
STATUTORY INSTRUMENTS

2009 No. 41

The Operation of Air Services in the Community Regulations 2009

PART 6

Consequential amendments

The Civil Aviation Act 1982

33. In each of sections 17(1)(c), 64(2)(d) and 84(1)(a) of the Civil Aviation Act 1982 ^{M1} for “the Community licensing Regulation” substitute “ the operation of the Community Regulations ”.

Marginal Citations

M1 1982 c. 16, **Sections 17, 64, 84** and 105 have been amended by [S.I. 1992/2992](#), [S.I. 1993/3039](#), [S.I. 1994/1732](#) and 2004/1256. Section 69A was inserted by [S.I. 1992/2992](#) and has been amended by [S.I. 1993/3039](#), [S.I. 1994/1732](#) and 2004/1256.

34. In section 69A of that Act—

- (a) in subsection (2)(d) for “the Community access Regulation” substitute “ the Operation of Air Services in the Community Regulation ”;
- (b) in subsection (3) for “articles 3 to 6 of the Community access Regulation” substitute “ article 16 of the Operation of Air Services in the Community Regulation ”;
- (c) in subsection (8)—
 - (i) the definition of “the Community access Regulation” is omitted;
 - (ii) in the definition of “Community air carrier” for “the Community access Regulation” substitute “ the Operation of Air Services in the Community Regulation ”; and
 - (iii) in the definition of “operating licence” for “Community licensing Regulation” substitute “ the Operation of Air Services in the Community Regulation ”.

35. In section 105(1) of that Act—

- (a) the definition of “the Community licensing Regulation” is omitted; and
- (b) after the definition of “modifications” there is inserted “ “the Operation of Air Services in the Community Regulation” means Regulation ([EC](#)) No 1008/2008 of the European Parliament and of the Council of 24th September 2008 on common rules for the operation of air services in the Community; ”.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Operation of Air Services in the Community Regulations 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

The Civil Aviation Authority Regulations 1991 ^{M2}

36. In regulation 3(1) for the definition of “operating licence” substitute—
““operating licence” means an operating licence granted by the CAA under Regulation (EC) No 1008/2008 of the European Parliament and of the Council of 24th September 2008 on common rules for the operation of air services in the Community ^{M3}”.

Marginal Citations

- M2** S.I. 1991/1672, as amended by S.I. 1992/2992, S.I. 1993/3039 and S.I. 1994/1732.
M3 OJ L 293, 31.10.08, p. 3.

The Air Navigation Order 2005 ^{M4}

37. In article 138(1) for sub-paragraph (b) substitute—
“(b) it is exercising traffic rights permitted by Chapter III of Regulation (EC) No 1008/2008 of the European Parliament and of the Council of 24th September 2008 on common rules for the operation of air services in the Community ^{M5}”.

Marginal Citations

- M4** S.I. 2005/1970, to which there are amendments not relevant to this instrument.
M5 OJ L 293, 31.10.08, p. 3.

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Operation of Air Services in the Community Regulations 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

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

- Blanket amendment words substituted by [S.I. 2011/1043 art. 3-68-10](#)

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

- reg. 5(1) reg. 5 renumbered as reg. 5(1) by [S.I. 2018/1392 Sch. 1 para. 4\(a\)](#)
- reg. 5(1) words substituted by [S.I. 2018/1392 Sch. 1 para. 4\(b\)](#)
- reg. 5(2) inserted by [S.I. 2018/1392 Sch. 1 para. 4\(c\)](#)
- reg. 17(2A) inserted by [S.I. 2018/1392 Sch. 1 para. 9\(b\)](#)