

AIR NAVIGATION (ISLE OF MAN) ORDER 2015 DEMONSTRATION FLIGHTS & DELIVERY FLIGHTS

1. The Department for Enterprise (“the Department”), in exercise of its powers under Article 156 of the Air Navigation (Isle of Man) Order 2015 (“the Order”) exempts any aircraft or persons from the following requirements of the Order subject to the conditions specified in paragraph 2:
 - a. Article 11 - an aircraft registered in the Isle of Man must not fly on a flight for the purpose of “commercial air transport” or “aerial work”;
 - b. Article 12 - person must not hold anyone out (whether the person who is being held out is the same person as the one who is holding out or is another person) as being one who may offer flights in an aircraft registered in the Isle of Man for the purpose of commercial air transport.
2. The conditions referred to in paragraph 1 are:
 - a. the only remuneration or valuable consideration given or promised by a person for the flight is limited to the direct costs of either:
 - (1) a demonstration or pre-purchase inspection flight;
 - (2) a necessary positioning flight to enable the demonstration or pre-purchase inspection flight to take place and a subsequent repositioning flight; or,
 - (3) a delivery flight necessary to facilitate an aircraft sale or lease.
 - b. the aircraft operator must keep a record of the remuneration or valuable consideration received under paragraph 2a, including the relevant direct costs of the flight, for one year or such longer period as the Department may in a particular case specify;
 - c. the aircraft operator must produce any documents required to be kept under paragraph 2b to the Department within 14 days after being so requested to do so or such longer period that has been agreed by the Department.
3. For the purposes of this exemption, the following interpretations apply, in addition to those specified in the Order:
 - a. “demonstration flight” means a flight performed with the purpose of demonstrating an aircraft’s handling, performance, capabilities and functionalities to prospective buyers or lessees;
 - b. “direct costs” means the costs directly in relation to a flight.
4. This Exemption shall have immediate effect until revoked or suspended.

Signed:



Colin Gill
Deputy Director of Civil Aviation

Date: 24 November 2021



Notes:

1. "Aerial work" is defined by Article 171(1) of the Order as "a purpose, other than commercial air transport, for which an aircraft is flown if valuable consideration is given or promised for the flight or the purpose of the flight".
2. "Commercial air transport" is defined by Article 167 of the Order as "a flight that is carrying passengers, cargo or mail for remuneration or hire where the principal purpose for their carriage is to transport them, and where a seat on the flight or the right to have cargo or mail carried is available to any member of the public, and includes a flight that carries passengers for remuneration or hire that begins and ends at the same aerodrome".