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STATUTORY INSTRUMENTS

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**2005 No. 1970**

**The Air Navigation Order 2005**

**PART 2**

**Air Operators' Certificates**

**Grant of air operators' certificates**

6.—(1) Subject to article 7, an aircraft registered in the United Kingdom shall not fly on any flight for the purpose of public transport, otherwise than under and in accordance with the terms of an air operator's certificate granted to the operator of the aircraft under paragraph (2), certifying that the holder of the certificate is competent to secure that aircraft operated by him on such flights as that in question are operated safely.

(2) The CAA shall grant an air operator's certificate if it is satisfied that the applicant is competent, having regard in particular to—

- (a) his previous conduct and experience; and
- (b) his equipment, organisation, staffing, maintenance and other arrangements; to secure the safe operation of aircraft of the types specified in the certificate on flights of the description and for the purposes so specified.

**Grant of police air operators' certificates**

7.—(1) A flight by an aircraft registered in the United Kingdom in the service of a police authority shall, for the purposes of this Order, be deemed to be a flight for the purpose of public transport.

(2) If any passenger is carried on such a flight it shall be deemed to be for the purpose of public transport of passengers, and save as otherwise expressly provided, the provisions of this Order and of any regulations made thereunder shall be complied with in relation to a flight in the service of a police authority as if that flight was for the purpose of public transport or public transport of passengers as the case may be.

(3) An aircraft registered in the United Kingdom shall not fly on any flight in the service of a police authority otherwise than under and in accordance with either the terms of an air operator's certificate granted to the operator of the aircraft under article 6(2) or the terms of a police air operator's certificate granted to the operator of the aircraft under paragraph (4).

(4) The CAA shall grant a police air operator's certificate if it is satisfied that the applicant is competent, having regard in particular to—

- (a) his previous conduct and experience; and
- (b) his equipment, organisation, staffing, maintenance and other arrangements;

to secure that the operation of aircraft of the types specified in the certificate shall be as safe as is appropriate when flying on flights of the description and for the purposes so specified.