

SCHEDULES

SCHEDULE 13

Regulation 18(3)

Prohibition on the arrival of aircraft and vessels into England

Interpretation of this Schedule

1.—(1) In this Schedule—

“controller” means—

- (a) in relation to a commercially operated aircraft or vessel, the person who has management control over the aircraft or vessel when it arrives in England,
- (b) in relation to any other aircraft or vessel, the person who has physical control over the aircraft or vessel when it arrives in England;

“passenger” means a person carried in or on an aircraft or vessel other than a member of the aircraft or vessel’s crew;

“port” has the same meaning as in the Merchant Shipping Act 1995⁽¹⁾.

(2) In the definition of “controller” in sub-paragraph (1) “arrives” means—

- (a) in relation to an aircraft, lands;
- (b) in relation to a vessel, moors at a port.

Prohibition on arrival of aircraft into England

2.—(1) A controller must not cause or permit an aircraft whose last point of departure was in a country or territory listed in paragraph 4 to land in England unless—

- (a) landing in England is reasonably necessary to secure the safety of the aircraft or the health and safety of any person aboard it;
- (b) the landing is only for the purpose of refuelling, or aircraft maintenance, and no passengers are permitted to board, or disembark from, the aircraft; or
- (c) the aircraft is an air ambulance and landing for the purpose of transporting a person for medical treatment.

(2) This paragraph does not apply in relation to—

- (a) a commercially operated aircraft carrying no passengers;
- (b) an aircraft operated by or in support of Her Majesty’s Government in the United Kingdom;
- (c) an aircraft operated by or in support of a foreign country or territory where, prior to its arrival in England, a United Kingdom Government Department has provided written confirmation to the operator that the aircraft is carrying passengers who are travelling to conduct official business with the United Kingdom.

(1) 1995 c. 21.

Prohibition on arrival of vessels into England

3.—(1) A controller must not cause or permit a vessel whose last point of departure was a country or territory listed in paragraph 5 to moor at a port in England unless mooring at a port in England—

- (a) is reasonably necessary to secure the safety of the vessel or the health and safety of any person aboard it; or
- (b) is otherwise required pursuant to a direction issued under Schedule 3A to the Merchant Shipping Act 1995.

(2) This paragraph does not apply in relation to—

- (a) a commercially operated vessel carrying no passengers;
- (b) a vessel operated by or in support of Her Majesty's Government in the United Kingdom;
- (c) a vessel operated by or in support of a foreign country or territory where, prior to its arrival in England, a United Kingdom Government Department has provided written confirmation to the operator that the vessel is carrying passengers who are travelling to conduct official business with the United Kingdom.

4. The countries or territories referred to in paragraph 2(1) are—

- (a) Argentina;
- (b) Brazil;
- (c) Cape Verde;
- (d) Chile;
- (e) Ethiopia;
- (f) The Maldives;
- (g) Oman;
- (h) Qatar;
- (i) South Africa;
- (j) Turkey;
- (k) United Arab Emirates.

5. The countries or territories referred to in paragraph 3(1) are—

Turkey

6. A controller who contravenes paragraph 2(1) or 3(1) commits an offence punishable on summary conviction by a fine.