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NOTICE UNDER SECTION 11 TRANSPORT ACT 2000

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NOTICE UNDER SECTION 11 TRANSPORT ACT 2000 MODIFICATION OF AIR TRAFFIC SERVICES LICENCE

NATS (En route) Ltd ("NERL") has made an application to the CAA to modify Condition 10 of the air traffic services licence (the licence) granted to NERL¹. In accordance with section 11(2) of the Transport Act 2000 the CAA proposes the following modification:

Under paragraph 2 (a) of Condition 10 NERL has to submit to the CAA a full Business Plan, fulfilling the requirements of paragraph 4 of the condition, that relates to the ten year period beginning 1 April 2001. This first Business Plan has to be submitted "not more than four months after the date of this Licence coming into effect." The licence came into effect on 26 July 2001. Consequently NERL has to submit the Business Plan by no later than 26 November 2001. Under paragraph 7 of Condition 10, the form, scope and level of detail of the Business Plan has to be approved by the CAA and take into account the views of users consulted by NERL in accordance with Condition 16 of the licence.

The CAA proposes to modify paragraph 2(a) of Condition 10 so that the Business Plan would have to be submitted "not more than eight months after the date of this Licence coming into effect". The effect of the modification would be to extend from 26 November 2001 to 26 March 2002 the date by which NERL has to submit the first Business Plan. This proposal is made for the following reason.

The consequences of the terrorist action on 11 September 2001 have led NERL to delay the process of consultation with users on the Business Plan as required under Condition 16 of the licence. Consequently, NERL considers that it may not be possible to consult users to a sufficient depth to allow users' views to be properly taken into account in the development of the Business Plan and for this to be submitted by 26 November 2001 in the form and with the scope and level of detail approved by the CAA. NERL has therefore applied for the deadline to be extended to eight months from date the licence came into effect.

In accordance with section 11(3)(b) of the Act, representations may be made regarding the proposed modification within 28 days of the date of this notice. They should be addressed to Paul Taylor, Licence Manager, K4 Gate 7, CAA House, 45-59 Kingsway, London WC2B 6TE or alternatively by e-mail to paul.taylor@caaerg.org.uk.

The CAA has served a copy of this notice on NERL as required by section 11(2)(b) and sent a copy to the Secretary of State in accordance with section 11(2)(c).

P K Taylor
Licence Manager (for the Civil Aviation Authority)

1. The full licence may be found on the website of the Department of Transport, Local Government and the Regions at <http://www.aviation.detr.gov.uk/nats/licence/index.htm>.