

Gibraltar Director of Civil Aviation

# Physical Safeguarding

DCA Policy 08

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## Revision History

Version	Item	Date
<b>1</b>	Initial Issue	05/12/2022
<b>2</b>	Article 8 reference amended	15/11/2023
<b>3</b>	Reviewed unchanged	15/11/2024

## Introduction

The Director of Civil Aviation (DCA) recognises the importance of the safeguarding of Gibraltar Airport (the Airport) considering its location in an urban environment and the encroachment of buildings to the Airport within that environment. The DCA also recognises the need for development and that space is at a premium in Gibraltar, physical safeguarding and guidance to developers forms a cornerstone to safety policy and careful management and consultation with stakeholders is recognised as essential to risk management.

## Legislation

The Following legislation is applicable to physical safeguarding of the Airport:

### **Retained Regulation (EU) No. 139/2014**

Which states that:

With regard to obstacle management in the aerodrome surroundings as well as to other activities taking place outside the aerodrome's boundary, each Member State may designate different authorities and other entities in charge of monitoring, assessment and mitigation risks. The aim of this Regulation is not to change current allocation of tasks within the Member State. However, a seamless organisation of the competences regarding the safeguarding of aerodrome surroundings and the monitoring and mitigating of risk caused by human activities should be ensured in each Member State. It should therefore be ensured that authorities which are entrusted with responsibilities of safeguarding the surrounding of aerodromes have the adequate competencies to fulfil their obligations.

And in Article 8

Safeguarding of aerodrome surroundings

1. The Minister shall ensure that consultations are conducted with regard to safety impacts of constructions proposed to be built within the limits of the obstacle limitation and protection surfaces as well as other surfaces associated with the aerodrome.
2. The Minister shall ensure that consultations are conducted with regard to safety impacts of constructions proposed to be built beyond the limits of the obstacle limitation and protection surfaces as well as other surfaces associated with the aerodrome and which exceed the height established by the Director.

### **Town Planning (General Procedures) Regulation 2019**

Which States in Regulation 12 sub-regulation 1 that:

Before granting planning permission for development, which in its opinion is likely to impact on the safe operation of the Gibraltar Airport, the Commission shall consult with the Director of Civil Aviation.

### **Town Planning (Development Control) Regulation 2019**

Which States in Regulation 9 that:

9.(1) Subject to sub-regulation (2) no building shall be permitted to exceed the relevant height limitations as shown on the Gibraltar Airport Safeguarding Map.

(2) In exceptional circumstances, a breach of height limitation referred to in sub-regulation (1) may be permitted provided an aeronautical study has been submitted to, and accepted by, that Director of Civil Aviation and the Airfield Operator.

(3) A copy of the Gibraltar Airport Safeguarding Map shall be available in electronic format for public inspection on the Government of Gibraltar website.

#### Policy

It is the policy of the DCA to ensure compliance with Gibraltar Legislation and, recognising that development is necessary in the environs of the Airport due to the small amount of space available for development in Gibraltar, to provide guidance to developers on how to achieve compliance through the publication of DCA Procedure 08.

The objective of the DCA is to ensure that risks arising both during development and on completion of development are managed to maintain the safest possible environment for the operation of civil aircraft at the Airport.