

SCHEDULES

SCHEDULE 14

REVOCATIONS AND SAVINGS, CONSEQUENTIAL AMENDMENTS AND TRANSITIONAL ARRANGEMENTS

PART 2

Consequential amendments

CHAPTER 1

Primary legislation

Amendment of the Police Act 1997

2. In the Police Act 1997(1)—

- (a) in section 113A as it applies to Northern Ireland(2), for subsection (6D)(fff), substitute—
“(fff) an offence under article 240 or 241 of the Air Navigation Order 2016;”;
- (b) for paragraph 23 of Schedule 8A(3), substitute—

“**23.** An offence under article 265 of the Air Navigation Order 2016 in respect of a contravention of article 240 of that Order (endangering safety of aircraft).”.

CHAPTER 2

Secondary legislation

SECTION 1

United Kingdom Statutory Instruments

Amendment of the Civil Aviation (Working Time) Regulations 2004

3. In the Civil Aviation (Working Time) Regulations 2004(4)—

- (a) in regulation 3—
 - (i) in the definition of “commercial air transport flight”, for “article 255(1) of the Air Navigation Order 2009”, substitute “paragraph 1 of Schedule 1 to the Air Navigation Order 2016”;
 - (ii) in the definition of “public transport”, for “article 260(2) of the Air Navigation Order 2009”, substitute “article 6(2) of the Air Navigation Order 2016”;

(1) 1997 c.50.

(2) Subsection (6D) was inserted in respect of Northern Ireland by [S.R. \(NI\) 2014 No 100](#).

(3) Schedule 8A was inserted by [S.I. 2015/423](#).

(4) [S.I. 2004/756](#).

Status: This is the original version (as it was originally made).

- (iii) in the definition of “scheme”, for “article 145(1)(b) or 149(a) of the Air Navigation Order 2009”, substitute “article 175(1)(b) or 179(2)(a) of the Air Navigation Order 2016”;
- (b) in regulation 10(2), for “a scheme referred to in article 145(1) or 149 of the Air Navigation Order 2009” (twice), substitute “a scheme referred to in article 175(1) or 179 of the Air Navigation Order 2016”.

Amendment of the Plant Protection Products (Sustainable Use) Regulations 2012

4. In paragraph 7(e) of Schedule 2 to the Plant Protection Products (Sustainable Use) Regulations 2012⁽⁵⁾, for “article 131(2) of the Air Navigation Order 2009”, substitute “article 91(2) of the Air Navigation Order 2016”.

Amendment of the Kentish Flats Extension Order 2013

5. In the Kentish Flats Extension Order 2013⁽⁶⁾—

- (a) in paragraph 5(e) of Part 3 to Schedule 1; and
- (b) in paragraph 2(e) of Part 2 to Schedule 2,

for “Air Navigation Order 2009”, substitute “Air Navigation Order 2016”.

Amendment of the Wireless Telegraphy (Limitation of Number of Licences) Order 2014

6. In paragraphs 7, 9, 14, 18 and 23 of Part 2 of Schedule 6 to the Wireless Telegraphy (Limitation of Number of Licences) Order 2014⁽⁷⁾, for “Air Navigation Order 2009”, substitute “Air Navigation Order 2016”.

Amendment of the Health and Social Care Act 2008 (Regulated Activities) Regulations 2014

7. In paragraph 9(4)(a) of Schedule 1 to the Health and Social Care Act 2008 (Regulated Activities) Regulations 2014⁽⁸⁾, for “article 6 (aircraft to be registered) of the Air Navigation Order 2009”, substitute “article 27 (application for the registration of an aircraft) of the Air Navigation Order 2016”.

Amendment of the Town and Country Planning (General Permitted Development) (England) Order 2015

8. In the Town and Country Planning (General Permitted Development) (England) Order 2015⁽⁹⁾—

- (a) in the definition of “aerodrome” in article 2(1)—
 - (i) for “article 255 of the Air Navigation Order 2009 (interpretation)”, substitute “paragraph 1 of Schedule 1 to the Air Navigation Order 2016”; and
 - (ii) for “article 255 of that Order”, substitute “paragraph 1 of Schedule 1 to that Order”;
- (b) in paragraph U of Part 19 of Schedule 2, for “article 255 of the Air Navigation Order 2009”, substitute “paragraph 1 of Schedule 1 to the Air Navigation Order 2016”.

(5) [S.I. 2012/1657](#).

(6) [S.I. 2013/343](#).

(7) [S.I. 2014/774](#).

(8) [S.I. 2014/2936](#).

(9) [S.I. 2015/596](#).

Amendment of the Rules of the Air Regulations 2015

9. In the Rules of the Air Regulations 2015⁽¹⁰⁾—

- (a) in rule 1(3) in Schedule 1, for “article 258 of the Air Navigation Order 2009”, substitute “article 5 of the Air Navigation Order 2016”; and
- (b) in rule 2 in Schedule 1, for “articles 160(3) and 252(1) of the Air Navigation Order 2009”, substitute “articles 249(3) and 22(1) of the Air Navigation Order 2016”.

Amendment of the Air Navigation (Isle of Man) Order 2015

10. In the Air Navigation (Isle of Man) Order 2015⁽¹¹⁾—

- (a) in article 68(1), for “article 132 of the Air Navigation Order 2009”, substitute “article 97 of the Air Navigation Order 2016”;
- (b) in article 91(1), for “article 160 of the Air Navigation Order 2009”, substitute “article 249 of the Air Navigation Order 2016”; and
- (c) in article 167(1), in the definition of “applied regulations”, for “Air Navigation Order 2009”, substitute “Air Navigation Order 2016”.

SECTION 2

Scottish Statutory Instruments

Amendment of the Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Order 2013

11. For paragraph 23 of Schedule A1 to the Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Order 2013⁽¹²⁾, substitute—

“**23.** An offence under article 265 of the Air Navigation Order 2016 in respect of a contravention of article 240 of that Order (endangering safety of aircraft).”.

SECTION 3

Northern Ireland Statutory Rules

Amendment of Rehabilitation of Offenders (Exceptions) Order (Northern Ireland) 1979

12. In article 1A(4)(fff) of the Rehabilitation of Offenders (Exceptions) Order (Northern Ireland) 1979⁽¹³⁾, for “Article 137 or 138 of the Air Navigation Order 2009”, substitute “Article 240 or 241 of the Air Navigation Order 2016”.

Amendment of the Planning (General Permitted Development) Order (Northern Ireland) 2015

13. In the definition of “airbase” in the “Interpretation Part 29” section of Part 29 of the Schedule to the Planning (General Permitted Development) Order (Northern Ireland) 2015⁽¹⁴⁾, for “Article 255 of the Air Navigation Order 2009”, substitute “paragraph 1 of Schedule 1 to the Air Navigation Order 2016”.

⁽¹⁰⁾ [S.I. 2015/840](#).

⁽¹¹⁾ [S.I. 2015/870](#).

⁽¹²⁾ [S.S.I. 2013/50](#).

⁽¹³⁾ [S.R. 1979/195](#).

⁽¹⁴⁾ [S.R. 2015/70](#).

Status: This is the original version (as it was originally made).

Amendment of the Planning (General Development Procedure) Order (Northern Ireland) 2015

14. In article 2(1) of the Planning (General Development Procedure) Order (Northern Ireland) 2015(**15**), in the definition of “licensed aerodrome”, for “Air Navigation Order 2009”, substitute “Air Navigation Order 2016”.