

**2008 No. 669**

**CIVIL AVIATION**

**The Rules of the Air (Amendment) Regulations 2008**

*Made* - - - - *10th March 2008*

*Coming into force* - - *1st April 2008*

The Secretary of State for Transport, in exercise of her powers under article 95(1) of the Air Navigation Order 2005(a), makes the following Regulations:

**Citation and Commencement**

1. These Regulations may be cited as the Rules of the Air (Amendment) Regulations 2008 and shall come into force on 1st April 2008.

**Amendment to Rule 42 (Right of way on the ground)**

2.—(1) In rule 42(2) after “aircraft or vehicle” there shall be inserted “or with any obstacle”.

(2) After rule 42(2) of the Rules of the Air Regulations 2007(b) there shall be inserted the following—s

“(2A) Where a flying machine is being towed on the ground and the commander of the flying machine is not on board, then notwithstanding any air traffic control clearance it is the duty of the person in charge of the vehicle towing the flying machine to take all possible measures to ensure that the aircraft does not collide with any other aircraft or vehicle or with any obstacle.”

Signed by authority of the Secretary of State for Transport

10th March 2008

*Jim Fitzpatrick*  
Parliamentary Under Secretary of State  
Department for Transport

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(a) S.I. 2005/1970, to which there are amendments not relevant to these Regulations  
(b) S.I. 2007/734, to which there is an amendment not relevant to these Regulations

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

These Regulations further amend the Rule of the Air Regulations 2007. They amend rule 42 (right of way on the ground). The commander's duty is to take all possible measures to avoid a collision with another aircraft or vehicle or with any obstacle. If the commander is not on board the flying machine the person in charge of a vehicle towing the flying machine is required to take all possible measures to avoid a collision with another aircraft or vehicle or with any obstacle.

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