

# CAA SUCCESSFUL PROSECUTIONS: 1 APRIL 2015 TO 31 MARCH 2016



Defendant	Brief Description	Hearing date	Court	Sentence
<p>BROOKS DISCOUNT LIMITED trading as TOP BRAND DISCOUNTS 4 U</p>	<p>On 31 July 2014, a parcel which had been flown into Jersey on a flight from Bournemouth was received at the Jersey Post Headquarters. As the parcel was processed for delivery a brown, oil-like substance leaked and caused minor chemical burns to two Postal Operatives. The sorting office was evacuated and the emergency services attended with specialist equipment. It was discovered that the package enclosed drain cleaner which contained concentrated sulphuric acid. The drain cleaner had been posted by the defendant and had not been correctly packaged, marked or labelled package had been posted by the defendant. The defendant's staff had had no training in handling dangerous goods.</p> <p>Brooks Discount Limited trading as Top Brand Discounts 4 U pleaded guilty to:</p> <ol style="list-style-type: none"> <li>1. Causing dangerous goods to be delivered for carriage in an aircraft (Regulation 5(1)(a), Air Navigation (Dangerous Goods) Regulations 2002).</li> </ol>	<p>09/04/2015</p>	<p>Bournemouth Magistrates' Court</p>	<ol style="list-style-type: none"> <li>1. Compensation £800 &amp; £250</li> <li>2. Fine £5,000</li> </ol>

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ANDREW NEATE	<p>On 2 August 2014, about 25,000 people attended the Car Fest North event at Oulton Park. A temporary helipad had been set-up in a field next to Oulton Park. Permission to land had to be obtained in advance from the event organisers. The Royal Navy Lynx helicopter display team had commenced a display when a member of ground staff reported sighting an unknown helicopter approaching the site. Attempts were made to establish radio contact with the unknown helicopter, without success. The display team left the area to avoid the helicopter, which continued to approach, flew over the crowd and crossed the display line before landing at the helipad. The pilot was told that he did not have permission to land. Nevertheless, the pilot later returned to the helicopter and took-off without permission. As part of the CAA's investigation, the pilot was requested to produce his licence and log-book and he did not do so.</p> <p>Andrew Neate pleaded guilty to:</p> <ol style="list-style-type: none"> <li>1. Landing within 1,000m of organised open-air assembly of more than 1,000 persons (Rule 5(3)(f), Rules of the Air Regulations 2007).</li> <li>2. Taking-off within 1,000m of organised open-air assembly of more than 1,000 persons (Rule 5(3)(f), Rules of the Air Regulations 2007).</li> <li>3. Failing to produce his pilot's licence (Article 156(4), Air Navigation Order 2009).</li> <li>4. Failing to produce his personal flying log book (Article 156(5), Air Navigation Order 2009).</li> </ol>	16/04/2015	Chester Magistrates' Court	<ol style="list-style-type: none"> <li>1. Fine £400</li> <li>2. Fine £400</li> <li>3. Fine £100</li> <li>4. Fine £100</li> </ol>
ERIC KEITH RICHARDSON	<p>On 19 April 2014, the defendant took-off in his helicopter from the lawn of the Falmouth Hotel. The rotor downwash lifted a patio parasol from its stand. The parasol fell onto a young person who was sitting with her family on the hotel patio.</p> <p>Keith Richardson pleaded guilty to:</p> <ol style="list-style-type: none"> <li>1. Negligently causing an aircraft to endanger a person (Article 138 of the Air Navigation Order 2009).</li> </ol>	08/08/2015	Bodmin Magistrates' Court	<ol style="list-style-type: none"> <li>1. Fine £3,000</li> </ol>

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<p>AHMED SAJAWAL trading as AL- KAREM TRAVEL</p>	<p>Five customers bought and paid the defendant for flight tickets which they did not then receive. The defendant refunded some of the money he had received. The defendant was not allowed to sell flight tickets because he did not hold an Air Travel Organisers' Licence.</p> <p>Ahmed Sajawal pleaded guilty to:</p> <ol style="list-style-type: none"> <li>1. Making flight accommodation available without holding a air travel organisers' licence (Regulation 9, Civil Aviation (Air Travel Organisers' Licensing) Regulations 2012).</li> <li>2. Making flight accommodation available without holding a air travel organisers' licence (Regulation 9, Civil Aviation (Air Travel Organisers' Licensing) Regulations 2012).</li> <li>3. Making flight accommodation available without holding a air travel organisers' licence (Regulation 9, Civil Aviation (Air Travel Organisers' Licensing) Regulations 2012).</li> <li>4. Making flight accommodation available without holding a air travel organisers' licence (Regulation 9, Civil Aviation (Air Travel Organisers' Licensing) Regulations 2012).</li> <li>5. Making flight accommodation available without holding a air travel organisers' licence (Regulation 9, Civil Aviation (Air Travel Organisers' Licensing) Regulations 2012).</li> </ol>	<p>03/09/2015</p>	<p>Leicester Magistrates' Court</p>	<ol style="list-style-type: none"> <li>1. Fine £200</li> <li>2. Fine £200</li> <li>3. Fine £200</li> <li>4. Compensation £475 Fine £200</li> <li>5. Compensation £1,430 Fine £200</li> </ol>

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CHRISTOPHER KILEY	<p>On 30 April 2015, an Air Traffic Control Officer at NATS, Swanwick, observed on radar an unknown aircraft enter controlled airspace in the vicinity of Heathrow known as the London Control Zone (CTR) without air traffic control clearance. All northbound departures from Heathrow were stopped. The unknown aircraft continued to fly into controlled airspace and appeared to land at Cliveden House. Heathrow departures resumed. About 5 hours later, the aircraft took-off from the same location, within controlled airspace, on a return track and without air traffic control clearance. Christopher Kiley was the pilot of the helicopter.</p> <p>Christopher Kiley pleaded guilty to:</p> <ol style="list-style-type: none"> <li>1. Flying in class D airspace without air traffic control clearance (SERA.2005, Article 241(6), Air Navigation Order 2009).</li> </ol>	27/10/2015	Uxbridge Magistrates' Court	3. Fine £1,700
ALLAN NIMMO	<p>Allan Nimmo was the registered owner of 7 hot air balloons and was therefore required to provide the CAA with evidence that the balloons were insured. In January 2013, the defendant wrote to the CAA and enclosed insurance certificates for each of his balloons. He did the same again in July 2013 and May 2014. In preparation for an audit of the defendant's balloon operation in 2014, the CAA sought verification of the purported insurance cover from the insurance brokers. The brokers advised that the certificates were not genuine and no insurance cover had been in place for the balloons since 2011. The CAA immediately placed a 'no-fly' Direction on the balloons. However, on 4 subsequent occasions, the defendant flew one of his balloons with passengers on board.</p> <p>Allan Nimmo pleaded guilty to:</p> <ol style="list-style-type: none"> <li>1. Knowingly providing the CAA with seven false insurance certificates (Regulation 9 and 12(1), Civil Aviation (Insurance) Regulations 2005).</li> <li>2. Knowingly providing the CAA with seven false insurance certificates (Regulation 9 and 12(1), Civil Aviation (Insurance) Regulations 2005).</li> <li>3. Knowingly providing the CAA with seven false insurance certificates (Regulation 9 and 12(1), Civil Aviation (Insurance) Regulations 2005).</li> </ol>	10/12/2015	Southwark Crown Court	<ol style="list-style-type: none"> <li>1. Imprisonment 3 months</li> <li>2. Imprisonment 3 months consecutive</li> <li>3. Imprisonment 3 months consecutive</li> </ol> <p>Suspended for 18 months</p>

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DAVID GRIFFIN	<p>During a routine audit of a balloon operator, the operator's records of its pilot's licences were checked. The defendant's aviation medical certificates aroused suspicion. CAA records showed that the defendant had been issued with a class 2 aviation medical certificate in 2006, valid for 2 years, but there was no record of the issue of a further certificate. The medical certificates which the defendant had produced to the operator were forgeries. During the time that he did not have a valid medical certificate, the defendant had flown passengers on 35 occasions.</p> <p>The defendant was subsequently medically examined and found fit for class 2 medical certification.</p> <p>David Griffin pleaded guilty to:</p> <ol style="list-style-type: none"> <li>1. With intent to deceive, using a forged class 2 medical certificate (Article 231(1)(a), Air Navigation Order 2009).</li> <li>2. With intent to deceive, using a forged class 2 medical certificate (Article 231(1)(a), Air Navigation Order 2009).</li> </ol>	22/12/15	Salisbury Magistrates' Court	<ol style="list-style-type: none"> <li>1. Fine £2,000</li> <li>2. No separate penalty.</li> </ol>
DAVID HOARE	<p>Every year since 1998 that there has been a Glastonbury Festival, access to the airspace around and above the Festival site has been restricted to protect the safety of the large number of people attending. On Saturday, 27 June 2015, the defendant deliberately flew his para-motor aircraft through the restricted airspace and onto the Festival site.</p> <p>David Hoare pleaded guilty to:</p> <ol style="list-style-type: none"> <li>1. Flying within the Glastonbury Festival restricted airspace (Regulation 3(1), Air Navigation (Restriction of Flying)(Glastonbury) Regulations 2015).</li> </ol>	26/01/2016	Weston Super Mare Magistrates' Court	<ol style="list-style-type: none"> <li>1. Fine £400</li> </ol>