

As applied to the Isle of Man by SD 2018/0279 from 1 January 2019

Aviation and Maritime Security Act 1990

Part I Aviation Security

Endangering safety at aerodromes

1 Endangering safety at aerodromes.

(1) It is an offence for any person by means of any device, substance or weapon intentionally to commit at an aerodrome serving international civil aviation any act of violence which -

- (a) causes or is likely to cause death or serious personal injury, and
- (b) endangers or is likely to endanger the safe operation of the aerodrome or the safety of persons at the aerodrome.

(2) It is also, subject to subsection (4) below, an offence for any person by means of any device, substance or weapon unlawfully and intentionally -

- (a) to destroy or seriously to damage -
 - (i) property used for the provision of any facilities at an aerodrome serving international civil aviation (including any apparatus or equipment so used),
or
 - (ii) any aircraft which is at such an aerodrome but is not in service, or
- (b) to disrupt the services of such an aerodrome,
in such a way as to endanger or be likely to endanger the safe operation of the aerodrome or the safety of persons at the aerodrome.

(3) Except as provided by subsection (4) below, subsections (1) and (2) above apply whether any such act as is referred to in those subsections is committed in the Isle of Man or elsewhere and whatever the nationality of the person committing the act.

(4) Subsection (2)(a)(ii) above does not apply to any act committed in relation to an aircraft used in military, customs or police service unless -

- (a) the act is committed in the Isle of Man, or
- (b) where the act is committed outside the Isle of Man, the person committing it is a United Kingdom national.

(5) A person who commits an offence under this section is liable on conviction on information to custody for life.

(6) Sections 38(3)(b) (period during which aircraft in service) and 38(4) (territorial waters) of the Aviation Security Act 1982 apply for the purposes of this section as they apply for the purposes of that Act; and the references in section 38(7) of that Act (other proceedings) to Part I of that Act and to that Act include references to this section.

(7) Proceedings for an offence under this section shall not be instituted except by or with the consent of the Attorney General for the Isle of Man.

(8) Omitted.

(9) In this section –

“aerodrome” has the same meaning as in Aviation Security Act 1982 (as applied to the Isle of Man);

“military service” has the same meaning as in the Aviation Security Act 1982 (as applied to the Isle of Man); and

“unlawfully” –

(a) in relation to the commission of an act in the Isle of Man, means so as (apart from this section) to constitute an offence under the law of the Isle of Man, and

(b) in relation to the commission of an act outside the Isle of Man, means so that the commission of the act would (apart from this section) have been an offence under the law of the Isle of Man if it had been committed in the Isle of Man.

3 Extension of Secretary of State’s powers under section 14 of Aviation Security Act 1982
[substituted subsections in section 14 to the Aviation Security Act 1982]

4 Enforcement notices in respect of directions under Part II of Aviation Security Act 1982
[inserted sections 18A – 18E into the Aviation Security Act 1982]

5 Offences relating to security at aerodromes etc.
[inserted sections 21A – 21E into the Aviation Security Act 1982]

6 Air cargo agents
[inserted section 21F into the Aviation Security Act 1982]

7 Duty to report certain occurrences
[inserted section 21G into the Aviation Security Act 1982]

8 Other amendments of Aviation Security Act 1982
[Introduced Schedule 1 amendments to the Aviation Security Act 1982]

54 Short title, commencement and extent.

(1) This Act may be cited as the Aviation and Maritime Security Act 1990.