

11 July 2014
FOIA reference: F0001993

Dear XXXX

I am writing in respect of your recent request of 7 July 2014, for the release of information held by the Civil Aviation Authority (CAA).

Your request:

1. *"A copy of the most recent operating license for Manston Airport, recently returned by Manston Skyport Ltd. Likely issued in circa November 2013.*
2. *Any restrictions, covenants or agreements in place between the CAA and Manston Airport/ Manston Skyport Ltd".*

Our response:

Having considered your request in line with the provisions of the Freedom of Information Act 2000 (FOIA), we are pleased to be able to provide the information below.

The grant of an aerodrome licence is governed by Article 211 of the [Air Navigation Order 2009](#) (ANO), which requires the CAA to grant a licence in respect of any aerodrome in the United Kingdom if it is satisfied that the aerodrome is safe for use by aircraft, having regard in particular to the physical characteristics of the aerodrome and of its surroundings. When an aerodrome receives its licence, it is granted on the basis that it meets aerodrome licensing criteria, unless variations to these criteria have been agreed by the CAA.

Please find attached a copy of the most recent aerodrome licence issued for Kent International airport, which was revoked on 15 May 2014.

One variation to licensing criteria was agreed in relation to this licence, however, we are unable to provide further details. Under Section 23 of the Civil Aviation Act 1982, information which relates to a particular individual or organisation, and has been supplied to the CAA pursuant to an Air Navigation Order, is prohibited from disclosure.

Section 44 (1) (a) of the FOIA provides that information is exempt if its disclosure is prohibited by, or under, any enactment, and Section 23 of the Civil Aviation Act is such a statutory prohibition (a copy of this exemption can be found below).

Civil Aviation Authority

Aviation House GW Gatwick Airport South Crawley West Sussex England RH6 0YR www.caa.co.uk
Telephone 01293 768512 foirequests@caa.co.uk

Other than the variation from aerodrome licensing criteria detailed above, there are no restrictions, covenants or agreements in place between the CAA and Manston airport or Manston Skyport Ltd.

If you are not satisfied with how we have dealt with your request in the first instance you should approach the CAA in writing at:-

Mark Stevens
External Response Manager
Civil Aviation Authority
Aviation House
Gatwick Airport South
West Sussex
RH6 0YR

mark.stevens@caa.co.uk

The CAA has a formal internal review process for dealing with appeals or complaints in connection with Freedom of Information requests. The key steps in this process are set in the attachment.

Should you remain dissatisfied with the outcome you have a right under Section 50 of the Freedom of Information Act to appeal against the decision by contacting the Information Commissioner at:-

Information Commissioner's Office
FOI/EIR Complaints Resolution
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

www.ico.gov.uk/complaints.aspx

Should you wish to make further Freedom of Information requests, please use the e-form at <http://www.caa.co.uk/foi>.

Yours sincerely

Rick Chatfield
Information Rights and Enquiries Officer

CAA INTERNAL REVIEW & COMPLAINTS PROCEDURE

- The original case to which the appeal or complaint relates is identified and the case file is made available;
- The appeal or complaint is allocated to an Appeal Manager, the appeal is acknowledged and the details of the Appeal Manager are provided to the applicant;
- The Appeal Manager reviews the case to understand the nature of the appeal or complaint, reviews the actions and decisions taken in connection with the original case and takes account of any new information that may have been received. This will typically require contact with those persons involved in the original case and consultation with the CAA Legal Department;
- The Appeal Manager concludes the review and, after consultation with those involved with the case, and with the CAA Legal Department, agrees on the course of action to be taken;
- The Appeal Manager prepares the necessary response and collates any information to be provided to the applicant;
- The response and any necessary information is sent to the applicant, together with information about further rights of appeal to the Information Commissioners Office, including full contact details.

Freedom of Information Act: Section 44

(1) Information is exempt information if its disclosure (otherwise than under this Act) by the public authority holding it-

- (a) is prohibited by or under any enactment,
- (b) is incompatible with any Community obligation, or
- (c) would constitute or be punishable as a contempt of court.

(2) The duty to confirm or deny does not arise if the confirmation or denial that would have to be given to comply with section 1(1)(a) would (apart from this Act) fall within any of paragraphs (a) to (c) of subsection (1).

CIVIL AVIATION AUTHORITY

AERODROME LICENCE

ORDINARY

KENT INTERNATIONAL



LICENCE NO. P880

DATE OF ISSUE 9 DECEMBER 2005

Licence No. <u>P880</u>		
1 Name of Aerodrome	KENT INTERNATIONAL	
2 Position of Aerodrome	2.5 NM WEST OF RAMSGATE	(see map in Schedule 1)
3 Name and Address of Licensee	INFRATIL KENT FACILITIES LTD PO BOX 5000 MANSTON KENT CT12 5BP	

The Civil Aviation Authority (in this licence referred to as 'the CAA') in exercise of its powers under Article 128 of the Air Navigation Order hereby licenses the above-named aerodrome as an aerodrome to be used as a place of take-off and landing of aircraft engaged in flights for the purpose of the public transport of passengers or for the purpose of instruction in flying, subject to the following conditions:

- 1 The aerodrome is licensed for use only by the licensee and by persons specifically authorised by him.
- 2 No aircraft shall take-off or land at the aerodrome unless such fire-fighting and rescue services and such medical services and equipment as are required in respect of such an aircraft in the CAA's publication CAP 168 (Licensing of Aerodromes) are provided there. Such services and equipment shall at all times when the aerodrome is available for the take-off or landing of aircraft be kept fit and ready for immediate turnout.
- 3 Changes in the physical characteristics of the aerodrome including the erection of new buildings and alterations to existing buildings or to visual aids shall not be made without prior approval of the CAA.
- 4 The licensee shall, by the quickest means available, notify the CAA of any material change in the surface of the landing area, or in the obstruction characteristics of the approach, take-off or circuit in relation to the aerodrome.
- 5 The aerodrome is licensed for the take-off and landing of aircraft at night. Such systems of lighting appropriate to the Category of runway in use as described in the CAA's publication CAP 168 (Licensing of Aerodromes), shall be in operation at all times when aircraft are taking-off or landing at the aerodrome at night, provided that minor temporary unserviceability, not of a character likely to affect the safety of operations, shall not preclude the take-off or landing of aircraft.
- 6 Any public right of way crossing or bordering the landing area shall be adequately sign-posted with notices warning the public of danger from aircraft.
- 7 Expressions used in this licence shall have the same respective meanings as in the Air Navigation Order.
- 8 The 'Air Navigation Order' in this licence means the Air Navigation Order 2005 and any reference to the Order or to any Article of the Order shall, if that Order be amended or replaced, be taken to be a reference to the Air Navigation Order for the time being in force or the corresponding Article of that Order.

This licence shall remain in force until it is varied, suspended or revoked.

Date:

9th December 2005

FOR THE CIVIL AVIATION AUTHORITY

