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STATUTORY INSTRUMENTS

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**1979 No. 1434**

**The Public Health (Aircraft) Regulations 1979**

**PART V**

**MISCELLANEOUS**

*Compliance with directions, etc., under the regulations*

**29.** Every person to whom these regulations apply shall comply with every direction, requirement or conditions given, made or imposed by an authorised officer or customs officer under these regulations, and shall furnish all such information as that officer may reasonably require (including information as to his name and intended destination and address to which he is going on leaving an aerodrome) and every person who has for the time being the custody or charge of a child or other person who is under disability shall comply with any direction, requirement, or condition so given, made or imposed, and shall furnish all such information as aforesaid, in respect of that child or other person.

*Surveillance*

**30.—(1)** Where these regulations permit a medical officer to place a person under surveillance, the period of such surveillance shall not exceed such of the following periods as may be appropriate:

- (a) in respect of plague, six days;
- (b) in respect of cholera, five days;
- (c) in respect of yellow fever, six days;
- (d) in respect of smallpox, fourteen days;
- (e) in respect of lassa fever, viral haemorrhagic fever or marburg disease, twenty-one days.

(2) Where a person has been so placed under surveillance for plague, cholera, smallpox, lassa fever, viral haemorrhagic fever or marburg disease under regulation 20 by reasons of his having come from an infected area, the period shall be reckoned from the date of his leaving the infected area.

(3) When a person has been so placed under surveillance pursuant to the additional measures, the period shall be reckoned in the manner therein specified.

**31.** Every person who is placed under surveillance under these regulations shall—

- (a) give facilities for any medical examination required by the medical officer for any area in which he may be during the period of surveillance;
- (b) furnish all such information as the medical officer may reasonably require with a view to ascertaining the person's state of health;
- (c) forthwith upon arrival during the period of surveillance at any address, other than the one stated as his intended address on leaving the aerodrome at which he arrived in England or Wales, send particulars of that address to the medical officer;

- (d) if so instructed by the medical officer, report immediately to the medical officer for any area in which he may be during the period of surveillance, and thereafter during that period report to that officer at such intervals as he may require:

Provided that an instruction shall not be given under this sub-paragraph unless the Secretary of State has by direction (whether general or special) authorised the giving of instructions thereunder.

#### *Charges for services*

**32.**—(1) Where the commander of an aircraft is required by these regulations to carry out any measures with a view to reducing the danger or preventing the spread of infection, the responsible authority may themselves at the request of the commander, cause any such requirement to be complied with at his cost instead of enforcing the requirement against the commander.

(2) The amount of the charge for any such measures or requirement undertaken by the responsible authority shall be such reasonable sum as represents the actual or estimated cost to be incurred in undertaking the work excluding any charge or claim on the part of the authority in respect of profit, but shall not exceed the sum of four hundreds pounds unless notice of the proposed charge has been given to the commander before the work is undertaken.

(3) Where under this regulation the responsible authority cause any requirement to be complied with at the cost of the commander they may if they think fit, require the amount of the charge for the work or a part thereof to be paid to, or deposited with, them before the work is undertaken.

(4) Where under these regulations, any measures have been taken with regard to an aircraft, the responsible authority or the authorised officer shall, on request by the commander, furnish him free of charge with particulars in writing of those measures and the reasons why they were taken.

(5) Where under these regulations any measures have been taken with regard to any person or to any articles in his possession, the authorised officer shall, on the request of such a person, furnish him free of charge with particulars in writing of those measures, including the date on which they were taken.

#### *Recovery of charges*

**33.** Every charge authorised by regulation 32 shall be recoverable either summarily as a civil debt, or as a simple contract debt in any court of competent jurisdiction.

#### *Expenses of health authorities*

**34.** Subject to the provisions of regulation 32, any expenses incurred by a responsible authority in the enforcement and execution of these regulations shall be defrayed in the same manner as the expenses incurred by them in the execution and discharge of their other powers and duties.

#### *Saving for mails*

**35.** Nothing in these regulations shall render liable to detention, disinfection or destruction any article forming part of any mail conveyed under the authority of the Post Office or of the postal administrations of any other Government, or shall prejudicially affect the receipt on board and delivery in due course at the place of destination of any such mail in accordance with the provisions of the Post Office Act 1953, as amended by Part II of schedule 4 to the Post Office Act 1969.

*Saving for aircraft unwilling to comply with these regulations*

**36.**—(1) The commander of an aircraft on arrival, or already at an aerodrome, who is unwilling to comply with, or submit to, any provisions of, or requirement made under, these regulations which may be applicable shall so notify the authorised officer, and the authorised officer may then require the commander to remove the aircraft immediately from the aerodrome.

(2) If before leaving the aerodrome the commander wishes to discharge cargo or disembark passengers or to take on board fuel, water or stores, the authorised officer shall permit him to do so but may impose such conditions under these regulations as the authorised officer considers necessary.

(3) When the authorised officer has required the removal of an aircraft from the aerodrome, it shall not during its voyage alight at any other place in England or Wales.

*Saving for existing enactments*

**37.** Nothing in these regulations shall affect the Immigration Act 1971 or Article 76 of the Air Navigation Order 1976.

*Revocations*

**38.** The regulations specified in schedule 4 are hereby revoked:

Provided that this revocation shall not affect anything duly done or suffered or any right, privilege, obligation or liability acquired, accrued, or incurred under these regulations, and in particular (without prejudice to the generality of the foregoing) any agreement, appointment, approval, designation, determination, notice or recognition made or given under those regulations shall continue in force and have effect as if it had been made or given under these regulations.