



Miscellaneous

No: 1587

Air Navigation Order 2016

Publication date: 31 October 2023

## General Exemption E 6032

---

### Gratuitous Carriage of Passengers and/or Cargo by Part-CAT AOC Holders

#### Background

- 1) The purpose of this Exemption is to discharge any holder of an air operator certificate (AOC) ("Part-CAT AOC") issued in accordance with UK Regulation (EU) 965/2012 (Air Operations) from the requirement to operate a flight in accordance with public transport requirements when specific conditions are met.

#### Interpretation

- 2) In this Exemption, references to EU regulations are to those regulations as retained and amended in UK domestic law under the European Union (Withdrawal) Act 2018 and are referenced as "UK Regulation (EU) year/number" or "UK Regulation (EU) No. number/year".
- 3) Part-CAT and Part-ORO have the same meaning as provided in Schedule 1 of the Air Navigation Order 2016 ("the Order").

#### Exemption

- 4) The Civil Aviation Authority, in exercise of its powers under article 266 of the Air Navigation Order 2016 (the "Order"), exempts any holder of a Part-CAT AOC from any requirement in the Order to operate a flight in accordance with public transport requirements that would apply to the holder by virtue of article 6(2)(b)(ii) of the Order, if the only reason that the flight is a public transport flight is because all passengers or cargo on board the aircraft are carried gratuitously in the aircraft, subject to the conditions in paragraphs 5 and 6.
- 5) A flight pursuant to this Exemption must be operated in accordance with UK Regulation (EU) No. 965/2012, Annex III (Part-ORO), ORO.AOC.125(a).
- 6) This exemption does not permit flight in or over a foreign State except with the permission of the State or States whose territory is entered, as required by Article 40 of the Chicago Convention.
- 7) This Exemption supersedes Official Record Series 4 No.1559, which is revoked.

**Date in Force**

- 8) This Exemption has effect from the date it is signed until 31 October 2025, both dates inclusive, unless previously revoked.

J Hanafin

for the Civil Aviation Authority

31 October 2023