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STATUTORY INSTRUMENTS

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**2013 No. 2870**

**The Air Navigation (Overseas Territories) Order 2013**

**PART 11**

**CARRIAGE OF WEAPONS AND MUNITIONS OF WAR**

**Carriage of weapons and of munitions of war**

**107.**—(1) Subject to article 108 an aircraft must not carry any munitions of war unless—

- (a) the munitions of war are carried with the permission of the Governor; and
- (b) the pilot-in-command of the aircraft is informed in writing by the operator before the flight commences of the type, weight or quantity and location of any such munitions of war on board or suspended beneath the aircraft and of any conditions of the permission of the Governor.

(2) Subject to article 108, it is unlawful for an aircraft to carry any sporting weapon or munitions of war in any compartment or apparatus to which passengers have access.

(3) Subject to article 108, it is unlawful for a person to carry or have in their possession or take or cause to be taken on board an aircraft, to suspend or cause to be suspended beneath an aircraft or to deliver or cause to be delivered for carriage on an aircraft any sporting weapon or munitions of war unless—

- (a) the sporting weapon or munitions of war—
  - (i) are either part of the baggage of a passenger on the aircraft or consigned as cargo;
  - (ii) are carried in a part of the aircraft, or in any apparatus attached to the aircraft inaccessible to passengers; and
  - (iii) in the case of a firearm, is unloaded;
- (b) information about the sporting weapon or munitions of war has been supplied by that passenger or by the consignor to the operator before the flight commences; and
- (c) the operator consents to the carriage of such sporting weapon or munitions of war by the aircraft.

**Exceptions concerning carriage of weapons and munitions of war**

**108.**—(1) In the case of an aircraft which is flying under and in accordance with the terms of a police air operator's certificate the pilot-in-command of the aircraft must be informed of the matters referred to in article 107(1)(b), but need not be so informed in writing.

(2) Article 107(2) and (3) do not apply to or in relation to an aircraft which is flying under and in accordance with the terms of a police air operator's certificate.

(3) Nothing in article 107 applies to any sporting weapon or munitions of war taken or carried on board an aircraft registered in a country other than the Territory if, under the law of the country in which the aircraft is registered, the sporting weapon or munitions of war may be lawfully taken or carried on board for the purpose of ensuring the safety of the aircraft or of persons on board.

## Definitions

### 109. In this Part—

“munitions of war” means—

- (a) any weapon or ammunition;
- (b) any article containing an explosive, noxious liquid or gas; or
- (c) any other thing;

which is designed or made for use in warfare or against persons, including parts, whether components or accessories, for such weapon, ammunition or article;

“sporting weapon” means—

- (a) any weapon or ammunition;
- (b) any article containing an explosive, noxious liquid or gas; or
- (c) any other thing, including parts, whether components or accessories, for such weapon, ammunition or article;

which is not a munition of war.