

Miscellaneous

No: 1501

UK Regulation (EU) 2018/1139

Publication date: 19 August 2021

General Exemption E 5507

UK Basic Regulation - Exemption of Microlight Aeroplanes from Scope

Background

1. This exemption takes up a provision to transfer certain aeroplanes from the scope of Part-21 regulation in favour of oversight under the Air Navigation Order 2016, subject to certain conditions.

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 hereafter as “UK Regulation (EU) year/number” or “UK Regulation (EU) No. number/year”.

Exemption

3. The Civil Aviation Authority in exercise of its powers under article 2(8)(a) of UK Regulation (EU) 2018/1139 [the UK Basic Regulation], exempts from that Regulation the design, production, maintenance and operation of the aeroplanes described in paragraph 4, subject to the condition in paragraph 5, and includes those aeroplanes within the scope of the Air Navigation Order 2016 further to the amendment described in paragraph 6.
4. This exemption applies to aeroplanes other than unmanned aeroplanes, which have no more than two seats, measurable stall speed or minimum steady flight speed in landing configuration not exceeding 45 knots calibrated air speed and a maximum take-off mass (MTOM) of no more than 600kg for aeroplanes not intended to be operated on water or 650kg for aeroplanes intended to be operated on water.
5. The condition is that the aeroplane must not have been issued or deemed to have been issued with a certificate or be subject to a declaration in accordance with the UK Basic Regulation or Regulation (EC) No. 216/2008.
6. Article 10(c) of Statutory Instrument no.879 [Air Navigation (Amendment) Order 2021] coming into force on 19 August 2021 extends the definition of “microlight aeroplanes” within the scope

of the Air Navigation Order 2016 to include the aircraft described in paragraph 4 subject to the condition in paragraph 5.

Date in Force

7. This exemption has effect from the date signed until revoked.

Rob Bishton
For the Civil Aviation Authority

19 August 2021

Explanatory Note:

As part of a major CAA Change Programme project to reform the microlight aeroplane category, this exemption enacts the provision in article 2(8) of UK Basic Regulation for the aeroplanes described in sub-paragraph (a) of that article.

Air Navigation (Amendment) Order 2021, article 10(c) revises the Air Navigation Order 2016 definition of 'microlight aeroplanes' accordingly.