



Airports Act 1986

1986 CHAPTER 31

PART II

TRANSFER OF AIRPORT UNDERTAKINGS OF LOCAL AUTHORITIES

Preliminary

12 Interpretation of Part II. **E+W**

(1) In this Part—

“local authority”—

- (a) in relation to England ^{F1} . . . , means a local authority within the meaning of the Local Government Act 1972 or the Common Council of the City of London; and

[^{F2}(aa) in relation to Wales, means the council of a county or of a county borough;]

- (b) in relation to Scotland, has the same meaning as in the Local Government (Scotland) Act, 1973; and

“principal council”—

- (a) in relation to England and Wales, means the council of a non-metropolitan county, of a district, or of a London borough; and
- (b) in relation to Scotland, means a regional or islands council.

(2) References in this Part to—

- (a) a public airport company;
- (b) the controlling authority of a public airport company;
- (c) a composite authority;
- (d) constituent councils of a composite authority; or
- (e) an associated company,

shall be read in accordance with the relevant provisions of section 16.

Changes to legislation: Airports Act 1986, Cross Heading: Preliminary is up to date with all changes known to be in force on or before 12 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (3) For the purposes of this Part an airport shall be treated as controlled by a principal council or (as the case may be) be two or more principal councils jointly if it is for the time being owned—
- (a) by the council or jointly by those councils; or
 - (b) by a subsidiary of that council or those councils; or
 - (c) by the council or those councils jointly with any such subsidiary.
- (4) Any reference in this Part, in relation to two or more principal councils, to a subsidiary of those councils shall be read as a reference to a body corporate which would, if those councils were a single body corporate, be a subsidiary of that body corporate.

Extent Information

- E1** This version of this provision extends to England and Wales only; a separate version has been created for Scotland only

Textual Amendments

- F1** Words in s. 12(1)(a) repealed (1.4.1996) by 1994 c. 19, s. 66(6)(8), Sch. 16 para. 77, Sch. 18 (with ss. 54(5)(7), 55(5), Sch. 17 paras. 22(1), 23(2)); S.I. 1996/396, art. 4, Sch. 2
- F2** S. 12(1)(aa) inserted (1.4.1996) by 1994 c. 19, s. 66(6), Sch. 16 para. 77 (with ss. 54(5)(7), 55(5), Sch. 17 paras. 22(1), 23(2)); S.I. 1996/396, art. 4, Sch. 2

12 Interpretation of Part II. **S**

- (1) In this Part—

“local authority”—

- (a) in relation to England ^{F3}. . . , means a local authority within the meaning of the Local Government Act 1972 or the Common Council of the City of London; and
- ^{F4}(aa) in relation to Wales, means the council of a county or of a county borough;
- (b) in relation to Scotland, ^{F5}means a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994; and

“principal council”—

- (a) in relation to England and Wales, means the council of a non-metropolitan county, of a district, or of a London borough; and
- (b) in relation to Scotland, means a ^{F6}local authority].

- (2) References in this Part to—

- (a) a public airport company;
- (b) the controlling authority of a public airport company;
- (c) a composite authority;
- (d) constituent councils of a composite authority; or
- (e) an associated company,

shall be read in accordance with the relevant provisions of section 16.

- (3) For the purposes of this Part an airport shall be treated as controlled by a principal council or (as the case may be) be two or more principal councils jointly if it is for the time being owned—

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- (a) by the council or jointly by those councils; or
 - (b) by a subsidiary of that council or those councils; or
 - (c) by the council or those councils jointly with any such subsidiary.
- (4) Any reference in this Part, in relation to two or more principal councils, to a subsidiary of those councils shall be read as a reference to a body corporate which would, if those councils were a single body corporate, be a subsidiary of that body corporate.

Extent Information

- E2** This version of this provision extends to Scotland only; a separate version has been created for England and Wales only

Textual Amendments

- F3** Words in s. 12(1)(a) repealed (1.4.1996) by 1994 c. 19, s. 66(6)(8), Sch. 16 para. 77, **Sch. 18** (with ss. 54(5)(7), 55(5), Sch. 17 paras. 22(1), 23(2)); S.I. 1996/396, art. 4, **Sch. 2**
- F4** S. 12(1)(aa) inserted (1.4.1996) by 1994 c. 19, s. 66(6), **Sch. 16 para. 77** (with ss. 54(5)(7), 55(5), Sch. 17 paras. 22(1), 23(2)); S.I. 1996/396, **art. 2**
- F5** Words in s. 12(1) substituted (S.) (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 147(a)**; S.I. 1996/323, **art. 4(1)**
- F6** Words in s. 12(1) substituted (S.) (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 147(b)**; S.I. 1996/323, **art. 4(1)**

Changes to legislation:

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[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act saved (6.5.1999) by [1998 c. 46 s. 30 Sch. 5 Pt. 2 s. E4\(f\)](#)
- Act textual by [S.I. 2001/2237 art. 2](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 12(1) (defn. of "principal council") para. (aa) added (prosp.) by [1994 c. 19 s. 66\(6\)Sch. 16 para. 77](#)
- s. 12(1) (defns. "local authority""principal council") para. (b) amended (S) by [1994 c. 39 Sch. 13 para. 147](#)
- s. 12(1) (defn. of "principal council") para. (a) repealed in part (prosp.) by [1994 c. 19 s. 66\(6\)\(8\)Sch. 16 para. 77Sch. 18](#)