person solely in charge is the Governor.