



Railways and Transport Safety Act 2003

2003 CHAPTER 20

PART 5

AVIATION: ALCOHOL AND DRUGS

General

102 Territorial application

- (1) This Part applies in relation to—
 - (a) a function or activity performed or carried out in the United Kingdom, and
 - (b) a flight function performed or flight activity carried out on a United Kingdom aircraft.
- (2) In subsection (1)—
 - “flight function” means a function falling within section 94(1)(a) to (f),
 - “flight activity” means an activity which for the purposes of this Part is ancillary to a flight function, and
 - “United Kingdom aircraft” means an aircraft which is registered, in accordance with an enactment about aircraft, in the United Kingdom.
- (3) Her Majesty may by Order in Council direct that a provision of this Part shall apply (with or without modification)—
 - (a) to a function or activity performed or carried out in any of the Channel Islands or a British overseas territory;
 - (b) to a function performed or activity carried out on an aircraft which is registered, in accordance with an enactment about aircraft, in any of the Channel Islands or a British overseas territory.
- (4) Section 98 shall not extend to Scotland.
- (5) Subsection (4) does not affect any rule of law or enactment concerning the right of a constable in Scotland to board an aircraft or enter any place for any purpose.

Changes to legislation: There are outstanding changes not yet made by the [legislation.gov.uk](https://www.legislation.gov.uk) editorial team to Railways and Transport Safety Act 2003. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Commencement Information

II [S. 102](#) in force at 30.3.2004 by [S.I. 2004/827](#), [art. 3\(y\)](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied (with modifications) by [S.I. 2024/414 art. 5Sch. 1 para. 14](#)