



CAP 393 (Amendment 1/2005) & THE AIR NAVIGATION ORDER 2005

There has been a significant amendment to CAP 393, "Air Navigation: The Order and the Regulations". The new release of CAP393, dated 21 October 2005, includes the text of the new Air Navigation Order 2005 which came into effect on 20 August 2005. The latest version of CAP393, can be found at <http://www.caa.co.uk/docs/33/CAP393.PDF>. A separate document detailing the amendments (Amendment 1/2005) can be found at http://www.caa.co.uk/docs/33/CAP393Amdt1_05.pdf

Both documents are long and detailed. Clearly, these and other recent ANO amendments have superseded some sections in the currently published edition of BGA Laws and Rules that relate to the ANO.

However, members are advised that many elements of the ANO2005 /CAP393 amendment 1/2005 relating to glider certification and registration are currently influenced by exemptions that have been previously announced by the BGA. For this reason, a revision of the BGA Laws and Rules document during the immediate regulatory negotiation and amendment process is uneconomical. BGA members are advised to continue to monitor this website and the BGA Newsletter where any regulatory developments that affect them will continue to be notified. The following précis of CAP393 amendment 1/2005 is offered as a guide, but please note that the published CAA document is the definitive source of information.

Section 1

Section 1 is reissued in its entirety as the Air Navigation Order 2005 (SI 2005 No 1970) and in addition to minor and drafting changes, a number of other detailed amendments are made including;

- Changes consequential upon the establishment of the European Aviation Safety Agency and its Implementing Rules, for example those relating to certification
- Requirement for carriage of Mode S secondary surveillance radar equipment
- Requirement for carriage of airborne collision avoidance system
- Requirement for carriage of area navigation systems in designated airspace
- Lighting of offshore wind turbine generators
- Requirements for carriage of Emergency Locator Transmitter and means of measuring outside air temperature in public transport and helicopters
- Penalty for flying without an appropriate licence
- Other minor changes associated with visibility, balloons and self propelled hang gliders

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Section 2

Section 2 is amended by the Rules of the Air (Amendment) Regulations 2005 (SI 2005 No 1110) and includes amendments to the low flying rule (Rule 5).

Section 3

Section 3 is reissued in its entirety as the Air Navigation (General) Regulations 2005 (SI 2005 No 1980). In addition to minor and drafting amendments the Regulations make changes primarily associated with public transport category aircraft.

Section 5

Section 5 is amended by the addition of a number of notified permanent restrictions of flying.

Section 7

Section 7 relates to Dangerous Goods regulations.