

Statutory Document No. 2023/0105



Airports and Civil Aviation Act 1987

CIVIL AVIATION (RESTRICTION OF FLYING) (ISLE OF MAN TT RACES) REGULATIONS 2023¹

Laid before Tynwald: 25 April 2023
Coming into Operation: 29 May 2023

The Department for Enterprise makes the following Regulations under sections 11H and 11I of the Airports and Civil Aviation Act 1987.

1 Title

These Regulations are the Civil Aviation (Restriction of Flying) (Isle of Man TT Races) Regulations 2023.

2 Commencement

These Regulations come into operation on 29 May 2023 and cease to have effect on 11 June 2023.¹

3 Interpretation

- (1) Terms used in these Regulations have the meanings specified by the Civil Aviation (Miscellaneous Provisions) Order 2022.²
- (2) In these Regulations “**Isle of Man TT race course**” means the road race course illustrated in the Schedule.

4 Application

These regulations do not apply to small unmanned aircraft.

¹ By section 11H(2) of the Airports and Civil Aviation Act 1987, regulations made under section 11H shall be laid before Tynwald as soon as practicable after they are made, and if Tynwald at the sitting at which the regulations are laid or at the next following sitting resolves that they are to be annulled, they cease to have effect.

² SD 2020/0134

5 Restricted airspace

- (1) Subject to paragraph (2), the pilot in command of an aircraft must not cause or permit the aircraft to fly below 3,000 feet above mean sea level within the area indicated as the “Specified Area” on the map contained in the Schedule, being –
 - (a) the area bounded by the Isle of Man TT race course; and
 - (b) an area 1000 metres wide outside and abutting the Isle of Man TT race course;when that airspace is notified as being active.
- (2) Paragraph (1) does not apply to an aircraft which is flying with the permission of the Department or an authorised person.
- (3) The Department or an authorised person may grant permission under paragraph (2) subject to such conditions as the Department or authorised person may specify.

6 Offences and Penalties

- (1) Subject to paragraph (2) a person who contravenes the requirement imposed under regulation 5(1) commits an offence and is liable –
 - (a) on summary conviction, to a fine not exceeding level 5 on the standard scale; or
 - (b) on conviction on information, to a fine or to a term of custody not exceeding five years, or both.
- (2) If it is proved that an act or omission of a person that would otherwise have been a contravention by the person of a provision specified in paragraph (1) was due to any cause not avoidable by the exercise of reasonable care by the person, the act or omission is to be taken not to be a contravention by the person of the provision.

MADE 27 FEBRUARY 2023

ENDNOTES

Table of Endnote References

¹ The format of this legislation has been changed as provided for under section 75 of, and paragraph 2 of Schedule 1 to, the Legislation Act 2015. The changes have been approved by the Attorney General after consultation with the Clerk of Tynwald as required by section 76 of the Legislation Act 2015.