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STATUTORY INSTRUMENTS

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**2021 No. 792**

**The Space Industry Regulations 2021**

**PART 13**

Liabilities and indemnities

**Prescribed description of individuals to whom section 34(2) does not apply**

**218.**—(1) The following descriptions of an individual are prescribed for the purposes of section 34(3)(a)—

- (a) where a spaceport licensee or a range control licensee is an individual, that licensee;
- (b) an appointee, employee or agent of a licensee who is at work at a space site;
- (c) a member of the crew who has consented to accept the risks involved in an operator's spaceflight activities in accordance with section 17;
- (d) a spaceflight participant who has consented to accept the risks involved in an operator's spaceflight activities in accordance with section 17;
- (e) an individual not falling within sub-paragraphs (a) to (d) who is present at a space site in connection with spaceflight activities;
- (f) an individual on a carrier aircraft taking part in an operator's spaceflight activities;
- (g) an officer or partner of a licensee who is present at a space site;
- (h) an individual who is within an operational area or a restricted area of a space site at the invitation of a licensee;
- (i) an employee or an individual acting on behalf of the regulator or with the regulator's authority at a space site;
- (j) an employee or an individual acting on behalf of the government of another country present at a space site in connection with spaceflight activities;
- (k) an employee of the emergency services who is on duty at a space site in connection with spaceflight activities;
- (l) an employee of SAIA who is on duty at a space site in connection with spaceflight activities;
- (m) compliance authority personnel on duty at a space site in connection with spaceflight activities;
- (n) an employee of a qualifying health and safety authority who is on duty at a space site in connection with spaceflight activities;
- (o) a member of the armed forces of the Crown who is on duty at a space site in connection with spaceflight activities;
- (p) any individual who has entered into a reciprocal waiver of liability with a licensee.

(2) For the purposes of this regulation—

“compliance authority personnel” includes the following individuals—

- (a) an individual appointed as an Inspector of Spaceflight Accidents under regulation 6(1) of the Spaceflight Activities (Investigation of Spaceflight Accidents) Regulations 2021(1);
- (b) CAA inspectors and auditors;
- (c) inspectors of the Department for Environment, Food and Rural Affairs and its agencies;
- (d) an air traffic controller;
- (e) an employee of the National Crime Agency(2);
- (f) an employee of an intelligence service;
- (g) a constable;

“officer” in paragraph (1)(g) has the meaning given in section 57(3);

“partner” in paragraph (1)(g) has the meaning given in section 58(6);

“restricted area” means a controlled area, a space site security restricted area or a segregated area, within the meanings given in regulation 168, within a space site.

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(1) [S.I. 2021/793](#).

(2) The National Crime Agency was established by section 1 of the Crime and Courts Act 2013 (c. 22).