



**The Airport Operators (Republic of Belarus) (Sanctions) (Bailiwick of Guernsey)
Direction, 2022**

The States' Committee *for* Home Affairs, in exercise of the power conferred by regulation 29A(5) of the Republic of Belarus (Sanctions) (EU Exit) Regulations 2019^a as it takes effect in the Bailiwick by virtue of the Sanctions (Implementation of UK Regimes) (Bailiwick of Guernsey) (Brexit) Regulations, 2020^b, directs as follows:

Direction to instruct operators or pilots.

1. Airport operators are directed to refuse permission for Belarusian aircraft^c to land at an airport.

Exceptions.

2. (1) Airport operators are not required to comply with the direction in paragraph 1 in circumstances where any of the conditions in subparagraphs (2) to (4) are met.

(2) The condition in this subparagraph is satisfied if granting permission to a Belarusian aircraft to land is reasonably necessary to secure —

(a) the safety and security of the aircraft or a person on board,

^a UK S.I 2019 No. 600, as amended by UK S.I. 2021 No. 1146.

^b G.S.I. No. 162 of 2020

^c For the purposes of this direction the term "Belarusian aircraft" is defined in UK S.I 2019 No. 600 as meaning an aircraft (a) owned, chartered or operated by a person connected with Belarus, or (b) registered in Belarus.

(b) the safety and security of other aircraft, or

(c) the safety of any person on the ground.

(3) The condition in this subparagraph is satisfied if the Belarusian aircraft which seeks permission to land is—

(a) engaged in non-scheduled international air services,
and

(b) exercising, or intends to exercise, its right to land in
the Bailiwick for non-traffic purposes,

in accordance with Article 5 of the Chicago Convention.

(4) The condition in this subparagraph is satisfied if an airport operator has been instructed by the Director of Civil Aviation that a Belarusian aircraft requires permission to land at an airport for humanitarian or diplomatic reasons.

Breach.

3. Failure to comply with this Direction is a criminal offence under section 3 of the Sanctions (Bailiwick of Guernsey) Law, 2018^d.

Interpretation.

4. (1) In this Direction—

"**airport**" means the aggregate of the land, buildings and works
comprised in any aerodrome within the meaning of the Aviation

^d Order in Council No. VII of 2019; amended by G.S.I. No. 15 of 2020; G.S.I. No. 16 of 2020; G.S.I. No. 17 of 2020; and G.S.I.No.18 of 2020.

(Bailiwick of Guernsey) Law, 2008^e (see section 179 of that Law) that is located within the Bailiwick,

"airport operator" means, in relation to any airport, the person by whom the airport is managed,

"the Chicago Convention" means the Convention on International Civil Aviation and its Annexes, signed in Chicago on 7th December 1944^f as amended,

"Director of Civil Aviation" has the meaning given in the Sanctions Implementation Regulations, and

"the Sanctions Implementation Regulations" means the Sanctions (Implementation of UK Regimes) (Bailiwick of Guernsey) (Brexit) Regulations, 2020.

(2) Subject to any modifications in the Sanctions Implementation Regulations, the words in this Direction have the meaning given in the Republic of Belarus (Sanctions EU Exit) Regulations 2019, as amended.

Citation and Commencement.

5. This Direction may be cited as the Airport Operators (Republic of Belarus) (Sanctions) (Bailiwick of Guernsey) Direction, 2022, and shall come into force when it is made.

^e Order in Council No. XXVIII of 2008.

^f Treaty Series No. 8 (1953); Cmd 8742. The text of the Chicago Convention is available here [Convention on International Civil Aviation - Doc 7300 \(icao.int\)](https://www.icao.int/convention) and a hard copy can be obtained from the Department for Transport, Great Minster House, 33 Horseferry Road, London, SW1P 4DR.

Dated this day of 7th February, 2022



R. G. PROW

President of the Committee for Home Affairs

For and on behalf of the Committee

EXPLANATORY NOTE

(This note is not part of the direction)

This Direction is addressed to all Bailiwick airport operators under regulation 29A(5) of the Republic of Belarus (Sanctions)(EU Exit) Regulations 2019 as amended, and as it takes effect in the Bailiwick by virtue of the Sanctions (Implementation of UK Regimes) (Bailiwick of Guernsey) (Brexit) Regulations, 2020. The Direction requires all airport operators in the Bailiwick to refuse a Belarusian aircraft clearance to land (subject to the exceptions in paragraph 2).

Failure to comply with this Direction is an offence under section 3 of the Sanctions (Bailiwick of Guernsey) Law, 2018.

This Direction came into force on 7th February, 2022.