



Miscellaneous

No: 1422

Air Navigation Order 2016

Publication date: 21 August 2020

General Exemption E 5146

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**Flight by Type-Approved Gyroplanes, Operating on a National Permit to Fly, Over Assemblies of Persons and Congested Areas in Specified Circumstances**

- 1) Subject to paragraph 2, the Civil Aviation Authority, in exercise of its powers under article 266 of the Air Navigation Order 2016, exempts any type approved gyroplane operating on a valid national permit to fly from the provision at article 41(3)(a) which provides that the permit will cease to be valid if any condition subject to which the permit is issued is not complied with.
- 2) On a flight under this exemption, all conditions of the permit must be complied with except for the following condition:

*The aircraft shall not be flown over any assembly of persons or any congested area of a city, town or settlement, except to the extent necessary in order to take off and land at a Government or licensed aerodrome in accordance with normal aviation procedures.*
- 3) In this exemption, a 'type approved gyroplane' means a gyroplane that has been certificated to BCAR Section T by a CAA approved design and production organisation and is subject of a CAA-issued Type Approval Data Sheet (TADS).
- 4) This exemption supersedes Official Record Series 4 No.1276, which is revoked.
- 5) This exemption has effect from the date it is signed until varied, suspended or revoked.

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for the Civil Aviation Authority

21 August 2020

**Notes:****Noise Impact**

The commander of an aircraft relying on this exemption should take care to comply with any relevant noise abatement procedures and to generally minimise any noise impact.

**Compliance with the Rules of the Air**

Although this exempts from the requirement to comply with the above specified condition prohibiting flight over any assembly of persons or any congested area in the specified circumstances, Rule 6(3)(b) (i & ii) of the Rules of the Air 2015 remains in force. This prohibits an aircraft from flying over the congested area of a city, town or settlement when flying for the purpose of:

- (a) experimenting with or testing—
  - (i) the aircraft; or
  - (ii) any engines or equipment installed or carried in the aircraft; or
- (b) enabling the aircraft to qualify for—
  - (i) the approval of a modification of the aircraft; or
  - (ii) the issue of a permit to fly.

In addition, the low flying rules at Standardised European Rules of the Air 5005(f), which contain restrictions on flight over assemblies of persons and congested areas, must also continue to be complied with.