

Birmingham Airport Limited

Byelaws 2021



BIRMINGHAM AIRPORT

BYELAWS 2021

BIRMINGHAM AIRPORT LIMITED in exercise of the powers conferred on it by sections 63 and 64 of the Airports Act 1986¹ hereby makes the following byelaws which shall apply within the Airport:

1.0 Interpretation

1.1 In these byelaws:

Accident	means an unintended occurrence which has an adverse physical result;
Air Navigation Order	means the Air Navigation Order 2016 ² ;
Aircraft	means a heavier than air power driven flying machine and includes aeroplane (land plane), aeroplane (seaplane), aeroplane (amphibian), aeroplane (self-launching motor glider), powered lift (tilt rotor), rotorcraft (helicopter and gyroplane), microlight or glider
Airport	means the area of land and airspace constituting Birmingham Airport, including all areas accessible to Aircraft including runways, taxiways, aprons and all grass areas as shown on the map attached as Schedule 1 and marked "Map referred to in the Birmingham Airport Limited Byelaws 2021" and includes the People Movement System;
Airport Company	means Birmingham Airport Limited (registered in England and Wales under company number 02078273 and whose registered office is situated at Diamond House, Birmingham Airport, Birmingham, B26 3QJ), including any successor to it as airport operator (as that term is defined in the Airports Act 1986) and where the context so requires references in these byelaws to the Airport Company shall include a reference to the Company, its employees and agents;
Airport Equipment	means any mechanical or electrical or electronic apparatus or software used in connection with the operation of the Airport, including any such apparatus or software used for or in connection with the control of access of persons or Vehicles to any part of the Airport;
Airport Official	means any person authorised by the Airport Company to perform functions under these byelaws, as evidenced by such person having been issued with a letter of appointment from the Airport Company;

¹ 1986 c.31.

² S.I. 2016/765, as amended.

Airside	means the Movement Area of the airport, together with adjacent terrain and buildings or portions thereof, access to which is restricted;
Animal	means any animal, wild or domesticated, that is brought onto the Airport, except in byelaw 7.2 where it has the same meaning as in section 170(8) of the Road Traffic Act 1988 ³ ;
Authorised Premises	means premises in respect of which a premises licence has effect under the Licensing Act 2003 ⁴ to authorise the supply of alcohol (within the meaning of section 14 of that Act) for consumption on the premises or any Airport food and beverage unit which serves alcohol but is exempt from the requirement to hold a licence for the supply of alcohol;
Authorised Standing	means places designated by Notice as waiting places for Taxis;
Competence to Drive	means written authority issued to a person by their current employer which authorises that person to drive and operate a particular class of Vehicle;
Constable	means any person having the powers and privileges of a constable, a traffic police community support officer or a police community support officer;
Customs and Excise Acts	has the same meaning as in the Customs and Excise Management Act 1979 ⁵ ;
Drunk	means after consuming so much alcohol that the proportion of it in a person's breath, blood or urine exceeds the Prescribed Limit;
Head of Aviation Security	means the Airport Official appointed by the Airport Company from time to time to manage security at the Airport;
Legislation	means any Act of Parliament or subordinate legislation;
Lost Property Office	means any place designated from time to time by the Airport Company for the safekeeping of lost property;
Movement Area	means that part of the aerodrome to be used for the take-off, landing and taxiing of Aircraft, consisting of the manoeuvring area and the aprons;
Notice	means any notice, sign, object or device (whether fixed or portable) for conveying warnings, information, requirements, restrictions or prohibitions of any description erected and displayed by the Airport Company and all markings on the ground made or authorised by the Airport Company;
Obstacle Limitation Surface	means the airspace above the Airport which is to be maintained free from obstacles so as to permit the intended operations at the Airport to be conducted safely as defined by ICAO SARPS Annex 14 Volume 1 7 th edition 2016.;
Operator	means the operator of an Aircraft as defined in the Air Navigation Order;
People Movement System	means the transit system for the movement of people between the Airport and the Multi-Modal Interchange facility at Birmingham International Railway Station;
Prescribed Limit	Means the prescribed limit of alcohol as defined in section 11 of the Road Traffic Act 1988;
Private Hire Vehicle	means a vehicle, other than a Taxi or Public Service Vehicle, which is used for the purpose of carrying passengers for hire or reward and which is licensed under the Local Government (Miscellaneous Provisions) Act 1976 ⁶ ;

³ 1988 c.52.

⁴ 2003 c.17.

⁵ 1979 c.2.

⁶ 1976 c.57.

Public Vehicle	Service	has the same meaning as in section 1 of the Public Passenger Vehicles Act 1981 ⁷ ;
Road Enactments	Traffic	has the same meaning as in section 63(3) of the Airports Act 1986;
Security Area	Restricted	means any part of the airport designated by the Secretary of State as a security restricted area under s. 11A of the Aviation Security Act 1982 including but not limited to those Airside areas: where, in addition to access being restricted, other aviation security standards are applied.
Security Area	Search	means any area on the Airport designated by an Airport Official for security checks, screening of passengers or persons other than passengers, or other security purposes;
Taxi		means either a hackney carriage within the meaning of the Town Police Clauses Act 1847 ⁸ or a Private Hire Vehicle authorised by the Airport Company to ply for hire at the Airport;
Taxi Feeder Park		means the area of the Airport indicated from time to time by the Notice "Taxi Feeder Park";
Terminal Building		means the building or buildings used as terminals for passengers arriving at or departing from the Airport;
Terminus		means either of the places provided for the boarding and alighting of passengers to and from a People Movement System car;
Ticket		means a ticket, electronic ticket, token, plastic card or electronic device;
Vehicle		means any mechanically propelled conveyance, manually operated apparatus or connected or autonomous vehicle on wheels and includes trailers, items of plant that operate as wheeled vehicles and as static apparatus but does not include an Aircraft or passenger baggage; and
Walkway		means the pedestrian access route provided between the two tracks which carry the People Movement System cars.

1.2 These byelaws may be cited as the Birmingham Airport Limited byelaws 2021.

1.3 These byelaws shall not apply to emergency Vehicles or personnel of a fire, police or ambulance authority when acting in the course of duty or attending an emergency at the Airport.

2.0 Penalties

2.1 These byelaws are without prejudice to the right of the Airport Company to impose an immediate ban on any person, group or body that may be in breach of these byelaws for a fixed period of time.

2.2 Any person contravening any provision of byelaws 3 to 10 hereof shall be liable on summary conviction to a fine which shall not exceed the relevant level on the standard scale⁹ stated in

⁷ 1981 c.14.

⁸ 1847 c.89.

⁹ As at the date of these byelaws the relevant levels on the standard scale are, by virtue of section 122 of the Sentencing Act 2020, as follows:

Level 2 £500

Level 3 £1,000

Level 4 £2,500

but these are subject to amendment from time to time by statute or by regulations under that Act.

relation to each byelaw as indicated in the right hand column below adjacent to each byelaw. Where no fine is specified, the fine shall not exceed level 3 on the standard scale.

3.0 Prohibited Acts

The following acts are prohibited:

Number	Byelaw	Standard Scale Level
	Security and safety of Aircraft	
3.1	<i>Tampering with Aircraft</i> No person shall tamper or interfere with any Aircraft, or anything used in connection with any Aircraft without lawful authority or reasonable cause or excuse.	4
3.2	<i>Boarding Aircraft</i> No person shall enter or climb upon or attempt to enter or climb upon any part of any Aircraft without the authority of the person for the time being in charge of that Aircraft.	3
3.3	<i>Aircraft Parking</i> Except in an emergency, no person shall place an Aircraft other than in the place and position allocated from time to time for that Aircraft by the Airport Company.	3
3.4	<i>Securing of Aircraft</i> No person shall fail to properly secure against movement or unauthorised entry any stationary Aircraft which is not in a hangar.	4
3.5	<i>Failure to report damage</i> No person shall without reasonable excuse fail to report damage howsoever caused to an Aircraft or Airport Equipment to a person having charge of it or its owner.	3
3.6	<i>Protection of Obstacle Limitation Surface</i> No person shall construct a permanent or temporary structure or operate a crane or other machinery that penetrates the Obstacle Limitation Surface.	3
	Airport Equipment and systems	
3.7	No person shall tamper with, interfere with or misuse any Airport Equipment without lawful authority or reasonable cause or excuse.	4
3.8	No person shall:	
3.8.1	operate or use any radio transmitter or other thing capable of radiating or generating electrical interference in such a way as to affect adversely or be likely to affect adversely the operation of any communications, navigation or surveillance systems at the Airport;	4
3.8.2	tamper with or misuse any telephone, telecommunications, public address system, navigation aids or other apparatus provided for transmitting and receiving messages at the Airport; or	4
3.8.3	charge laptops, tablets, phones or other such portable devices other than in areas designated by the Airport for that purpose.	2
	Safety, fire and other precautions	
3.9	<i>Compliance with Notices or directions</i>	4

	No person shall neglect, fail or refuse to comply with an indication or direction given either by the Airport Company via a Notice or by a Constable or an Airport Official.	
3.10	Obstruction and interference No person shall obstruct or interfere with the proper use of the Airport nor obstruct any person acting in the execution of their duty in relation to the operation of the Airport or pursuant to any applicable Legislation, including the conveyance of passengers, their baggage and other goods, the security and safety of passengers, and the maintenance and servicing of Aircraft.	4
3.11	Evacuation No person shall in an emergency fail to evacuate or remain in any building on the Airport when instructed to do so by a Constable, an Airport Official, fire marshal or fire service personnel without reasonable cause or excuse.	3
3.12	No smoking No person shall smoke, vape or use e-cigarettes or light any naked light:	
3.12.1	in any place where any such act is prohibited by a Notice;	2
3.12.2	in any place other than such place(s) designated and provided for such purposes by an Airport Official from time to time;	2
3.12.3	in any place within fifteen (15) metres of any Aircraft or a store of liquid fuel, gas, explosives or other flammable material; or	4
3.12.4	any part of an Airside area unless in a place expressly designated for such purpose.	4
3.13	False alarm No person shall knowingly by any means give a false bomb warning, false security threat, false threat to life or a false fire, ambulance or other emergency alarm.	4
3.14	Emergency exits No person shall obstruct or interfere with any of the emergency exits at the Airport.	4
3.15	Safety Clothing and Equipment No person shall at any time fail to correctly wear any safety-related clothing or to use any safety-related equipment as required by the Airport Company.	3
3.16	Wearing of passes No person, other than a bona fide airline passenger (or unless authorised by the Airport Head of Aviation Security), while in the Airport shall fail to wear a pass issued to them by or on behalf of the Airport Company so that it is reasonably visible at all times.	3
Vehicles and vehicular traffic within the Airport		
3.17	Airside No person driving a Vehicle Airside shall if requested to do so by a Constable or an Airport Official fail to produce either immediately or within seven (7) days following such request details of the third party insurance cover for the operation of the Vehicle Airside, their Airside driving permit, and if applicable, their Competence to Drive.	2
3.18	Information as to driver of a Vehicle No person keeping a Vehicle in the Airside area shall if requested to do so by a Constable or Airport Official fail to give such information as to the identity of the driver to as it is in their power to give and which may lead to the identification of the driver.	2
3.19	Airside Driving	4

	No person shall drive a Vehicle without first being in possession of a current Airside driving permit personally allocated to them by the Airport Company or being under escort by a person in possession of such a permit.	
3.20	Cargo, baggage etc. No person shall leave any cargo or baggage or equipment elsewhere than in a place specifically provided by the Airport Company and marked with a Notice for the accommodation of such cargo or baggage or equipment.	3
3.21	Not to remove baggage trolleys No person shall remove from the Airport or misuse any baggage trolley provided for passenger use by or on behalf of the Airport Company.	2
General		
3.22	Not to allow anything forbidden on Airport No person shall allow any Vehicle, Animal or thing to be on the Airport (having been given a reasonable period to remove it), after its presence on the Airport has been forbidden by a Constable or an Airport Official.	2
3.23	Compliance with Notices or directions No person shall whether on foot or while driving or propelling a Vehicle, neglect, fail or refuse to comply with an indication or direction given either by the Airport Company via a Notice or by a Constable or an Airport Official for the time being engaged in the regulation of traffic at the Airport.	3
3.24	Identification No person shall, upon request by a Constable or an Airport Official, fail to provide their correct name and address, the purpose of their being on the Airport and any identification which is necessary for the purpose of the request.	2
3.25	Loitering No person shall loiter on, sleep at, frequent or remain on the Airport or any part thereof without reasonable cause.	3
3.26	Not to return for 24 Hours No person shall allow any Vehicle, Animal or thing to be on the Airport after having been requested by a Constable or an Airport Official to remove it and no person having complied with this requirement shall allow that Vehicle, Animal or thing to re-enter the Airport for a period of at least twenty-four hours thereafter.	3
3.27	Access to Airport No person shall enter the Airport except for a bona fide purpose and no person shall remain at the Airport once that purpose has been discharged or after having been requested by a Constable or an Airport Official to leave.	4
3.28	Persons not to return for 24 hours No person, having left the Airport at the request of a Constable or an Airport Official, shall re-enter the Airport for a period of at least twenty-four hours thereafter unless re-entry is otherwise authorised in writing by the Constable or Airport Official issuing the original request to leave (or in their absence the Airport Company).	3
3.29	Prohibited persons No person shall enter the Airport whilst having been temporarily or permanently prohibited from doing so. A person who has been either:	4

	<p>(a) convicted of an offence in relation to these byelaws, or of any other offence committed on Airport premises or involving the Airport's activities or operations; or</p> <p>(b) issued with a caution by the police in respect of such an offence;</p> <p>may be excluded from the Airport permanently or for a set period of time, such exclusion to be set out in writing by the Airport Company to the person.</p>	
3.30	<p>Unattended Baggage</p> <p>No person shall leave any baggage or other item unattended in any part of the Airport except in those areas designated by an Airport Official for that purpose.</p>	2
3.31	<p>Intoxicated on Airport land or property</p> <p>No person shall be intoxicated or under the influence of drugs or other intoxicating substances on Airport land or property.</p>	3
3.32	<p>Test for intoxication</p> <p>No person shall refuse to comply with a request from a Constable for a preliminary breath test, preliminary impairment test or preliminary drug test where the Constable has reasonable grounds to believe the person is Drunk or under the influence of drugs or other intoxicating substances on Airport land or property.</p>	3
3.33	<p>Consumption of alcohol</p> <p>No person shall within the Airport open or consume any alcohol unless purchased or obtained from Authorised Premises within the Airport and no person shall consume alcohol elsewhere than at or in Authorised Premises.</p>	3
3.34	<p>Sale of intoxicating substances</p> <p>No person shall sell alcohol other than on Authorised Premises or sell any other intoxicating substances anywhere on Airport land or property.</p>	3
3.35	<p>Soilage</p> <p>No person shall wilfully urinate or defecate at the Airport other than in toilets provided by, or with the permission of, the Airport Company or so as to outrage public decency or wilfully soil or defile any wall, structure, floor or pavement or any surface forming part of the Airport.</p>	2
3.36	<p>No demonstrations etc.</p> <p>No person shall organise or take part in any demonstration, procession or public assembly likely to obstruct or interfere with the proper use of the Airport or the safety or security of passengers or persons using the Airport.</p>	3
3.37	<p>No display of flags or banners etc.</p> <p>No person shall display any flags, banners or emblems likely to cause a breach of the peace on any part of the Airport.</p>	2
3.38	<p>Skateboards/roller-skates etc.</p> <p>No person shall use skateboards, roller skates, quad bikes, scooters, or similar modes of transport anywhere on the Airport except mobility scooters or wheelchairs for and used by disabled persons.</p>	3
3.39	<p>Use of Emergency Stop etc.</p> <p>Except in the case of emergency no person shall intentionally operate any switch or lever of any escalator, traveller, tracked transit system, lift or any other automatic conveyance for passengers upon or near to which a Notice is displayed which states that it is only intended to be operated in case of emergency.</p>	4

3.40	Tampering with lift etc. Except in the case of emergency no person shall tamper with or misuse any lift, escalator, traveller, tracked transit system, conveyor belt, air jetty, or any mechanical or electrical or electronic apparatus without lawful authority or reasonable cause or excuse.	4
3.41	No litter No person shall throw, leave, drop or otherwise deposit anything within the Airport where doing so would or might cause, contribute to or lead to injury to any person or damage to property (including Aircraft), or the defacement by litter pollution, graffiti or waste substances of any part of the Airport.	3
3.42	Change to building or structure No person shall, without the permission of an Airport Official, remove, displace, damage, deface or alter any building, structure or other property whether moveable or immovable (including any Notice) forming part of or provided for or in connection with the Airport or erect or place on any part of the Airport any structure or property.	3
3.43	Uncovered refuse containers No person shall leave uncovered refuse containers in the Airport.	3
3.44	Spitting No person shall spit (including spitting or depositing chewing gum) on the floor, side or wall of any Vehicle, People Movement System car or bus, or in any building, or on any pavement within the Airport.	3
Animals		
3.45	Control of Animals No person in charge of an Animal shall fail to keep it under control or permit it to foul a footpath or a building provided that in proceedings for an offence against this byelaw it shall be a defence if the person charged took all reasonable precautions and exercised all due diligence to avoid the commission of the offence.	2
3.46	No person shall without reasonable excuse or lawful authority permit a dog to enter the Terminal Buildings or to remain on any part of the Airport.	3
3.47	Grazing of Animals No person shall cause or permit the grazing of any Animals within the boundary of the Airport.	2

4. Acts for which permission is required

No person shall perform any of the following acts, unless the permission of the Airport Company has first been obtained or unless the act is performed by a person acting with lawful authority or reasonable cause or excuse in circumstances in which the obtaining of permission would be likely to hinder that person in so acting.

Number	Security and Safety of Aircraft	Standard Scale Level
4.1	Use of Aircraft engine in hangar No person shall run or cause to be run an Aircraft engine in a hangar.	2
4.2	Cleaning and servicing of Aircraft	2

	No person shall clean, service or maintain Aircraft, Vehicles or equipment or run Aircraft engines in areas other than in those designated by an Airport Official.	
4.3	Moving of Aircraft No person shall move, or cause to be moved, over the roads or Movement Areas of the Airport any Aircraft by means of its engines.	3
4.4	Use of Vehicles in hangars No person shall take a Vehicle into a hangar used for the maintenance or storage of Aircraft.	3
4.5	Airport Equipment No person shall operate, use, move or disturb any Airport Equipment.	3
4.6	Safety, fire and other precautions	
4.6.1	No fire No person shall light a fire or commit any act causing or tending to cause an outbreak of fire elsewhere than in a place constructed for that purpose.	3
4.6.2	Use of fuel No person shall fill or discharge from any container, including any part of any Vehicle, liquid fuel elsewhere than in a place approved for that purpose by an Airport Official.	2
4.7	Vehicles and vehicular traffic within the Airport	
4.7.1	Permitted Vehicles only No person shall, unless directed by the emergency services in an emergency, take any Vehicle on to areas accessible to Aircraft (including runways, taxiways and aprons) and all grass areas.	4
4.7.2	Entering Vehicles etc. No person shall enter or get on or attempt to enter or get on any truck, trolley, Aircraft steps or other Vehicle whatsoever or interfere with the brake thereon or other part of its mechanism without lawful authority or reasonable cause or excuse.	4
4.8	General	
4.8.1	Compliance with Notices No person shall neglect, fail or refuse to comply with any Notice prohibiting or restricting any access to any building, road or any part of the Airport.	3
4.8.2	Not to cause annoyance or offence or physical or verbal abuse No person shall, behave in such a way as to give reasonable cause for annoyance or offence to any other person or cause a disruption at the Airport and shall cease such activities when reasonably requested by an Airport Official or Constable.	2
4.8.3	Apparatus etc No person shall erect or use any apparatus or article for transmission, receipt, recording, reproduction or amplification of sound, speech or images for: (a) commercial purposes; or (b) any purpose in a Security Search Area, Security Restricted Area or other operationally sensitive area ¹⁰ .	3

¹⁰ Separate powers of search and seizure may apply in respect of apparatus or articles used in breach of this byelaw, as set out in other relevant legislation such as s. 24B of the Aviation Security Act 1982 and s. 43 of the Terrorism Act 2000. Other offences may also be applicable (for example under s. 58A and Schedule 8A to the Terrorism Act 2000) depending on the circumstances.

4.8.4		
4.8.5	Security Restricted Area fence No person shall place any building, structure, equipment, Vehicle or container or any other item within three metres of any fence forming the boundary of a Security Restricted Area without lawful authority or reasonable cause or excuse.	3
4.8.6	Entry and exit points No person shall enter or leave the Airport otherwise than through a gate or entrance/exit being provided for that purpose.	3
4.8.7	Sale and distribution of goods or services No person shall sell or distribute anything, offer anything for sale or hire or make any offer of services for reward on the Airport.	3
4.8.8	Display signs No person shall post, distribute or display signs, advertisements, circulars or other printed or written matter for commercial purposes.	2
4.8.9	Begging No person shall beg or solicit funds or contributions of any kind.	4
4.8.10	No bookmakers No person shall enter, remain upon or use the Airport or any part thereof for the purpose of bookmaking, betting or wagering or agreeing to bet or wager, paying or receiving or settling bets with any other person.	2

5. Prohibited acts on parts of the Airport to which the Road Traffic Enactments do not apply.

In any part of the Airport to which the Road Traffic Enactments do not apply no person shall:

5.1	Placement of Vehicle drive or operate or place a Vehicle elsewhere than in a place provided for the passage or accommodation of such a Vehicle.	4
5.2	Speed and manner of driving drive a Vehicle:	
5.2.1	dangerously and for the purposes of this byelaw driving dangerously shall have the meaning given to it in section 2A of the Road Traffic Act 1988 ;	4
5.2.2	without due care and attention, or without reasonable consideration for other persons using that part of the Airport;	4
5.2.3	whilst Drunk or under the influence of drugs or other intoxicating substance; or	4
5.2.4	without prejudice to any Notice from an Airport Official from time to time at a speed in excess of fifteen (15) miles per hour on the aprons or Airside roads or on any roads forming part of the Airport in excess of such other speed limit indicated by a Notice which conforms to the Traffic Signs Regulations and General Directions 2016 ¹¹ , which speed shall not in any event be more than forty (40) miles per hour except in an emergency.	4
5.3	Not to cause danger with a Vehicle except in an emergency, cause or permit to be used, any Vehicle in such a way as to cause or be likely to cause danger or nuisance to any Aircraft, person or property.	3
5.4	Fail to set handbrake etc cause or permit any Vehicle to be left unattended unless any parking brake or restraining device with which the Vehicle is equipped is properly engaged.	3
5.5	Use of Vehicles use, cause or permit to be used any Vehicle which fails to comply with any braking, steering, lighting, tyre, fuel and exhaust system or electrical requirements that would apply to that type of Vehicle if it were to be operated on a road to which the Road Traffic Enactments apply or use, cause or permit to be used any Vehicle where the safety locking devices or brakes are not in good working order.	3

¹¹ SI 2016 no.362

5.6	Fuel and exhaust systems use, cause or permit to be used any Vehicle unless the condition of the fuel and exhaust system is such that it will not cause nuisance, obstruction or danger to any Aircraft, person or property.	2
5.7	Charging Points charge a vehicle unless through a charging point provided for the purpose and no person shall use such a charging point otherwise than in accordance with its instructions for use.	2
5.8	Vehicle waiting except in an emergency, leave or park a Vehicle or cause it to wait for a period in excess of the permitted time in an area where the period of waiting is restricted by Notice.	3
5.9	Passenger safety and insecure load use, cause or permit to be used:	
5.9.1	any Vehicle unless such Vehicle, and all parts and accessories of such Vehicle are at all times in such condition, and the number of passengers carried by such Vehicle, the manner in which any passengers are carried in or on such Vehicle, and the weight, distribution, packing and adjustment of the load of such Vehicle are such that no danger is caused or is likely to be caused to any person in or on such Vehicle or on the Airport; or	2
5.9.2	any Vehicle unless the load carried by such Vehicle is at all times so secured, if necessary by physical restraint other than its own weight, and is in such a position that neither danger nor nuisance is caused or is likely to be caused to any person or property by reason of the load or any part thereof falling or being blown from such Vehicle, or by reason of any other movement of the load or any part thereof in relation to such Vehicle.	2
5.10	Use of mobile phone when Airside, use a mobile phone whilst operating a moving Vehicle.	3
5.11	Permitted areas for Vehicles except in an emergency, cause or permit Vehicles, Aircraft servicing equipment or persons to enter those parts of the Airport licensed for the surface movement of Aircraft including the manoeuvring area, aprons and any part of the Airport provided for the maintenance of Aircraft except those parts specifically allocated from time to time by an Airport Official for use by Vehicles, Aircraft servicing equipment or persons.	2
5.12	Parking	
5.12.1	wait, leave or park, load or unload a Vehicle in an area where waiting is prohibited as indicated	3

	by a Notice or by an Airport Official or where the Vehicle would cause any obstruction.	
5.12.2	park any Vehicle on any part of the Airport other than in an area that is specifically designated by Notice or by an Airport Official for the parking of such Vehicle and, for the avoidance of doubt, if an area at the Airport is designated by Notice or an Airport Official for parking by a certain category of person (including, for example, disabled persons or occupiers of certain premises at the Airport) no Vehicle other than one belonging to such category of person may be parked in such area.	3
5.12.3	when in charge of a Vehicle, without reasonable excuse fail to remove it from any parking place when required to do so by a Constable or an Airport Official.	3
5.13	Compliance with Notices or directions whether on foot or while driving or propelling a Vehicle, neglect, fail or refuse to stop or comply with an indication or direction given either by the Airport Company via a Notice or by a Constable or an Airport Official for the time being engaged in the regulation of traffic at the Airport.	2
5.15	Unattended Vehicles except when Airside and acting in accordance with an instruction of the Airport Company:	3
5.15.1	leave any Vehicle unattended when its engine is running; or	3
5.15.2	leave any Vehicle with a removable ignition key unattended when the ignition key is in the Vehicle.	2

6. Taxis and Private Hire Vehicles

6.1	<p>Supply or hire No person shall in the Terminal Building or other public building, car parks or other public place on the Airport offer their or any other Vehicle for hire or perform any services in relation to the supply or hire of a Vehicle without the permission of an Airport Official.</p>	2
6.2	<p>Right to ply for hire No person shall cause or permit a Taxi or Private Hire Vehicle to ply for hire or load passengers unless: (a) authorised to do so by an Airport Official in writing; and (b) they do so from an Authorised Standing provided that it shall not be an offence to load passengers in a public car park, at a pick-up point designated by an Airport Official for that purpose or, with the consent of a Constable, traffic warden in uniform, or an Airport Official.</p>	2
6.3	<p>Restriction on use of Authorised Standing No person shall stand or park a Taxi on the Airport for the purpose of being available for hire except on an Authorised Standing and no person shall permit or cause a Vehicle other than a Taxi to stand on an Authorised Standing.</p>	2
6.4	<p>Immediate hire on Authorised Standing Taxi drivers on an Authorised Standing shall remain with their Taxis and be available for hiring immediately and no person shall leave their Taxi on an Authorised Standing unless willing to be hired immediately.</p>	2
6.5	<p>Acceptance of fare No driver of a Taxi shall refuse to accept a fare:</p>	
	<p>(a) unreasonably;</p>	2
	<p>(b) because the person wishing to be carried has a protected characteristic (as defined in the Equality Act 2010¹²) unless: i. in the case of a disabled person in a wheelchair, the Taxi is not designated under section 165(3)(a) of the Equality Act 2010; and/or ii. in the case of a disabled person in a wheelchair or a disabled person accompanied by an assistance dog, the driver is in possession of a current exemption certificate on medical grounds issued under section 166(1) or section 169(1) of the Equality Act 2010; and/or</p>	2

¹² 2010 c.15, as amended.

	(c) whilst positioned on an Authorised Standing.	2
6.6	Obstruction Taxi drivers shall not obstruct any roads, footpaths or buildings at the Airport or cause annoyance or disturbance to persons within the Airport or obstruct or interfere with the proper use of the Airport or with any person acting in the execution of their duty in relation to the operation of the Airport.	2
6.7	Authorised Standing vacancies Drivers shall move up their Taxis on Authorised Standings to fill vacancies as they occur, and vacancies shall not be filled in any other manner.	2
6.8	Broken down Taxis Broken down Taxis shall not be left by their drivers on an Authorised Standing longer than is reasonably necessary to effect removal unless the breakdown is temporary and is remedied without delay.	2
6.9	Compulsory use of Taxi Feeder Park Taxis shall go through the Taxi Feeder Park before driving onto an Authorised Standing unless at the direction of or with the consent of a Constable or an Airport Official.	2
6.10	Authorised Use of Taxi Feeder Park No person shall bring a Taxi onto the Taxi Feeder Park unless they have been permitted to do so by an Airport Official and display a Ticket issued for that purpose on the windscreen of the Taxi so that it is clearly visible.	2
6.11	Defacing Tickets No person shall deface, alter or amend any Ticket issued for the purpose referred to in byelaw 6.10.	2
6.12	Directions within Taxi Feeder Park Taxi drivers in the Taxi Feeder Park shall observe any directions given to them by a Constable or an Airport Official for good order and orderly movement whilst in the Taxi Feeder Park.	2
6.13	Exit from Taxi Feeder Park Taxi drivers shall either leave the Taxi Feeder Park by an exit designated for that purpose or proceed directly and without delay to the Authorised Standing.	2
6.14	Identification Taxi drivers shall on request by a Constable or an Airport Official provide their correct name and address, the purpose of their being on the Airport and adequate identification.	2
6.15	No cleaning of Taxis on Authorised Standing No person shall wash down or clean out a Taxi on an Authorised Standing.	2
6.16	Running engine	2

	No person shall leave the engine of a Taxi or Private Hire Vehicle running while stationary at the Airport.	
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7. Accident Reporting

7.1	Aircraft Accident reporting Where, on a part of the Airport to which the Road Traffic Enactments do not apply, any Accident involving an Aircraft, occurs:	
7.1.1	if present at the time of the Accident, no pilot in command (or, if the Aircraft is being towed, the tug-driver) shall fail to stop, report the Accident immediately to an Airport Official and give: <ul style="list-style-type: none"> (a) their name and address; (b) the name and address of the person who is the Operator of the Aircraft at the time of the Accident; (c) the identification marks of the Aircraft; and (d) details of the Accident; to a Constable or Airport Official or any other person having reasonable grounds for requiring them.	3
7.1.2	no driver of any Vehicle involved shall fail to stop and give <ul style="list-style-type: none"> (a) their name and address; (b) the name and address of the owner of the Vehicle; (c) the registration number or identification marks of the Vehicle; and (d) details of the Accident, to a Constable or Airport Official or any other person having reasonable grounds for requiring them, as soon as reasonably practicable.	3
7.2	Vehicle Accident reporting Where, on a part of the Airport to which the Road Traffic Enactments do not apply, any Accident involving a Vehicle occurs by which: <ul style="list-style-type: none"> (a) personal injury is caused to a person other than the driver of that Vehicle; or (b) damage is caused: <ul style="list-style-type: none"> i. to a Vehicle other than that Vehicle; ii. to an Animal other than an Animal in or on that Vehicle; or iii. to any other property constructed on, fixed to, growing in or otherwise forming part of the land on which the road in question is situated or land adjacent to such land; no driver shall fail to stop as soon as reasonably practicable after the Accident and provide a Constable or Airport Official with details of the Accident, including their name and address, the name and address of the owner of the Vehicle	3

	and the registration number or identification of the Vehicle.	
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8. People Movement System		
8.1	No person shall, at any Terminus at which entrance to or egress from a People Movement System car is controlled by means of an automatic barrier, enter or leave such Terminus without passing through such barrier except with permission of an Airport Official or a Constable or in the case of emergency.	3
8.2	No person shall when entering a People Movement System car intentionally obstruct passengers also seeking to enter or alight therefrom.	3
8.3	No person shall enter a People Movement System car which is already occupied at full capacity.	3
8.4	No person other than an Airport Official or such person as is authorised by an Airport Official or the Airport Company shall mount any part of a People Movement System car except such part or parts as are provided for the carriage of persons.	3
8.5	No person other than an Airport Official shall intentionally operate, move, work or tamper with any mechanical or electrical appliance in the Terminus or a People Movement System car or any other device operating or controlling any mechanical or electrical appliance in the Terminus or a People Movement System car except:	3
8.5.1	in cases of emergency, any switch, lever or other device or mechanical or electrical appliance upon or near which is displayed a Notice indicating that the device or appliance is intended to be operated only in cases of emergency; or	
8.5.2	when the People Movement System car is stationary at a platform or place appointed for passengers to enter or leave a People Movement System, any automatic door in a People Movement System car or any switch, lever or other device or mechanical or electrical appliance upon or near which is displayed a Notice that it is intended to be operated by passengers to open or close such door.	
8.6	No person shall except in cases of Accident or other emergency or if requested to do so by an Airport Official or a Constable:	

8.6.1	open the door or stand on the step or footboard of a People Movement System car whilst it is in motion or between termini;	3
8.6.2	enter or leave a People Movement System car whilst it is in motion, between termini or otherwise than at a place appointed for passengers to enter or leave a People Movement System car;	3
8.6.3	enter or leave a People Movement System car after any automatic doors have commenced to close;	3
8.6.4	where Notices are exhibited in a People Movement System car indicating that a door shall be used for entrance thereto and another door for exit therefrom enter by the door indicated for exit or leave by the door indicated for entrance;	2
8.6.5	walk on the track or Walkway or gain access to the track or Walkway;	3
8.6.6	remove any guardrail; or	3
8.6.7	use the emergency doors on a People Movement System car or at the Terminus.	3

9. Lost Property

9.1 *Application of byelaws to lost property*

These byelaws shall apply in relation to the safe custody, re-delivery and disposal of any property or thing which while not in proper custody, is found on any part of the Airport to which the public or passengers have access or in any Vehicle owned or operated by or on behalf of the Airport Company.

9.2 *Handing in of lost property by public*

Subject to the provisions of the Customs and Excise Acts, any person (other than a member of staff of the Airport, Airport Official or Constable) who finds property which they believe to be lost or abandoned shall immediately notify the Lost Property Office or a member of staff of the Airport, an Airport Official or Constable and inform that person of the place and circumstances in which it was found.

9.3 *Handing in of lost property by Airport personnel*

9.3.1 Subject to the provisions of the Customs and Excise Acts and to byelaw 9.3.2, any member of Airport staff, Airport Official, or a Constable to whom property is notified pursuant to byelaw 9.2 or who finds any lost property to which these byelaws apply pursuant to byelaw 9.1 shall, as soon as possible and in any case before leaving the Airport, deliver such property for safe custody in the state in which it comes into their possession to the Lost Property Office and inform a member of staff of the Airport or an Airport Official at the Lost Property Office of the circumstances in which it was found.

9.3.2 If before any lost property shall have been delivered for safe custody to the Lost Property Office pursuant to byelaw 9.3.1 it is claimed by a person who satisfies the member of staff of the Airport, an Airport Official or Constable, as the case may be, that they are the true owner, it shall be returned to that person, forthwith, without fee or reward, upon them giving their name

and address to the member of staff of the Airport or an 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.

9.4 Retention of lost property

9.4.1 Any lost property delivered to the Lost Property Office shall be retained in safe custody by or on behalf of the Airport Company until claimed by the true owner thereof or disposed of in accordance with these byelaws and the Airport Company 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 redelivered to a person pursuant to byelaw 9.3.2 or disposed of pursuant to byelaw 9.5.2, 9.5.3 and 9.5.4), the circumstances in which it was found and the ultimate disposal of the lost property, provided that:

9.4.1.1 official documents, including licences and passports shall, wherever practicable, be returned forthwith to the appropriate government department, local authority or other body or person responsible for issuing them or for controlling or dealing with them;

9.4.1.2 where the name and address of the owner of any lost property other than the documents referred to in the preceding provision are readily ascertainable, the Airport Company shall forthwith notify them that the lost property is in its possession and may be claimed in accordance with these byelaws.

9.5 Claiming lost property

9.5.1 If any lost property, while it is retained by the Airport Company or Lost Property Office in its possession, is claimed and the claimant proves to the satisfaction of the Airport Company that it belongs to them and gives their name and address to a member of staff of the Lost Property Office, it shall thereupon be delivered to the claimant at the Lost Property Office and upon payment of such charge as the Airport Company may from time to time fix for the return of any lost property delivered to the Lost Property Office.

9.5.2 If any lost property retained by the Airport Company for safe custody in accordance with these byelaws is not, within three (3) months of the date when it was delivered to the Lost Property Office, re-delivered to a person pursuant to byelaw 9.5.1, the Airport Company shall be entitled to dispose of the lost property (including but not limited to selling it) as it in its absolute discretion sees fit.

9.5.3 Notwithstanding the foregoing provisions of these byelaws, if any lost property retained by or on behalf of the Airport Company pursuant to these byelaws is of a perishable nature and if, within forty-eight (48) hours from the time when it was found, it has not been returned to a person pursuant to byelaws 9.3.2 or 9.5.1, the Airport Company shall be entitled to dispose of the lost property as it in its absolute discretion sees fit.

9.5.4 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.

9.5.5 A sale under this byelaw shall not prejudice the right, for a period of 12 months from the date on which the property came into the custody of the Airport Company, of any true owner whose rights have been divested by the sale to be paid the proportion due to him or her of the residue of the proceeds of sale after deduction of any charge by the Airport Company for the safe custody of the lost property and the Airport Company's reasonable costs.

9.6 Opening of package, bag or receptacle

9.6.1 Where any lost property is contained in a package, bag or other receptacle, the Airport Company may cause such receptacle to be opened and the contents examined, or require the claimant to open it and submit it and its contents for examination, for the purpose of:

9.6.1.1 identifying and tracing the owner of the lost property;

9.6.1.2 ascertaining the nature of the contents; or

9.6.1.3 satisfying the Airport Company that the contents do not include any item or items which may put the safety and security of the Airport, any Aircraft or any air navigation installation at risk;

and if any item or items referred to in 9.6.1.3 above are found, they shall be handed to a Constable, Lost Property Office or Airport Official immediately.

10. Authority

No Airport Official shall exercise any power under any of these byelaws without producing written evidence of their authority if required to do so.

11. Revocation of byelaws

All previous byelaws made by the Airport are hereby revoked.

**THE COMMON SEAL OF
BIRMINGHAM AIRPORT LIMITED**
was hereunto affixed in the presence of:

..... Director

..... Director/Company Secretary

..... 2021

The foregoing Byelaws are hereby confirmed by the Secretary of State for Transport

and shall come into operation on

..... 2021.

SIGNED BY

.....

Deputy Director, Airport Policy Division by Authority of the Secretary of State

DRAFT FOR CONSULTATION

SCHEDULE 1

Map referred to in the Birmingham Airport Limited Byelaws 2021

