

5.1.4 Flying training carried out by the commander of an aircraft shall be subject to the following conditions:

- (a) permission shall be obtained either before departure by telephone communication with Apron Control or (in exceptional circumstances only) by consultation with Apron Control whilst in flight.
- (b) training circuits by all jet aircraft and by all propeller-driven aircraft whose maximum total weight authorised exceeds 5,700 kilograms shall be right hand when using Runway 08 and left hand when using Runway 26, and the minimum circuit height at the airport shall be 1,500 feet above aerodrome level unless otherwise instructed by Air Traffic Control.
- (c) the minimum circuit height at the airport for all jet aircraft and for all propeller-driven aircraft whose maximum total weight authorised does not exceed 5,700 kilograms shall be 1,000 feet above aerodrome level.

5.1.5 The operator or commander of any aircraft shall ensure that no jet aircraft shall take-off or land at night-time without notification having first been given by LLAOL that the take-off or landing is within the limit on the number of movements from time to time determined by LLAOL. Such notification is not required for

- (a) the landing at night-time of jet aircraft diverted to the airport or
- (b) the departure from the airport of such diverted aircraft where that departure is within the number of movements determined by LLAOL and allocated to the operator of that aircraft.

5.1.6 Before operating a jet aircraft of a type not previously operated at the airport by that operator, the operator concerned shall have satisfied LLAOL that the aircraft will be flown into and out of the airport in a manner calculated to cause the least noise disturbance practicable.

5.2 The ground running and testing of the engines of any aircraft shall be carried out only in any area or areas approved from time to time by LLAOL and subject to the conditions set out in the Schedule to these byelaws.

5.3 Any person who departs from any provision of this Part of these byelaws to the extent necessary for the purpose of securing the safety of aircraft in flight or the safety of aircraft, persons or property on the ground shall be deemed not to contravene that provision, but in that event he shall give or cause to be given full details of any such departure in writing to LLAOL within seven days of being required to do so.

## **PART 6 LOST PROPERTY**

6.1 Part 6 of these byelaws shall apply in relation to the safe custody, re-delivery and disposal of any property, animal or thing (except a motor vehicle as defined in section 11 of the Refuse Disposal (Amenity) Act 1978) which, while not in proper custody, is found on any part of the airport to which the public have access or in any vehicle owned or operated by or on behalf of LLAOL but excluding any property, animal or thing found on board an aircraft in a taxi or on premises let by LLAOL.

6.2 Subject to the provisions of the Customs and Excise Acts any person other than a member of staff of the airport company, an airport official or a constable who finds property to which these byelaws apply shall forthwith hand it in the state in which he found it to a member of staff of the airport company, an airport official, a constable or a designated agent and inform that person of the place and circumstances in which it was found.

- 6.3 (a) Subject to any provisions of the Customs and Excise Acts and to paragraph (b) any member of staff of the airport company, airport official or constable to whom property is handed pursuant to byelaw 6.2 or who himself finds any property to which these byelaws apply shall, as soon as reasonably practicable and in any case before leaving the airport, deliver such property for safe custody in the state in which it came into his possession to the lost property office or to a designated agent and inform a member of staff of the airport company or airport official at the lost property office or a designated agent of the circumstances in which it was found.
- (b) If before any lost property shall have been delivered for safe custody to the lost property office or a designated agent under this byelaw it is claimed by a person who satisfies the member of staff of the airport company or airport official or constable as the case may be that he is the true owner, it shall be returned to that person forthwith without fee on giving his name and address to the member of staff of the airport company or airport official or constable who shall as soon as possible report the facts and give the claimant's name and address and a description of the lost property to the lost property office or a designated agent.
- 6.4 Any lost property delivered to the lost property office shall be retained in safe custody by LLAOL until claimed by the owner thereof or disposed of in accordance with these byelaws and LLAOL shall keep for a period of not less than 12 months a record showing particulars of the lost property (whether delivered to the lost property office or a designated agent or disposed of pursuant to the provisions of byelaw 6.3), the circumstances in which it was found and recording the ultimate disposal of the property.
- Provided that:
- (a) any official document, including a licence or passport shall, wherever practicable, be returned forthwith to the appropriate government department, local authority or other body or person responsible for issuing it or for controlling or dealing with it;
- (b) where the name and address of the owner of any lost property, other than the documents referred to in the preceding proviso, are readily ascertainable LLAOL shall forthwith notify the owner that the lost property is in its possession and may be claimed in accordance with these byelaws.
- 6.5 If any lost property, while it is retained by LLAOL in safe custody, is claimed and the claimant proves to the satisfaction of LLAOL that it belongs to him and he gives his name and address to the lost property office, it shall be handed to him at the lost property office (or such other location as shall be notified) upon payment of such storage and administration charges as shall be calculated by reference to LLAOL's standard prevailing rates or (if upon request LLAOL shall deem it appropriate having regard to size and weight and subject to the payment of such storage and administration charges as aforesaid and a reasonable additional sum to cover postage and packaging) sent to the claimant by first class mail (if practicable) or otherwise by parcel post.
- 6.6 (a) If any lost property deemed by LLAOL to be of more than negligible value and retained by LLAOL for safe custody is not re-delivered to a person pursuant to byelaw 6.5 within three months of the date when it was delivered to the lost property office, LLAOL shall notify the finder in writing offering it for sale to the finder at such reasonable price as shall be specified in the notification. If the finder shall within fourteen days from (and including) the date of service of the notice pay the purchase price to LLAOL, LLAOL shall cause the relevant item of lost property to be delivered to the finder in the most appropriate manner at the risk of the finder. If the finder does not so respond within the above-mentioned time limit of fourteen days LLAOL shall use reasonable endeavours to sell it for the best

price reasonably obtainable, and if it shall not have been able to do so within a further two months LLAOL shall be free to dispose of it as it thinks fit.

- (b) Notwithstanding the foregoing provisions of these byelaws, if any lost property retained by LLAOL is of negligible value and if, within fourteen days from the time when it was found, it has not been re-delivered to a person pursuant to byelaw 6.5, LLAOL shall be entitled to sell it at the best price that can be reasonably be obtained or to dispose of it as it thinks fit.
- (c) Notwithstanding the foregoing provisions of these byelaws, if any lost property retained by LLAOL for safe custody is of a perishable nature and if it has not been re-delivered to a person pursuant to byelaw 6.5 within forty eight hours from the time when it was found, LLAOL shall be entitled to re-deliver it to its finder or to sell it at the best price that can reasonably be obtained or in the case of property of negligible value to dispose of it as it thinks fit.
- (d) Notwithstanding the foregoing provisions of these byelaws, any lost property which is or which becomes objectionable may forthwith be destroyed or otherwise disposed of in a reasonable manner.
- (e) A sale under this byelaw shall not prejudice the right, for a period of twelve months from the date on which the property came into the custody of LLAOL, of any true owner whose rights have been divested by the sale to be paid the proportion due to him of the residue of the proceeds of sale after deduction of any charge by LLAOL for the safe custody of the lost property and LLAOL's reasonable costs in connection with the sale.

6.7 Where any lost property is contained in a package, bag or other receptacle LLAOL may cause such receptacle to be opened and the contents examined for the purpose either:

- (a) of identifying and tracing the owner of the property, or
- (b) of ascertaining the nature of the contents.

6.8 Any of the matters contained in byelaws 6.5, 6.6 and 6.7 that may be carried out by LLAOL may be carried out by a designated agent.

## **PART 7 PENALTIES**

7.1 Any person contravening byelaws 2.1, 2.5, 2.9, 2.10, 2.33, 2.34, 2.35, 2.36, 2.37, 2.38, 2.39, 2.40, 2.41, 2.42, 2.43, 2.44, 2.45, 2.46, 2.47, 3.2, 3.4, 3.7, 3.9, 3.10 and 3.13 and any byelaws in Part 5 and the Schedule shall be liable on summary conviction to a fine not exceeding level 4 on the standard scale<sup>1</sup>.

7.2 Any person contravening any of the byelaws in Parts 2, 3, 4, and 6 except the byelaws referred to in byelaws 7.1 and 7.3 shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale<sup>1</sup>.

7.3 Any person contravening byelaw 4.3 shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale<sup>1</sup>.

<sup>1</sup> As at the date of these byelaws the relevant levels of the standard scale are, by virtue of section 37(2) of the Criminal Justice Act 1982, as follows:

Level 2 - £500

Level 3 - £1,000

Level 4 - £2,500

These levels are, however, subject to amendment from time to time by statute or by an Order under section 143 of the Magistrates' Court Act 1980.

## **PART 8 REVOCATION OF BYELAWS**

- 8.1 The byelaws which were made by London Luton Airport Limited under sections 63 and 64 of the Airports Act 1986 on the 6th August 1997 and which were confirmed by the Secretary of State for Transport on the 16th October 1997 are hereby revoked.

## **SCHEDULE**

### **Byelaw 5.2**

#### **Ground Running and Testing of Aircraft Engines**

1. For all engine runs by jet aircraft, other than runs at ground idle power setting, the operator of the aircraft concerned shall:
  - (a) ensure that the aircraft is positioned in the area prescribed by LLAOL,
  - (b) comply with any instructions or clearance issued by Air Traffic Control before commencement of the run,
  - (c) notify Air Traffic Control by radio at the commencement and cessation of each run.
2. The operator of the aircraft concerned shall ensure that, subject to paragraph 1, the aircraft is positioned in such a manner that the jet blast will not impinge on any runway, taxiway, aircraft, equipment installation or other property of the airport or third party.
3. LLAOL will give permission for an engine run under paragraph 2 between 0800 and 2000 hours local time on Mondays to Saturdays inclusive. In addition, LLAOL may at its absolute discretion grant permission for such runs:
  - (a) between 0600 and 0800 hours and between 2000 and 2300 hours local time on Mondays to Saturdays inclusive, and on Sundays between 1230 and 1800 hours local time, and
  - (b) in respect of aircraft fitted with high by-pass engines at any time.
4. Subject to paragraph 5, the operator of the aircraft and/or its employees, servants or agents as the case may be shall ensure that where a high by-pass engine is fitted to the NN/C (Chapter III) range of aircraft, piston and turbo-prop aircraft, engine runs other than at ground idle power settings are carried out with the engine positioned in the area prescribed by Air Traffic Control and that noise disturbance is kept to the minimum.
5. A single or double engine run at ground idle power settings may be undertaken if:
  - (a) the aircraft is positioned so as to cause no damage or inconvenience to persons or property;
  - (b) the engine run does not exceed 10 minutes;
  - (c) a qualified person is at all times in attendance outside the aircraft to ensure the safety of persons and property during the engine run;

- (d) continuous radio contact is maintained with Air Traffic Control, from whom permission to start the engine(s) must be obtained and to whom notification must be given when the engine run is completed;
- (e) not more than two engines at a time are run; and
- (f) prior to commencing the run the following information is given to LLAOL (Apron Control):
  - (i) the aircraft's registration number or letters;
  - (ii) the aircraft's position on the airport;
  - (iii) the percentage power setting anticipated;
  - (iv) the expected duration of the engine run.



THE COMMON SEAL of LONDON LUTON )  
AIRPORT OPERATIONS LIMITED was )  
hereunto affixed this 3<sup>rd</sup> day of October )  
2005 in the presence of:- )

Director

Company Secretary

*Kathy Lane*  
*R. Linn*

K:\Legal\Vale\LLA-Byelaws  
13.6.05

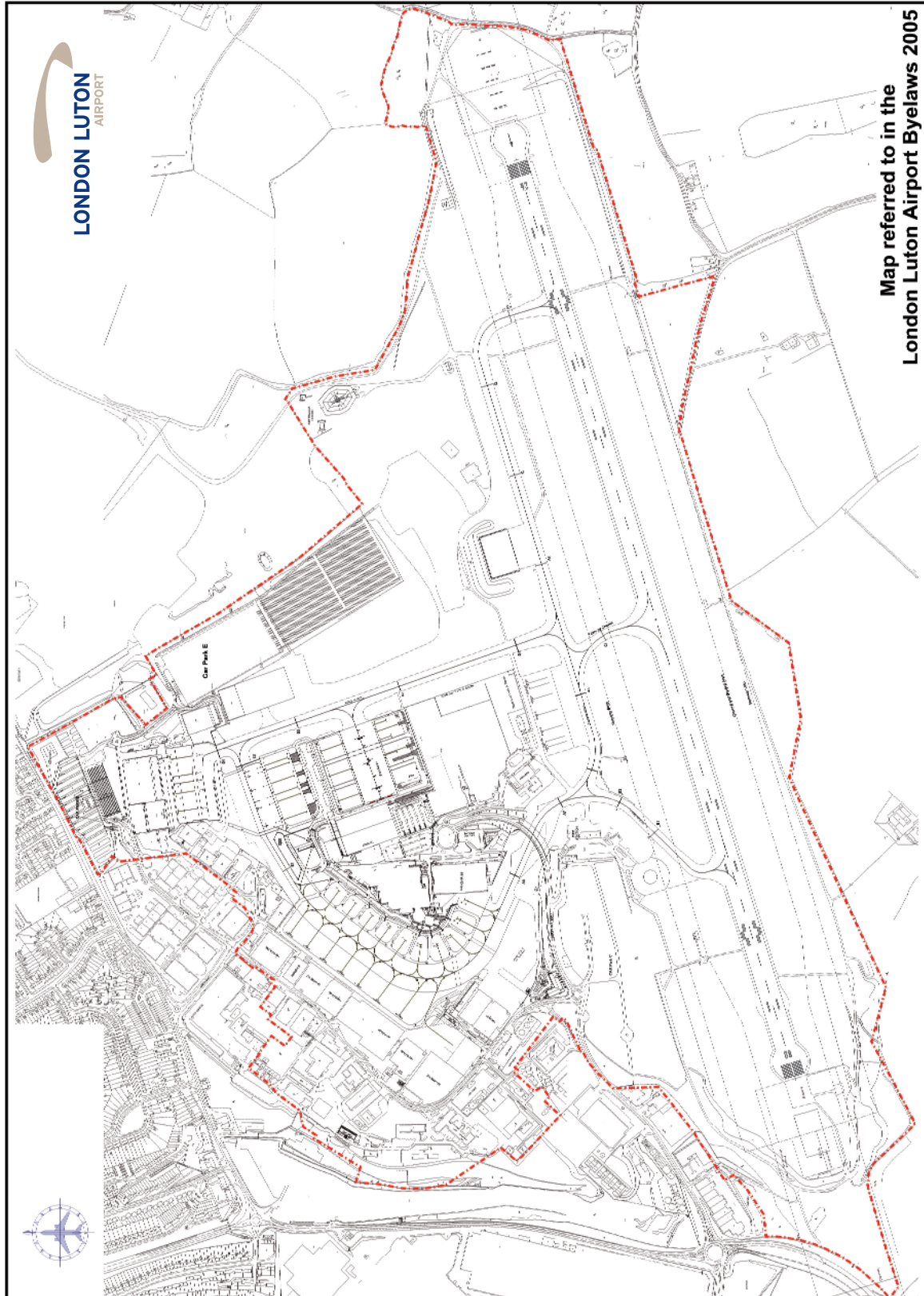
The foregoing byelaws are hereby confirmed by the Secretary of State for Transport and shall come into operation on 20 November 2005

SIGNED BY

*J. O. Sharrock*

Jonathan Sharrock  
Head of Airports Policy Division  
by authority of the Secretary of State for Transport

17 October 2005



Map referred to in the  
London Luton Airport Byelaws 2005

