



Miscellaneous

No: 1553

Air Navigation Order 2016

Publication date: 21 July 2022

## General Exemption E 5758

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### Overflight of Congested Area Conditions on UK National Permits to Fly

#### Background

- 1) This General Exemption replaces previous Exemption 1548 to relieve aircraft from their Permit to Fly condition which prohibits overflight of any assembly of persons or any congested area of a city, town or settlement. The aircraft concerned will still need to avoid towns and cities, apart from under the conditions of 3) i, ii and iii below, but it is envisaged that this Exemption will make flight planning easier for the operators of the aircraft concerned without compromising safety.

#### Interpretation

- 2) In this Exemption,
  - a) the "Order" means the Air Navigation Order 2016 (as amended)
  - b) the "CAA" means the Civil Aviation Authority.

#### Exemption

- 3) The CAA, pursuant to Article 266 of the Order, exempts aircraft issued with a valid UK National Permit to Fly, from Article 41(3)(a) with respect to any condition in the Permit prohibiting the aircraft from flying over any assembly of persons or any congested area of a city, town or settlement, provided that the following condition, and the conditions referred to in paragraph 4), are observed:

Aircraft must not be flown over any assembly of persons or any congested area of a city or town, except:

- i. to the extent necessary in order for the aircraft to take-off and land in accordance with normal aviation practice;
  - ii. when the aircraft is operating in accordance with an appropriate Air Traffic Control instruction or routing; or
  - iii. with the permission of the CAA.
- 4) This exemption is granted subject to the following, further conditions:
  - a) all other existing conditions on the Permit must be complied with; and

b) the aircraft is flown under and in accordance with a valid Permit to Fly supported by a current Certificate of Validity.

5) This exemption supersedes Official Record Series 4 No. 1548, which is revoked.

**Date in Force**

6) This exemption has effect from the date it is signed until revoked.

M MacDonald  
for the Civil Aviation Authority

21 July 2022

**Explanatory Note:**

1) This exemption does not alleviate the pilot in command of their responsibility to comply with the minimum heights criteria prescribed in UK Regulation (EU) No. 923/2012 SERA.3105.