

2016 No. 804

CIVIL AVIATION

**The Air Navigation (Restriction of Flying) (Newhaven)
Regulations 2016**

Made - - - - 22nd July 2016

Coming into force - - 25th July 2016

The Secretary of State has decided that it is necessary in the public interest to restrict flying in the vicinity of Newhaven, East Sussex, by reason of unusual aerial activity taking place over the sea to the south of Newhaven, East Sussex.

The Secretary of State makes the following Regulations in exercise of the powers conferred by article 161 of the Air Navigation Order 2009(a).

Citation and commencement

1. These Regulations may be cited as the Air Navigation (Restriction of Flying) (Newhaven) Regulations 2016 and come into force on 25th July 2016.

Interpretation

2. In regulation 3(2) the times referred to are Co-ordinated Universal Time(b).

Restricted airspace

3. —(1) Subject to paragraph (3), and during the periods specified in paragraph (2), no aircraft is to fly below 3,000 feet above mean sea level within the area bounded by straight lines joining successively the following points—

- (a) 504255N 0000816E,
- (b) 503806N 0000606E,
- (c) 504145N 0001210W,
- (d) 504635N 0000951W, and
- (e) 504255N 0000816E.

(2) The periods referred to in paragraph (1) are—

- (a) between 0700 hours and 1900 hours on each of the 5 days beginning with 25th July 2016 and ending on 29th July 2016, and
- (b) between 0600 hours and 2000 hours on each of the 5 days beginning with 1st August 2016 and ending on 5th August 2016.

(a) S.I. 2009/3015, to which there are amendments that are not relevant to these Regulations.

(b) In these Regulations Co-ordinated Universal Time (UTC) is one hour behind British Summer Time (BST).

- (3) Paragraph (1) does not apply to any aircraft—
- (a) flying with a clearance issued by Shoreham Airport air traffic control unit,
 - (b) flying with the permission of the Bodega Bay Aerial Ground Coordinator, or
 - (c) operated by or on behalf of the Maritime and Coastguard Agency.

Signed by authority of the Secretary of State for Transport

22nd July 2016

Tim May
Head of Aviation Policy
Department for Transport

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations impose restrictions on flying in airspace specified in regulation 3(1) in the vicinity of Newhaven, East Sussex for aerial filming comprising intense aerial activity involving high energy manoeuvres that are scheduled to take place there on each of the 5 days from 25th to 29th July 2016, and again on each of the 5 days from 1st to 5th August 2016. The Civil Aviation Authority and the Department for Transport agree that flying should be restricted in the vicinity of this aerial activity for reasons of public safety.

In relation to regulation 3, the term ‘aircraft’ includes aircraft as classified by Part A of Schedule 3 to the Air Navigation Order 2009. It also includes, by virtue of article 253(3) of that Order, any small balloon, any kite weighing not more than two kilograms, any small unmanned aircraft and any parachute including a parascending parachute.

The times mentioned in regulation 3(2) are Universal Co-ordinated Time (UTC), which for the purpose of these Regulations is one hour behind British Summer Time.

In relation to the permission mentioned in regulation 3(3)(b), the Bodega Bay Aerial Ground Coordinator may be contacted on telephone number 07979 593941.

Full details of the Statutory Instrument will be promulgated by NOTAM.

Further enquiries of the Civil Aviation Authority may be made to Mr R E J Gratton, Principal Airspace Regulator, Safety and Airspace Regulation Group, telephone number 020 7453 6586.