
STATUTORY INSTRUMENTS

2016 No. 765

The Air Navigation Order 2016

PART 10

Prohibited behaviour, directives, rules, powers and penalties

CHAPTER 4

Powers and penalties

[^{F1}Penalties

265F.—(1) Any person guilty of an offence under article 265A(2) or article 265B(2) is liable on summary conviction—

- (a) in England and Wales to a fine; or
- (b) in Scotland or Northern Ireland to a fine not exceeding the statutory maximum.

(2) Any person guilty of an offence under article 265A(3) is liable on summary conviction to a fine—

- (a) not exceeding level 3 on the standard scale if the offence relates to contravention of a relevant requirement referred to in—
 - (i) article 265A(5)(a) (registration);
 - (ii) article 265A(5)(b) (display of registration number);
 - (iii) article 265A(5)(d)(i) (designation of remote pilot);
 - (iv) article 265A(5)(d)(ii) (competency of remote pilot);
 - (v) article 265A(5)(d)(iii) (geo-awareness updates);
 - (vi) article 265A(6)(a) (registration);
 - (vii) article 265A(6)(b) (display of registration number);
 - (viii) article 265A(6)(d)(ii) (designation of remote pilot or allocation of responsibilities for autonomous operations);
 - (ix) article 265A(6)(d)(iii) (competence of remote pilot);
 - (x) article 265A(6)(d)(iv) (operations manual);
 - (xi) article 265A(6)(d)(vi) (record-keeping);
 - (xii) article 265A(6)(vii) (access to records);
 - (xiii) article 265A(7)(a) (registration);
 - (xiv) article 265A(7)(b) (display of registration number);
 - (xv) article 265A(7)(d)(ii) (designation of remote pilot or allocation of responsibilities for autonomous operations);
 - (xvi) article 265A(7)(d)(iii) (competency of remote pilot);

- (xvii) article 265A(7)(d)(iv) (operations manual);
 - (xviii) article 265A(7)(d)(vi) (record-keeping);
 - (xix) article 265A(7)(e)(iv) (LUC record-keeping);
 - (xx) article 265A(7)(e)(v) (access to records);
 - (xxi) article 265A(9)(a) (registration); or
 - (xxii) article 265A(9)(b) (display of registration number);
- (b) not exceeding level 4 on the standard scale in any other case.
- (3) Any person guilty of an offence under article 265B(3) is liable on summary conviction to a fine—
- (a) not exceeding level 2 on the standard scale if the offence relates to contravention of a relevant requirement referred to in article 265B(5)(c) or (7)(c) (requirements for remote pilot to carry proof of competency);
 - (b) not exceeding level 3 on the standard scale if the offence relates to contravention of a relevant requirement referred to in article 265B(5)(b), (5)(e) or (7)(b) (requirements for remote pilot to have appropriate competency and verify MTOM);
 - (c) not exceeding level 4 on the standard scale in any other case.
- (4) Any person guilty of an offence under article 265C(2) or 265D(4) is liable on summary conviction to a fine not exceeding level 3 on the standard scale.
- (5) Any person guilty of an offence under article 265E(7) is liable on summary conviction to a fine—
- (a) not exceeding level 2 on the standard scale if the offence relates to the requirement in article 265E(2)(b)(v) (requirement for remote pilot to carry proof of competency);
 - (b) not exceeding level 3 on the standard scale if the offence relates to a requirement referred to in—
 - (i) article 265E(1)(a) (registration);
 - (ii) article 265E(1)(b) (display of registration number);
 - (iii) article 265E(1)(d) (designation of remote pilot);
 - (iv) article 265E(1)(e) (geo-awareness updates);
 - (v) article 265E(2)(b)(ii) (competency); or
 - (vi) article 265E(6) (remote pilot competency);
 - (c) not exceeding level 4 on the standard scale in any other case.]

Textual Amendments

- F1** Arts. 265A-265F inserted (31.12.2020) by [The Air Navigation \(Amendment\) Order 2020 \(S.I. 2020/1555\)](#), arts. 1(2), 9 (with art. 13)

Changes to legislation:

There are currently no known outstanding effects for the The Air Navigation Order 2016, Section 265F.