

1981 No. 61

CIVIL AVIATION

**The Civil Aviation Authority (Sixth Amendment)
Regulations 1981**

<i>Made - - - -</i>	19th January 1981
<i>Laid before Parliament</i>	27th January 1981
<i>Coming into Operation</i>	17th February 1981

The Secretary of State in exercise of his powers under sections 24(6) and 63(4) of the Civil Aviation Act 1971(a) and all other powers enabling him in that behalf, hereby makes the following Regulations:—

1. These Regulations may be cited as the Civil Aviation Authority (Sixth Amendment) Regulations 1981 and shall come into operation on 17th February 1981.

2. The Civil Aviation Authority Regulations 1972(b) shall be further amended by substituting for regulation 16(9) the following new paragraph:

“(9) Before deciding an appeal the Secretary of State may—

- (a) ask any person who has made a submission pursuant to the preceding paragraphs of this regulation to amplify or explain any point in his submission and the Secretary of State shall give the appellant an opportunity of replying to any such amplification or explanation;
- (b) obtain from the Authority any information which is in the possession of the Authority but which, pursuant to paragraph (ii) of the proviso to Regulation 12 of these Regulations, the Authority did not furnish to any person or body having the right to be heard before the Authority in connection with the case. The Secretary of State shall give the Authority and the person or body who provided the information to the Authority an opportunity of making written submissions in connection with any information so obtained. A copy of any submission of the Authority made pursuant to this sub-paragraph shall only be served on the person or body who provided the information to the Authority and a copy of any submission of that person or body made pursuant to this sub-paragraph shall only be served on the Authority.”

19th January 1981.

Trefgarne,
Parliamentary Under-Secretary of State,
Department of Trade.

(a) 1971 c. 75.

(b) S.I. 1972/178; relevant amending instruments are S.I. 1976/1026 and 1979/514.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations further amend the Civil Aviation Authority Regulations 1972. When considering an appeal the Secretary of State may obtain from the Civil Aviation Authority any information which is made available to the Authority in connection with a case before the Authority but which the Authority has withheld from other persons and bodies under paragraph (ii) of the proviso to Regulation 12. The Authority and the person or body who made the information available to the Authority are given the right to make submissions to the Secretary of State in connection therewith. Section 36 of the Civil Aviation Act 1971 makes general provision restricting the disclosure of information by the Secretary of State.

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