

Aviation Security

Commission Regulation (EU) No 1254/2009 of 18 December 2009 setting criteria to allow Member States to derogate from the common basic standards on civil aviation security and to adopt alternative security measures (Text with EEA relevance) (Retained EU Legislation)

Unamended since 1 January 2021
Last uploaded 15 January 2021

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Commission Regulation (EU) No 1254/2009 of 18 December 2009 setting criteria to allow derogation from the basic standards on civil aviation security and to adopt alternative security measures (Text with EEA relevance) (Retained EU Legislation)

Preamble



Law In Force

Version 1 of 1

Date not available - Present

Subjects

Aviation

Extent

Preamble

United Kingdom

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Commission Regulation (EU) No 1254/2009 of 18 December 2009 setting criteria to allow derogation from the basic standards on civil aviation security and to adopt alternative security measures (Text with EEA relevance) (Retained EU Legislation)

art. 1



Law In Force

Version 2 of 2

31 December 2020 - Present

Subjects

Aviation

Article 1

[The appropriate authority]¹ may derogate from the [...] ² basic standards referred to in Article 4(1) of Regulation (EC) No 300/2008 and adopt alternative security measures that provide an adequate level of protection on the basis of a risk assessment approved by the appropriate authority at airports or demarcated areas of airports where traffic is limited to one or more of the following categories:

1. aircraft with a maximum take-off weight of less than 15000 kilograms;
2. helicopters;
3. state, military and law enforcement flights;
4. fire suppression flights;
5. flights for medical services, emergency or rescue services;
6. research and development flights;
7. flights for aerial work;
8. humanitarian aid flights;
9. flights operated by air carriers, aircraft manufacturers or maintenance companies, transporting neither passengers and baggage, nor cargo and mail;
10. flights with aircraft with a maximum take-off weight of less than 45500 kilograms, owned by a company for the carriage of own staff and non-fare-paying passengers and goods as an aid to the conduct of company business;
11. flights with aircraft with a maximum take-off weight of less than 45500 kilograms, chartered or leased in its entirety by a company from an aircraft operator with which it has a written agreement for the carriage of own staff and non-fare-paying passengers and goods as an aid to the conduct of company business;
12. flights with aircraft with a maximum take-off weight of less than 45500 kilograms, for the carriage of the owner of the aircraft and of non-fare-paying passengers and goods.

For flights covered under points 10, 11 and 12, but with a maximum take-off weight of 45500 kilograms or more, the appropriate authority may in exceptional cases, and based on a risk assessment for each individual case, derogate from the weight limitation laid down in these categories. [...]³

Notes

- 1 Words substituted by Aviation Security (Amendment etc.) (EU Exit) Regulations 2019/547 Pt 3 reg.49(a)(i) (December 31, 2020: shall come into force on IP completion day not exit day as specified in 2020 c.1 s.39(1) and Sch.5 para.1(1))
- 2 Word substituted by Aviation Security (Amendment etc.) (EU Exit) Regulations 2019/547 Pt 3 reg.49(a)(ii) (December 31, 2020: shall come into force on IP completion day not exit day as specified in 2020 c.1 s.39(1) and Sch.5 para.1(1))
- 3 Words repealed by Aviation Security (Amendment etc.) (EU Exit) Regulations 2019/547 Pt 3 reg.49(b) (December 31, 2020: shall come into force on IP completion day not exit day as specified in 2020 c.1 s.39(1) and Sch.5 para.1(1))

Extent

art. 1- United Kingdom

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Commission Regulation (EU) No 1254/2009 of 18 December 2009 setting criteria to allow derogation from the basic standards on civil aviation security and to adopt alternative security measures (Text with EEA relevance) (Retained EU Legislation)

art. 2



Law In Force

Version 1 of 1

Date not available - Present

Subjects

Aviation

Article 2

This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union* .

It shall apply as from the date specified in the implementing rules adopted in accordance with the procedure referred to in Article 4(3) of Regulation (EC) No 300/2008, but no later than 29 April 2010.

Extent

art. 2 United Kingdom

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Signatures



Version 2 of 2

31 December 2020 - Present

Subjects

Aviation

[...]¹

Notes

- 1 Words repealed by Aviation Security (Amendment etc.) (EU Exit) Regulations 2019/547 Pt 3 reg.50 (December 31, 2020: shall come into force on IP completion day not exit day as specified in 2020 c.1 s.39(1) and Sch.5 para.1(1))

Extent

Signatures United Kingdom

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