

Government Gazette Republiek van Suid-Afrika

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID-AFRIKA

Regulation Gazette

No. 8954

Regulasiekoerant

Vol. 519

Pretoria, 5 September 2008

No. 31388

CONTENTS

No.

*Page
No. Gazette
 No.*

GOVERNMENT NOTICE

Transport, Department of

Government Notice

R. 936 Aviation Act (74/1962): Thirty Fourth Amendment to the Civil Aviation Regulations, 1997 3 31388

GOVERNMENT NOTICE

DEPARTMENT OF TRANSPORT**No. R. 936****5 September 2008****AVIATION ACT, 1962 (ACT NO 74 OF 1962)****THIRTY FOURTH AMENDMENT TO THE CIVIL AVIATION REGULATIONS, 1997**

The Minister of Transport has under section 22(1) of the Aviation Act, 1962 (Act No 74 of 1962) made the regulations in the Schedule hereto.

SCHEDULE**Definition**

1. In these regulations, unless the context otherwise indicates, "the Regulations" means the Civil Aviation Regulations, 1997, published by Government Notice No R.1219 of 26 September 1997 and R.1255 of 17 October 1997, as amended by Government Notice No R. 1735 of 24 December 1997, Government Notice No R. 1041 of 14 August 1998, Government Notice No R. 1148 of 18 September 1998, Government Notice No R. 1664 of 14 December 1998, and Government Notice No R. 1701 of 31 December 1998, Government Notice No 1702 of 31 December 1998, Government Notice No R.639 of 21 May 1999, Government Notice No R. 170 of 17 February 2000, Government Notice No R. 171 of 18 February 2000, Government Notice No R. 558 of 22 June 2001, Government Notice No R. 559 of 30 August 2002, Government Notice No R. 1367 of 15 November 2002, Government Notice No R. 1368 of 15 November 2002, Government Notice No 1369 of 15 November 2002, Government Notice No R. 1370 of 15 November 2002, Government Notice No R. 1371 of 15 November 2002, Government Notice No R. 1372 of 15 November 2002, Government Notice No R. 434 of 28 March 2003, Government Gazette No 435 of 28 March 2003, Government Gazette No R.1375 of 1 October 2003 and Government Gazette No R.1340 of 31 March 2004, Government Notice No R.807 dated 4 August 2006, Government Notice No R. 1371 dated 28 December 2006, Government Notice No R. 364 dated 26 April 2007, Government Notice No R. 571 dated 13 July 2007, Government Notice No R. 572 dated 13 July 2007, Government Notice No R. 573 dated 13 July 2007, Government Notice No R. 574 dated 13 July 2007 and Government Notice No R 1233 dated 20 December 2007 and Government Notice No R 1234 dated 20 December 2007.

Amendment of Regulation 1.00.1 of the Regulations

2. Regulation 1.00.1 of the Regulations is hereby amended by –

- (a) the insertion of the following definition after the definition of “acrobatic flight”:
“**active flight deck duty**’ means the time spent on duty on the flight deck during a sector excluding any break of not less than one hour whilst being relieved by an additional crew member;”;
- (b) the insertion of the following definition after the definition of “control zone”:
“**conventional microlight aeroplane**’ means an aeroplane of which the maximum take-off mass and other classification parameters are defined in Document SA-CATS-NTCA as Technical Standard 24.01.2 E 2;”;
- (c) the substitution for the definition of “Document SA-CATS-ACCID” and “INCID” of the following definition:
“**Document SA-CATS-ACCID and INCID**’ means the technical standard relating to aviation accident and incident investigation, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;
- (d) the substitution for the definition of “Document SA-CATS-AH” of the following definition:
“**Document SA-CATS-AH**’ means the technical standard relating to aerodromes and heliports, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;
- (e) the substitution for the definition of “Document SA-CATS-AIRS of the following definition:
“**Document SA-CATS-AIRS**’ means the technical standard relating to aeronautical information and related services, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;
- (f) the substitution for the definition of “Document SA-CATS-AMEL” of the following definition:
“**Document SA-CATS-AMEL**’ means the technical standard relating to aircraft maintenance engineer licensing, but excludes the format of any

related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (g) the substitution for the definition of “Document SA-CATS-AMO” of the following definition:

“**Document SA-CATS-AMO**’ means the technical standard relating to aircraft maintenance organisations, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (h) the substitution for the definition of “Document SA-CATS-AR” of the following definition:

“**Document SA-CATS-AR**” means the technical standard relating to airworthiness requirements, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (i) the substitution for the definition of “Document SA-CATS-ARM” of the following definition:

“**Document SA-CATS-ARM**’ means the technical standard relating to Aircraft Registration and Marking, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (j) the substitution for the definition of “Document SA-CATS-ARO” of the following definition:

“**Document SA-CATS-ARO**’ means the technical standard relating to aviation recreational organisations, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (k) the substitution for the definition of “Document SA-CATS-ATO” of the following definition:

“**Document SA-CATS-ATO**’ means the technical standard relating to aviation training organisations, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (l) the substitution for the definition of “Document SA-CATS-ATS” of the following definition:

“Document SA-CATS-ATS’ means the technical standard relating to air traffic services, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (m) the substitution for the definition of “Document SA-CATS-ATSPL” of the following definition:

“Document SA-CATS-ATSPL’ means the technical standard relating to air traffic service personnel licensing, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (n) the substitution for the definition of “Document SA-CATS-DG” of the following definition:

“Document SA-CATS-DG’ means the technical standard relating to conveyance of dangerous goods, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (o) the substitution for the definition of “Document SA-CATS-DO” of the following definition:

“Document SA-CATS-DO’ means the technical standard relating to design organisations, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (p) the substitution for the definition of “Document SA-CATS-ENVIRO” of the following definition:

“Document SA-CATS-ENVIRO’ means the technical standard relating to environmental protection, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (q) the substitution for the definition of “Document SA-CATS-FCL” of the following definition:

“Document SA-CATS-FCL 61’ means the technical standard relating to pilot licensing, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (r) the insertion after the definition of "Document SA-CATS-FCL 61" of the following definitions:

"Document SA-CATS-FCL 62' means the technical standard relating to recreational pilot licensing, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;

'Document SA-CATS-FCL 63' means the technical standard relating to flight engineering licensing, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;

'Document SA-CATS-FCL 64' means the technical standard relating to cabin crew licensing, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;";

- (s) the substitution for the definition of "Document SA-CATS-GMR" of the following definition:

"Document SA-CATS-GMR' means the technical standard relating to general maintenance rules, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;";

- (t) the substitution for the definition of "Document SA-CATS-MORG" of the following definition:

"Document SA-CATS-MORG' means the technical standard relating to manufacturing organisations, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;";

- (u) the substitution for the definition of "Document SA-CATS-MR" of the following definition:

"Document SA-CATS-MR' means the technical standard relating to medical requirements, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;";

- (v) the substitution for the definition of "Document SA-CATS-OPS 91" of the following definition:

"Document SA-CATS-OPS 91' means the technical standard relating to general operating and flight rules but excludes the format of any related

forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (w) the substitution for the definition of “Document SA-CATS-OPS 105” of the following definition:

“**Document SA-CATS-OPS 105**’ means the technical standard relating to the operation of parachutes, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (x) the substitution for the definition of “Document SA-CATS-OPS 121” of the following definition:

“**Document SA-CATS -OPS 121**’ means the technical standard relating to air transport operations with large aeroplanes, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (y) the substitution for the definition of “Document SA-CATS-OPS 127” of the following definition:

“**Document SA-CATS-OPS 127**’ means the technical standard relating to air transport operations with helicopters, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (z) the substitution for the definition of “Document SA-CATS-OPS 133” of the following definition:

“**Document SA-CATS-OPS 133**’ means the technical standard relating to helicopter external load operations, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (zA) the substitution for the definition of “Document SA-CATS-OPS 135” of the following definition:

“**Document SA-CATS-OPS 135**’ means the technical standard relating to air transport operations with small aeroplanes, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (zB) the substitution for the definition of “Document SA-CATS-OPS 137” of the following definition:

“**Document SA-CATS-OPS 137**’ means the technical standard relating to agricultural operations, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (zC) the substitution for the definition of “Document SA-CATS-OPS 138” of the following definition:

“**Document SA-CATS-OPS 138**’ means the technical standard relating to air ambulance operations, but excludes the format of any related forms and certificates, which is published by the Commissioner in terms of the Act;”;

- (zD) the insertion of the following definition after the definition of “hang-glider”:

“**hang-glider aero tow rating**’ means a rating issued to the pilot of a hang-glider qualifying him or her to be aero-tugged;”;

- (zE) the insertion of the following definition after the definition of “lighter-than-air aircraft”:

“**light sport aeroplane**’ means an aeroplane of which the maximum take-off mass and other classification parameters are defined in Document SA-CATS-NTCA as Technical Standard 24.01.2.0.1;”;

- (zF) the insertion of the following definition after the definition of “safety”:

“**safety directive**’ means an instruction other than an airworthiness directive or technical standard, issued under the provisions of section 22A of the Act, by the Commissioner to ensure that an identified unsafe condition or practice is remedied;”;

- (zG) the insertion of the following definition after the definition of “simulator”:

“**skills test**’ means a test carried out for the purpose of issuing or re-issuing or renewing a pilot licence or rating;”;

- (zH) the insertion of the following definition after the definition of “touring glider”:

“**tow**’ means the action of pulling an unmanned object behind an aircraft;”;

- (zI) the insertion of the following definition after the definition of “TSO authorization”:

“**tug**’ means the action of pulling a manned aircraft behind another aircraft;”;

- (zJ) the substitution for the definition of “weight-shift controlled microlight aeroplane” of following definition:

“**weight-shift controlled microlight aeroplane**’ means an aeroplane that is primarily controlled by physically exerting force on the wing and with other classification parameters as defined in Document SA-CATS-NTCA as Technical Standard 24.01.2 E 2;”.

Amendment of Regulation 12.01.6 of the Regulations

3. Regulation 12.01.6 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) The Commissioner may –

- (a) designate an accredited representative, for the purpose of investigating an accident or incident involving a South African registered aircraft in a territory of another state; or
- (b) accept the accreditation or appointment of an accredited representative of the State of Registry, State of the Operator, State of Design or State of Manufacture for the purposes of investigating an accident or incident involving a South African or foreign registered aircraft in the territory of the Republic.”.

Substitution of Regulation 12.01.7 of the Regulations

4. The following regulation is herewith substituted for Regulation 12.01.7 of the Regulations:

“Designation of adviser

12.01.7 (1) The Commissioner may, in consultation with the accredited representative, designate an adviser for the purpose of assisting the accredited representative in the investigation of an accident or incident.

(2) An adviser designated in terms of sub-regulation (1) may, under the control of the investigator-in-charge and the supervision of the accredited representative –

- (a) visit the scene of the accident or incident;
- (b) examine the wreckage;

- (c) obtain information from witnesses and suggest areas for questioning;
- (d) have access to all relevant evidence;
- (e) receive copies of all relevant documents, books, notes, photographs, recordings and transcripts;
- (f) participate in readouts of recorded media;
- (g) participate in component examinations, technical briefings, tests and simulations and other investigative activities;
- (h) participate in deliberations on the analysis, findings, cause or causes and safety recommendations; and
- (i) make submissions in respect of the various elements of the investigation.

(3) Should the Republic of South Africa be the State of Occurrence, the Commissioner may, in consultation with the investigator-in-charge, accept the designation or appointment of an adviser for the purpose of assisting the accredited representative in the investigation of an accident or incident.

(4) The conditions and requirements for and the rules, procedures and standards connected with a designation referred to in sub-regulation (1) and (2) shall be as prescribed in Document SA-CATS-ACCID and INCID.”.

Additlon of Regulation 12.04.6 in the Regulations

5. The following regulation is herewith added after regulation 12.04.5 of the Regulations:

“Non-disclosure of records

12.04.6 (1) The following records shall not be made available for purposes other than accident or incident investigations, unless a court of law determines that their disclosure outweighs the adverse domestic and international impact such action may have on that or future investigations, taking into account all applicable law:

- (a) all statements taken from persons by the investigator/s of the investigation team in the course of the investigation;
- (b) all records of communications between persons having been involved in the operation of the aircraft;
- (c) medical and private information regarding persons involved in the accident or incident;
- (d) cockpit voice recordings and transcripts from such recordings;

- (e) recordings and transcriptions of recordings from air traffic control units; and
- (f) opinions expressed in the analysis of information, including information obtained from flight recorders.

(2) These records shall be included in the final report or its appendices only when pertinent to the analysis of the accident or incident.

(3) Parts of the record not relevant to the analysis shall not be disclosed.”.

Amendment of Regulation 12.05.2 of the Regulations

6. Regulation 12.05.2 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) Any interested person who feels aggrieved by the findings on an investigation may appeal against such findings to the Commissioner, within 60 days after the publication of such findings.”.

Amendment of Regulation 21.01.1 of the Regulations

7. Regulation 21.01.1 of the Regulations is herewith amended by the addition in sub-regulation (2) after paragraph (h) of the following paragraphs:

- “(i) rigid airship; or
- (j) unmanned aerial vehicle.”.

Amendment of Regulation 21.01.2 of the Regulations

8. Regulation 21.01.2 of the Regulations is herewith amended by the deletion in sub-regulation (2) of paragraphs (i) and (j).

Substitution of Regulation 47.00.5 of the Regulations

9. The following regulation is herewith substituted for Regulation 47.00.5 of the Regulations:

“Application for registration

(1) An application for the registration of an aircraft and the issuing of a certificate of registration shall be made to the Commissioner in the appropriate form as prescribed in Document SA-CATS-ARM.

(2) An application referred to in sub-regulation (1) shall be accompanied by –

- (a) in the case of an aircraft which is imported into the Republic for the first time or returns to the Republic and has to be re-registered on the register in terms of Part 21 –
- (i) a certificate or notification of cancellation from the appropriate authority of the State or territory in which the aircraft was last registered; or
 - (ii) a certificate or notification of non-registration from the appropriate authority of the State or territory from which the aircraft is imported; and
 - (iii) the original of –
 - (aa) the valid certificate of airworthiness issued by the appropriate authority of the last State or territory in which the aircraft was last registered; or
 - (bb) the export certificate of airworthiness issued by the appropriate authority of the State or territory from which the aircraft is imported; and
 - (iv) confirmation that a type acceptance certificate has been issued by the Commissioner; and
 - (v) the supporting documents from the South African Revenue Service issued in terms of section 38, 39 or 44 of the Customs and Excise Act, 1964, as prescribed in Document SA-CATS-ARM.
- (b) in the case of a non-type certificated aircraft which is imported into the Republic for the first time or returns to the Republic and has to be re-registered on the register in terms of Part 24, if a –
- (i) **Production-built aircraft -**
 - (aa) a certificate or notification of cancellation from the appropriate authority of the State or territory in which the aircraft was last registered; or
 - (bb) a certificate or notification of non-registration from the appropriate authority of the State or territory from which the aircraft is imported; and
 - (cc) a copy of the certificate of conformity issued by the manufacturer;
 - (dd) the original of –
 - (A) the valid authority to fly or flight permit or other similar document, as the case may be, issued by the appropriate authority of the State or territory in which the aircraft was last registered; or

- (B) an export authority to fly or flight permit or other similar document, as the case may be, issued by the appropriate authority of the State or territory from which the aircraft is imported;
 - (ee) confirmation that a certificate of acceptance for the non-type certificated aircraft has been issued by the Commissioner;
 - (ff) the supporting documents from the South African Revenue Service issued in terms of section 38, 39 or 44 of the Customs and Excise Act, 1964, as prescribed in the Document SA-CATS-ARM.
- (ii) **Amateur-built aircraft –**
 - (aa) a certificate or notification of cancellation from the appropriate authority of the State or territory in which the aircraft was last registered; or
 - (bb) a certificate or notification of non-registration from the appropriate authority of the State or territory from which the aircraft is imported; and
 - (cc) the original of –
 - (A) the valid authority to fly or flight permit or other similar document, as the case may be, issued by the appropriate authority of the State or territory in which the aircraft was last registered; or
 - (B) an export authority to fly or flight permit or other similar document, as the case may be, issued by the appropriate authority of the State or territory from which the aircraft is imported;
 - (dd) the supporting documents from the South African Revenue Service issued in terms of the Customs and Excise Act of 1964, section 38, 39 and 44 as prescribed in the Document SA-CATS-ARM;
- (c) in the case of an aircraft that is locally manufactured or assembled and has to be registered in the Republic for the first time, or returns to the Republic and has to be re-registered in terms of Part 21 –
 - (i) a copy of the certificate of conformity issued by the manufacturer; and
 - (ii) a copy of the type certificate issued by the Commissioner;
- (d) in the case of a non-type certificated aircraft that is locally manufactured or assembled and has to be registered in the

Republic for the first time or returns to the Republic terms of Part 24, if a –

(i) **Production-built aircraft**

- (aa) a copy of the certificate of conformity issued by the manufacturer; and
- (bb) confirmation that a certificate of acceptance of the non-type certificated aircraft has been issued by the Commissioner;

(ii) **Amateur-built aircraft – derived from an approved kit**

- (aa) a copy of the certificate of conformity issued by the manufacturer; and
- (bb) confirmation that a certificate of acceptance of non-type certificated aircraft has been issued by the Commissioner.

(iii) **Amateur-built aircraft – derived from approved plans**

- (aa) notification of authorisation for registration issued by the Commissioner;

- (e) in the case of a veteran aircraft or ex-military aircraft that has to be registered in the Republic for the first time or returns to the Republic and has to be re-registered in terms of Part 24, the requirements shall be those prescribed in sub-regulation 47.00.5(2)(b)(i) as applicable;
- (f) if the aircraft is to be registered in the name of an individual, proof of his or her identity;
- (g) if the aircraft is to be registered in the name of a company –
 - (i) a certified true copy of its most recent register of directors lodged with the Registrar of Companies in terms of the Companies Act, 1973 (Act No. 61 of 1973);
 - (ii) proof of identity of the director authorised to act on behalf of the applicant; and
 - (iii) the relevant authorising resolution in the appropriate form as described in Document SA-CATS-ARM;
- (h) if the aircraft is to be registered in the name of a close corporation –
 - (i) a certified true copy of its founding statement, approved by the Registrar of Close Corporations in terms of the Close Corporation Act, 1984 (Act No. 69 of 1984);

- (ii) proof of identity of the member authorised to act on behalf of the applicant; and
- (iii) the relevant authorising resolution in the appropriate form as prescribed in Document SA-CATS-ARM;
- (i) if the aircraft is to be registered in the name of a trust –
 - (i) a certified true copy of –
 - (aa) the trust instrument; or
 - (bb) the appropriate letter of appointment;
 - (ii) proof of identity of the trustee authorised to act on behalf of the applicant; and
 - (iii) the authorising resolution concerned in the appropriate form as prescribed in Document SA-CATS-ARM;
- (j) if the aircraft is to be registered in the name of any other applicant –
 - (i) a certified true copy of any other founding documents; and
 - (ii) proof of identity of the person authorised to act on behalf of the applicant; and
 - (iii) the relevant authorising resolution in the appropriate form as prescribed in Document SA-CATS-ARM;
- (k) the appropriate fee as prescribed in Part 187.

(3) The Commissioner may exempt an applicant from the provisions of sub-paragraph (a)(iii), sub-paragraph (b)(i)(dd), or sub-paragraph (b)(ii)(cc) of sub-regulation (2), if the Commissioner is satisfied that such exemption will not jeopardise aviation safety.

Amendment of regulation 62.01.5 of the regulations

10. Regulation 62.01.5 is herewith amended by –

(a) the substitution for paragraph (e) of the following paragraph:

“(e) paragliders, including powered paragliders and powered paratrikes.”;

(b) the insertion of the following paragraph after paragraph (e):

“(f) light sport aeroplanes.”.

Amendment of regulation 62.01.6 of the regulations

11. Regulation 62.01.6 is herewith amended by –

- (a) the substitution for paragraph (b) of the following paragraph:
- “(b) in the case of weight-shift controlled microlight aeroplanes –
- (i) a single weight-shift controlled microlight aeroplane, land;
 - (ii) a single weight-shift controlled microlight aeroplane, amphibian and sea;”;
- (b) the substitution in paragraph (d) for the words preceding sub-paragraph (i) of the following words:
- “(d) in the case of paragliders, powered paragliders and powered paratrikes –”.

Amendment of regulation 62.01.7 of the regulations

12. Regulation 62.01.7 is herewith amended by the addition after sub-regulation (3) of the following sub-regulations:

“(4) The type ratings for weight-shift microlight aeroplanes comprise type ratings by name for weight-shift microlights.

(5) The type ratings for light sport aeroplanes comprise type ratings by name for light sport aeroplanes.”.

Amendment of regulation 62.01.8 of the regulations

13. Regulation 62.01.8 is herewith amended by –

- (a) the substitution in sub-regulation (1) for paragraphs (c) and (d) of the following sub-paragraphs:
- “(c) a tug and tow rating for conventional, weight-shift controlled microlight and light sport aeroplanes;
- (d) an aero-tow rating for hang-glider pilots;”.
- (b) the substitution in sub-regulation (2) for paragraph (b) of the following paragraph:
- “(b) in the category gyroplanes –
- (i) a recreational assistant flight instructor rating (gyroplane);
 - (ii) a recreational flight instructor rating (gyroplane); and

- (iii) a recreational chief flight instructor rating (gyroplane);”;
- (c) the substitution in sub-regulation (2) for paragraph (c) of the following paragraph:
- “(c) in the categories hang-gliders, paragliders and paratrikes –
 - (i) a Grade C recreational flight instructor rating (hang-glider / paraglider /power paraglider foot-launched / powered paratrike);
 - (ii) a Grade B recreational flight instructor rating (hang-glider / paraglider /power paraglider foot-launched / powered paratrike);
 - (iii) a Grade A recreational flight instructor rating (hang-glider / paraglider /power paraglider foot-launched / powered paratrike).”;
- (d) the insertion in sub-regulation (2) after paragraph (c) of the following paragraph:
- “(d) in the category light sport aeroplanes –
 - (i) a Grade C recreational flight instructor rating (light sport aeroplane);
 - (ii) a Grade B recreational flight instructor rating (light sport aeroplane); and
 - (iii) a Grade A recreational flight instructor rating (light sport aeroplane).”.

Amendment of regulation 62.01.9 of the regulations

14. Regulation 62.01.9 is herewith amended by –

- (a) the substitution for sub-regulation (4) of the following sub-regulation:

“(4) The proficiency check shall consist of a skills test without the need for a cross country flight test as defined in Document SA-CATS-FCL 62, to be conducted in an aircraft of the category for which he or she is licensed: Provided that in the case of hang-gliders and paragliders the skills test shall not be a requirement, unless the pilot has not met the annually required number of flights or hours.”
- (b) the substitution in sub-regulation (7) for paragraph (a) of the following paragraph:

“(7)(a) The holder of a recreational pilot licence shall pay the applicable currency fee as prescribed in Part 187 on the anniversary date of his or her licence. The fee shall be paid to the Commissioner, or to the organisation designated for the purpose in terms of Part 149, as the case may, and shall be accompanied by a summary of his or her logbook for the previous 12 months. The summary shall be in the format prescribed in Document SA-CATS-FCL 62 and be signed, certifying it to be a true reflection of his or her flying experience during the period summarised.”.

Amendment of regulation 62.01.10 of the regulations

15. Regulation 62.01.10 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation –

“(1) An applicant for, or holder of, a recreational pilot licence shall hold an appropriate valid medical certificate issued in terms of Part 67 of these Regulations, and he or she shall submit a copy thereof to the Commissioner or the organisation designated for the purpose in terms of Part 149, as the case may be.”.

Amendment of regulation 62.01.13 of the regulations

16. Regulation 62.01.13 is herewith amended by –

(a) the substitution for sub-regulation (5) of the following sub-regulation:

“(5) A learner pilot shall be entitled to be credited in full with all solo and dual instruction flight time towards the total flight time requirement for the initial issue of a recreational pilot licence in the category in which he or she is undergoing instruction.”;

(b) the substitution for sub-regulation (7) of the following sub-regulation:

“(7) Where the holder of a recreational pilot licence applies for an additional category, class or type rating, he or she may be credited with any theoretical knowledge previously acquired in obtaining the licence or any rating, provided such theoretical knowledge meets or exceeds the standard of theoretical knowledge of the category being applied for, and at the discretion of the Commissioner or the organisation designated for the purpose in terms of Part 149, as the case may be.”;

(c) the addition of the following sub-regulations after sub-regulation (8) –

“(9) Notwithstanding the provisions of this regulation, the holder of a recreational pilot licence endorsed for the category weight-shift microlight aeroplane or gyroplane, shall –

- (a) be entitled to be credited with not more than 20 hours flight time acquired in a weight-shift microlight aeroplane or gyroplane, as the case may be, towards the total flight time experience prescribed for the endorsement of a recreational pilot licence for the category light sport aeroplane;
- (b) have acquired knowledge in the subjects meteorology and navigation towards the theoretical knowledge requirements prescribed for the endorsement of a recreational flight instructor rating endorsed for the category light sport aeroplane.

(10) Notwithstanding the provisions of this regulation, the holder of a recreational pilot licence endorsed for the category conventional microlight aeroplane, shall –

- (a) be entitled to be credited with not more than 30 hours flight time acquired in a conventional microlight aeroplane towards the total flight time experience prescribed for the endorsement of a recreational pilot licence for the category light sport aeroplane;
- (b) have acquired knowledge in the subjects meteorology, engines & air frames and navigation towards the theoretical knowledge requirements prescribed for the endorsement of a recreational flight instructor rating for the category light sport aeroplane.

(11) Notwithstanding the provisions of this regulation, the holder of a recreational flight instructor rating endorsed for the category weight-shift microlight aeroplane or gyroplane, shall –

- (a) be entitled to be credited with not more than 100 hours' flight time acquired in a weight-shift microlight aeroplane or gyroplane, as the case may be, towards the total flight time experience prescribed for the endorsement of a recreational flight instructor rating for the category light sport aeroplane;
- (b) have acquired knowledge in the subjects meteorology and navigation towards the theoretical knowledge requirements prescribed for the endorsement of a recreational flight instructor rating endorsed for the category light sport aeroplane.

(12) Notwithstanding the provisions of this regulation, the holder of a recreational flight instructor rating endorsed for the category conventional microlight aeroplane, shall –

- (a) be entitled to be credited with not more than 150 hours flight time acquired in a conventional microlight aeroplane towards the total

- flight time experience prescribed for the endorsement of a recreational flight instructor rating for the category light sport aeroplane;
- (b) have acquired knowledge in the subjects meteorology, engines and air frames and navigation towards the theoretical knowledge requirements prescribed for the endorsement of a recreational flight instructor rating endorsed for the category light sport aero plane.”.

Amendment of regulation 62.01.16 of the regulations

17. Regulation 62.01.16 is herewith amended by the substitution for sub-regulation (7) of the following sub-regulation –

“ (7) Where a proficiency check or skills test is required, such test shall be undertaken in an aircraft of the class or type, appropriate to the recreational pilot licence category for which a Certificate of Validation is sought.”.

Substitution of regulation 62.01.20 of the regulations

18. The following regulation is herewith substituted for regulation 62.01.20 of the regulations:

“Payment of currency fee

62.01.20 The holder of a recreational pilot licence shall pay the currency fee as prescribed in Part 187, applicable to the type of licence, on the anniversary date of the licence to either the Civil Aviation Authority or to the organization approved for the purpose in terms of Part 149, as the case may be. Where applicable, the payment shall be accompanied by the summary as prescribed by regulation 62.01.9(7).”.

Amendment of regulation 62.02.4 of the regulations

19. Regulation 62.02.4 of the regulations is herewith amended by –

- (a) the substitution for sub-regulation (1) of the following sub-regulation:

“(1) If the recreational pilot learner, in terms of these regulations, is required to operate radio apparatus while flying solo, a recreational pilot learner’s certificate may be issued to the applicant who is not in the possession of a certificate of proficiency (aeronautical), provided that he or she is the holder of a certificate of competency issued in three phases prior to solo flight as prescribed in sub-

paragraphs (b) (i), (ii) and (iii) of regulation 62.02.4 (1) by the holder of a flight instructor rating, wherein it is certified that –

- (a) the applicant has undergone basic training in the use of the radio apparatus installed in the aircraft in which he or she is being trained; and
- (b) the applicant is considered capable of operating such radio apparatus satisfactorily to undertake solo flights –
 - (i) within the circuit area of the aerodrome or approved site where the training flights originate and terminate;
 - (ii) within the associated general flying area of such aerodrome of approved site;
 - (iii) on cross-country flights and outside controlled airspace.”;
- (b) the substitution for sub-regulation (3) of the following sub-regulation:

“(3) The certificate of competency referred to in sub-regulation (1) shall be valid for as long as the recreational learner’s certificate is valid.”.

Amendment of regulation 62.02.8 of the regulations

20. Regulation 62.02.8 of the regulations is herewith amended by the insertion after sub-regulation (2) of the following sub-regulations:

“(2A) A learner recreational pilot shall not fly solo in the circuit unless he or she has successfully completed the practical training and theoretical knowledge examinations as prescribed in Document SA-CATS-FCL 62, and his or her logbook has been endorsed to fly solo in the circuit.

(2B) A learner recreational pilot shall not fly solo outside of the circuit or in the general flying area unless he or she has successfully completed the practical training and theoretical knowledge examinations as prescribed in sub-regulation (2A) above and in Document SA-CATS-FCL 62, and his or her logbook has been endorsed to do so.

(2C) A learner recreational pilot shall not fly solo on a cross-country flight unless he has successfully completed the practical training and theoretical knowledge examinations as prescribed in sub-regulations (2A) and (2B) above and in Document SA-CATS-FCL 62, and his or her logbook has been endorsed for solo cross-country flight.”.

Amendment of regulation 62.03.1 of the regulations

21. Regulation 62.03.1 of the Regulations is herewith amended by –

- (a) the deletion in sub-regulation (1) of paragraph (e);
- (b) the substitution for sub-regulation (2) of the following sub-regulation:

“(2) Notwithstanding the provisions of sub-regulation (1), an applicant for the issuing of a recreational pilot license in the category paraglider, hang-glider, powered paraglider and powered paratrike, shall be not less than 16 years of age.”.

Amendment of regulation 62.03.2 of the regulations

22. Regulation 62.03.2 of the Regulations is herewith amended by –

- (a) the substitution for sub-paragraph (ii) of paragraph (b) of the following subparagraph:

“(ii) a valid pilot licence reference number;”;

- (b) the addition in paragraph (b) after sub-paragraph (v) of the following subparagraph:

“(vi) a copy of his or her logbook showing all training, and accurately summarized as per Document SA-CATS-FCL 62.”.

Amendment of regulation 62.03.4 of the regulations

23. Regulation 62.03.4 is herewith amended by the deletion of paragraph (d).

Amendment of regulation 62.04.1 of the regulations

24. Regulation 62.04.1 is herewith amended by the substitution for the words preceding paragraph (a) and of paragraph (a) of the following words and paragraph:

“**62.04.1** For an applicant for, or the holder of, a recreational pilot licence to be issued with an initial type rating by name for conventional microlight aeroplanes, he or she shall –

- (a) hold at least a valid restricted certificate of proficiency in radiotelephony (aeronautical);”.

Amendment of regulation 62.04.2 of the regulations

25. Regulation 62.04.2 is herewith amended by –

- (a) the substitution for the words preceding paragraph (a) of the following words:

“**62.04.2** (1) An applicant for the issuing of an initial type rating by name for conventional microlight aeroplanes shall have completed not less than 25 hours flight time as a pilot of a conventional microlight aeroplane, of which at least 15 hours shall be solo flight time, and which shall include –”;

- (b) the substitution for sub-regulation (3) of the following sub-regulation:

“(3) An applicant for the issuing of a class rating for conventional microlight aeroplanes shall have completed not less than 100 hours flight time as a pilot of a conventional microlight aeroplane, and hold at least five type ratings by name for conventional microlight aeroplanes.”.

Substitution of regulation 62.04.3 of the regulations

26. The following regulation is herewith substituted for regulation 62.04.3 of the regulations:

“Training

62.04.3 An applicant for the issuing of an initial type rating by name for conventional microlight aeroplanes shall have successfully completed the appropriate training as prescribed in Document SA-CATS-FCL 62.”.

Amendment of regulation 62.04.4 of the regulations

27. Regulation 62.04.4 is herewith amended by the numbering of the existing sub-regulation as sub-regulation (1) and the addition after the current sub-regulation of the following sub-regulations:

“(2) An applicant for the issuing of a type rating by name for conventional microlight aeroplanes shall have passed the appropriate written examination as prescribed in Document SA-CATS-FCL 62.

(3) Notwithstanding the provisions of sub-regulation (1), in the case of an applicant with extensive experience as the holder of a pilot licence, issued in terms of Part 61, or the holder of a class or type rating for weight-shift controlled

microlight aeroplanes, light sport aeroplanes or gyroplanes, the applicant may be given credit for any theory at the discretion of the testing instructor.

(4) Notwithstanding the provisions of sub-regulation (2), the theoretical knowledge examination, "principles of flight" for conventional micro light aeroplanes has to be written by both weight-shift controlled microlight pilots and gyroplane pilots seeking endorsement for a conventional micro light aeroplane."

Amendment of regulation 62.04.5 of the regulations

28. Regulation 62.04.5 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

"(1) An applicant for the issuing of an initial type rating by name for conventional microlight aeroplanes shall have demonstrated to the holder of a Grade B or Grade A conventional microlight aeroplane flight instructor rating, or a flight instructor appropriately rated in terms of Part 61, the ability to perform, as pilot-in-command of a conventional microlight aeroplane, the procedures and manoeuvres as prescribed in Document SA-CATS-FCL 62, with a degree of competency appropriate to the privileges granted to the holder of a recreational pilot licence."

Amendment of regulation 62.04.6 of the regulations

29. Regulation 62.04.6 is herewith amended by –

- (a) the numbering of the existing sub-regulation as sub-regulation (1);
- (b) the substitution in sub-regulation (1) for sub-paragraph (i) of paragraph (b) of the following sub-paragraph:

"(i) a valid licence reference number or a valid application for the issue of such licence;

- (c) and the addition after sub-regulation (1) of the following sub-regulations:

"(2) An applicant for the issue of an additional type rating by name for conventional microlight aeroplanes shall –

- (a) undergo a skills test with a Grade C, B or A-instructor with the appropriate type or class rating wherein a high standard of vital action drill shall be required;

- (b) with the examiner at the dual controls, or under direct supervision in the case of a single-seater aeroplane perform at least 3 take-offs and 3 landings and any other exercise considered necessary; and
- (c) pass the technical examinations as prescribed in Document SA-CATS-FCL 62.”.

Amendment of regulation 62.04.7 of the regulations

30. Regulation 62.04.7 is herewith amended by addition after sub-regulation (2) of the following sub-regulation:

“(3) An applicant for the issuing of a class rating for conventional microlight aeroplanes shall have completed not less than 500 hours’ flight time as a pilot of a conventional microlight aeroplane, and hold at least five type ratings by name for conventional microlight aeroplanes.”.

Amendment of regulation 62.04.9 of the regulations

31. Regulation 62.04.9 is herewith amended by –

- (a) the substitution in sub-regulation (1) for the words preceding sub-paragraph (i) of paragraph (b) of the following words:

“(b) within controlled airspace unless –“;

- (b) the substitution in sub-regulation (1) for sub-paragraph (iv) of paragraph (b) of the following sub-paragraph:

“(iv) while within an aerodrome traffic zone, the appropriate radio position reporting procedure is complied with.”.

Amendment of regulation 62.04.10 of the regulations

32. Regulation 62.04.10 is herewith amended by the substitution for sub-paragraph (ii) of paragraph (a) of the following sub-paragraph:

“(ii) has passed a skills test with an appropriately rated flight instructor within the three months immediately preceding the intended flight; and;”.

Substitution of heading to Subpart 5 of Part 62 of the regulations

33. The following heading is herewith substituted for the heading to Subpart 5 of Part 62 of the Regulations:

“REQUIREMENTS FOR THE ISSUE OF A CLASS RATING OR TYPE RATING BY NAME FOR WEIGHT-SHIFT CONTROLLED MICROLIGHT AEROPLANES”.

Amendment of regulation 62.05.1 of the regulations

34. Regulation 62.05.1 is herewith amended by the substitution for the words preceding paragraph (a) and of paragraph (a) of the following words and paragraph:

“62.05.1 For the applicant for, or the holder of, a recreational pilot licence to be issued with a type rating by name for weight-shift controlled microlight aeroplanes, he or she shall –

- (a) hold at least a valid restricted certificate of proficiency in radiotelephony (aeronautical);”.

Amendment of regulation 62.05.2 of the regulations

35. Regulation 62.05.2 of the regulations is herewith amended by the substitution for sub-regulations (1) and (2) of the following sub-regulations:

“62.05.2 (1) An applicant for the issuing of an initial type rating by name for weight-shift controlled microlight aeroplanes shall have completed not less than 25 hours flight time as a pilot of a weight-shift controlled microlight aeroplane, of which at least 15 hours shall be solo flight time, and which shall include –

- (a) one dual cross-country flight and one solo cross-country flight, each of a duration of not less than 90 minutes flown at normal cruising speed; and
- (b) one dual cross-country flight of a duration of not less than 90 minutes flown at normal cruising speed and which includes a full stop landing at a point other than the point of departure.

(2) Notwithstanding the provisions of sub-regulation (1), in the case of an applicant with extensive experience as the holder of a pilot licence, issued in terms of Part 61, or the holder of a class rating or type rating by name for

conventional microlight aeroplanes, the hour requirements and the cross-country requirements may be relaxed at the discretion of the flight instructor who conducts the skill test, referred to in regulation 62.05.5. The dual instruction hour requirement may also be reduced in the case of an applicant with extensive experience of hang-gliding.”.

Substitution of regulation 62.05.3 of the regulations

36. The following regulation is herewith substituted for regulation 62.05.3 of the regulations:

“Training

62.05.3 An applicant for the issuing of an initial type rating by name for weight-shift controlled microlight aeroplanes shall have successfully completed the appropriate training as prescribed in Document SA-CATS-FCL 62.”.

Substitution of regulation 62.05.4 of the regulations

37. The following regulation is herewith substituted for regulation 62.05.4 of the regulations:

“Theoretical knowledge examination

62.05.4 (1) An applicant for the issuing of an initial type rating by name for weight-shift controlled microlight aeroplanes shall have passed the appropriate written examination as prescribed in Document SA-CATS-FCL 62.

(2) Notwithstanding the provisions of sub-regulation (1), in the case of an applicant with extensive experience as the holder of a pilot licence, issued in terms of Part 61, or the holder of a class or type rating for conventional controlled microlight aeroplanes or gyroplanes, the applicant may be given credit for any theory at the discretion of the testing instructor.

(3) Notwithstanding the provisions of sub-regulation (2), the theoretical knowledge examination, “principles of flight” for weight-shift microlight aeroplanes must be written by aeroplane pilots licensed in terms of Part 61, pilots of conventionally controlled microlight aeroplanes and gyroplane pilots seeking endorsement for weight-shift microlight aeroplanes.”.

Amendment of regulation 62.05.5 of the regulations

38. Regulation 62.05.5 of the regulations is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) An applicant for the issuing of a type rating by name for weight-shift controlled microlight aeroplanes shall have demonstrated to the holder of a Grade B or Grade A weight-shift controlled microlight aeroplane flight instructor rating, the ability to perform, as pilot-in-command of a weight-shift controlled microlight aeroplane, the procedures and manoeuvres as prescribed in Document SA-CATS-FCL 62, with a degree of competency appropriate to the privileges granted to the holder of a recreational pilot licence.”.

Amendment of regulation 62.05.6 of the regulations

39. Regulation 62.05.6 is herewith amended by –

- (a) the numbering of the existing sub-regulation as sub-regulation (1);
- (b) the substitution for the words preceding paragraph (a) of the following words:

“An application for the issuing of a type rating by name or a class rating for weight-shift controlled microlight aeroplanes shall –“;

- (c) by the substitution in paragraph (b) for sub-paragraph (i) of the following sub-paragraph:

“(i) valid licence reference number or a valid application for the issue of such licence;”;

- (d) and the addition after the current sub-regulation of the following sub-regulation:

“(2) An applicant for the issue of an additional type rating by name for weight-shift controlled microlight aeroplanes shall –

- (a) undergo a skills test with a Grade C, B or A-instructor with the appropriate type or class rating wherein a high standard of vital action drill shall be required;
- (b) with the instructor at the dual controls, or under direct supervision in the case of a single-seater aeroplane perform at least 3 take-offs and 3 landings and any other exercise considered necessary; and
- (c) pass the technical exams as prescribed in Document SA-CATS-FCL 62.”.

Amendment of regulation 62.05.7 of the regulations

40. Regulation 62.05.7 is herewith amended by the addition of the following sub-regulations after sub-regulation (2):

“(3) An applicant for the issuing of a class rating for weight-shift controlled microlight aeroplanes shall have completed not less than 500 hours flight time as a pilot of a weight-shift controlled microlight aeroplane, and hold at least five type ratings by name for weight-shift controlled microlight aeroplanes.

(4) The Commissioner, or the organisation designated for the purpose in terms of Part 149, as the case may be, shall issue a type rating by name or a class rating for weight-shift controlled microlight aeroplanes if the applicant complies with the requirements referred to in regulation 62.05.6.

(5) A type rating by name and a class rating for weight-shift controlled microlight aeroplanes shall be issued in the format prescribed in Document SA-CATS-FCL 62.

(6) An applicant for the issuing of a class rating for weight-shift controlled microlight aeroplanes shall have completed not less than 500 hours flight time as a pilot of a weight-shift controlled microlight aeroplane, and hold at least five type ratings by name for weight shift controlled microlight aeroplanes.”.

Amendment of regulation 62.05.10 of the regulations

41. Regulation 62.05.10 is herewith amended by the substitution in paragraph (a) for sub-paragraph (ii) of the following sub-paragraph:

“(ii) has passed a skills test with an appropriately rated flying instructor within the three months immediately preceding the intended flight; and;”.

Amendment of regulation 62.08.1 of the regulations

42. Regulation 62.08.1 is herewith amended by the substitution for sub-regulation (4) of the following sub-regulation:

“(4) The applicant for the paraglider tandem rating shall –

- (a) have held a paraglider rating for at least 24 months;
- (b) be the holder of a sport class rating;
- (c) hold an appropriate medical fitness certificate, as prescribed in Document SA-CATS-FCL 62; and
- (d) have acquired the experience prescribed in regulations 62.08. 2.

Amendment of regulation 62.08.9 of the regulations

43. Regulation 62.08.9 is herewith amended in sub-regulation (4) by the addition of the following paragraph:

“(c) act as an assistant to recreational flight instructor (paraglider).”.

Amendment of regulation 62.09.1 of the regulations

44. Regulation 62.09.1 is herewith amended by –

(a) the substitution in sub-regulation (1) for paragraph (b) of the following paragraph:

“(b) hold at least a valid Class 4 medical certificate issued in terms of Part 67;”;

(b) the addition after sub-regulation (3) of the following sub-regulation:

“(4) Notwithstanding the provisions of sub-regulation (1), where a recreational flight instructor rating is to be endorsed only for the category hang-glider or paraglider, the applicant shall complete and submit instead a medical fitness certificate, as prescribed in Document SA-CATS-FCL 62.”.

Amendment of regulation 62.09.2 of the regulations

45. Regulation 62.09.2 is herewith amended by –

(a) the substitution for paragraph (a) of the following paragraph:

“(a) in the case of the holder of a type or class rating for conventional or weight-shift controlled microlight aeroplanes or a type rating for light sport aeroplanes –

(i) for a Grade C recreational flight instructor rating (microlight aeroplane): at least 5 hours of practical flight instruction pater and 2 hours of lecture pater and not less than 200 hours of flight time of which at least 100 hours shall be on a microlight or light sport aeroplane in the applicable category;

(ii) for a Grade B recreational flight instructor rating: at least six months experience as a Grade C microlight or light sport aeroplane flight instructor and not less than 200 hours of

flight instruction time, of which at least 100 hours of flight instruction time shall be on a microlight or light sport aeroplane in the applicable category;

- (iii) for a Grade A recreational flight instructor rating: at least three years experience as a Grade B microlight or light sport aeroplane flight instructor and not less than 500 hours of flight instruction time, of which at least 300 hours of flight instruction times shall be on a microlight or light sport aeroplane in the applicable category;”;

(b) by the substitution for paragraph (c) of the following paragraph:

“(c) for a recreational flight instructor Grade A, B, or C (paragliding) –

- (i) have paraglider flight experience for at least two years;
- (ii) have been the holder of the Sport Class rating for at least twelve months;
- (iii) have logged at least 300 flights and 100 hours flight time; and
- (iv) comply with requirements detailed in document SA-CATS-FCL 62;”.

Amendment of regulation 62.09.5 of the regulations

46. Regulation 62.09.5 is herewith amended by –

- (a) the substitution in sub-regulation (2) for sub-paragraph (i) of paragraph (a) of the following sub-paragraph:

“(i) for Grade C, Grade B or Grade A, the holder of a Grade A recreational flight instructor rating (microlight aeroplane);”;

- (b) the deletion in sub-regulation (2) of paragraphs (d) and (f);

- (c) the substitution in sub-regulation (2) for paragraph (g) of the following paragraph:

“(g) in the case of a recreational flight instructor (paraglider, motorised paraglider, motorised paratrike):

- (i) for a Grade C rating, two holders of a Grade B recreational flight instructor rating (paraglider, motorised paraglider, motorised paratrike, as applicable);
 - (ii) for a Grade B rating, the holder of a Grade A recreational flight instructor rating (paraglider, motorised paraglider, motorised paratrike, as applicable);
 - (iii) for a Grade A rating, a designated examiner with a paraglider, motorised paraglider, motorised paratrike, as the case may be;”;
- (d) the addition in sub-regulation (2) after paragraph (g) of the following paragraph:
- “(h) in the case of a recreational flight instructor (light sport aeroplane): the holder of an instructor rating with designated examiner status, as prescribed in subpart 62.15.”.

Amendment of regulation 62.09.6 of the Regulations

47. Regulation 62.09.6 of the Regulations is herewith amended by the substitution for paragraph (a) of the following paragraph:

“(a) a valid licence reference number, held by the applicant;”.

Amendment of regulation 62.09.8 of the Regulations

48. Regulation 62.09.8 of the Regulations is herewith amended by –

- (a) the substitution for paragraphs (a), (b) and (c) of the following paragraphs:
- “(a) in the case of a Grade C recreational flight instructor (microlight aeroplane or light sport aeroplane), under direct supervision by a Grade B or Grade A-instructor –
- (i) to conduct *ab initio* training on only those aircraft for which he or she holds an instructor conversion on type as per Document SA-CATS-FCL 62;
 - (ii) to conduct additional type conversion training for the holder of a recreational pilots licence or instructors rating
 - (iii) give lectures;
- (b) in the case of a Grade B recreational flight instructor (microlight aeroplane or light sport aeroplane) –

- (i) to exercise the privileges of a Grade C recreational flight instructor (microlight aeroplane or light sport aeroplane);
 - (ii) to authorise the holder of a microlight aeroplane learner's certificate for his or her first solo flight;
 - (iii) to conduct flight tests for the issuing of a type or class rating for which he or she holds the appropriate category and type or class rating;
 - (iv) mark examinations;
 - (v) sign application forms and certificates of competency;
 - (vi) supervise Grade C-instructors;
 - (vii) in the case of microlight aeroplanes: may apply for a class rating (microlight aeroplane) for instruction on obtaining a B-grade rating if he or she is the holder of instructor type ratings on at least 5 microlight types and has a minimum of 300 hours of instruction on microlight aeroplanes;
- (c) in the case of a Grade A recreational flight instructor (microlight aeroplane) –
- (i) to exercise the privileges of a Grade B recreational flight instructor (microlight aeroplane);
 - (ii) to conduct the training (including patten training) and undertake the duties in conducting the skills test required for a Grade A, Grade B or Grade C recreational flight instructor (microlight aeroplane);
 - (iii) to undertake the duties in conducting the skills test as prescribed in regulation 62.14.06;
- (b) the deletion of paragraphs (g) and (i); and
- (c) the addition after paragraph (i) of the following paragraph:
- “(j) in the case of a Grade A recreational flight instructor (light sport aeroplane) –
- (i) to exercise the privileges of a Grade B recreational flight instructor (light sport aeroplane);
 - (ii) to conduct the training (including patten training) required for a Grade C, Grade B or Grade A recreational flight instructor (light sport aeroplane);
 - (iii) to conduct the training required for other special ratings.

Substitution of regulation 62.09.9 of the Regulations

49. The following regulation is herewith substituted for regulation 62.09.9 of the Regulations:

“Period of validity

62.09.0 A recreational flight instructor rating shall be valid for a period of three years, calculated from the end of the month following the date of issue, reissue or upgrade, or from the date of expiry of the rating if such rating is revalidated in accordance with the provisions of regulation 62.09.10”.

Amendment of regulation 62.09.10 of the Regulations

50. Regulation 62.09.10 of the Regulations is herewith amended by the substitution in paragraph (a) for sub-paragraph (i) of the following sub-paragraph:

“(i) have attended a flight instructor refresher course as prescribed in Document SA-CATS-FCL 62 within the two years immediately preceding he date of expiring of such rating; and”.

Amendment of regulation 62.09.11 of the Regulations

51. Regulation 62.09.11 of the Regulations is herewith amended by the substitution in sub-regulation (2) for paragraph (a) of the following paragraph:

“(a) within the twelve months immediately preceding the application attended a flight instructor refresher course as prescribed in Document SA-CATS-FCL 62; and;”.

Amendment of regulation 62.10.1 of the Regulations

52. Regulation 62.10.1 of the Regulations is herewith amended by the substitution in sub-regulation (2) for paragraph (b) of the following paragraph:

“(b) in the case of a Class II test pilot rating or a Class III post-maintenance test flight rating, if the applicant is the holder of a recreational pilot licence, the requirement for a medical certificate shall be as prescribed in regulation 62.01.10.”.

Amendment of regulation 62.10.2 of the Regulations

53. Regulation 62.10.2 of the Regulations is herewith amended by the substitution for sub-regulations (2) and (3) of the following sub-regulations:

“(2) Where a Class I test pilot rating has been issued to the holder of a recreational pilot licence, the privileges of the rating may be exercised only in a non-type certificated aircraft for which he or she holds a valid category rating.

(3) Where a Class II test pilot rating or a Class III post-maintenance test flight rating has been issued to the holder of a recreational pilot licence, the privileges may be exercised only in a non-type certificated aircraft for which he or she holds a valid category rating, class rating or type rating.”.

Substitution of heading to subpart 11 of the Regulations

54. The following heading is herewith substituted for the heading to subpart 11 of the Regulations:

“SUBPART 11: REQUIREMENTS FOR THE ISSUE OF MICROLIGHT AND LIGHT SPORT AEROPLANE TUG AND TOW RATINGS”

Amendment of regulation 62.11.1 of the Regulations

55. Regulation 62.11.1 of the Regulations is herewith amended by the substitution for the words preceding paragraph (a) and paragraph (a) of the following words and paragraph:

“An applicant for the issuing of a conventional microlight aeroplane or light sport aeroplane tug or tow rating shall –

- (a) be the holder of a valid aeroplane pilot licence issued under Part 61 of these Regulations, or a recreational pilot licence issued in terms of this Part, endorsed for the category conventional microlight aeroplanes or light sport aeroplanes and with the appropriate class rating or type rating for the tug aeroplane to be used;”.

Substitution of regulation 62.11.2 of the Regulations

56. The following regulation is herewith substituted for regulation 62.11.5 of the Regulations:

“Experience

62.11.2 (1) An applicant for a microlight aeroplane or light sport aeroplane tug or tow rating shall have acquired on conventional microlight aeroplanes or light sport aeroplanes in the category for which the tug or tow rating is sought, at least 100 hours as pilot-in-command.

(2) Notwithstanding the provisions of sub-regulation (1), the hour requirement may be reduced to 50 hours as pilot-in-command of a microlight aeroplane or light sport aeroplane if the applicant is the holder of –

- (a) a valid tug pilot rating issued in terms of Part 61 and is the holder of a valid pilot licence with the applicable microlight aeroplane class rating or type rating or light sport aeroplane type rating.”.

Substitution of regulation 62.11.3 of the Regulations

57. The following regulation is herewith substituted for regulation 62.11.3 of the Regulations:

“Training

62.11.3 An applicant for a microlight aeroplane or light sport aeroplane tug or tow rating shall complete successfully under supervision of an appropriately-rated flight instructor or a person designated for the purpose in writing by the Commissioner or an organisation designated for the purpose in terms of Part 149, as the case may be, a minimum of 10 aero-tows.”.

Substitution of regulation 62.11.4 of the Regulations

58. The following regulation is herewith substituted for regulation 62.11.4 of the Regulations:

“Theoretical knowledge examination

62.11.4 An applicant for a microlight aeroplane or light sport aeroplane tug or tow rating shall have passed the appropriate written examination as prescribed in Document SA-CATS-FCL 62.”.

Substitution of regulation 62.11.5 of the Regulations

59. The following regulation is herewith substituted for regulation 62.11.5 of the Regulations:

“Skills test

62.11.5 An applicant for a microlight aeroplane or light sport aeroplane tug or tow rating shall within the 30 days immediately preceding the date of application have demonstrated to an appropriately-rated flight instructor or a person designated for the purpose in writing by the Commissioner or an organisation designated for the purpose in terms of Part 149, as the case may be, the ability to satisfactorily execute the skills as prescribed in Document SA-CATS-FCL 62.”.

Insertion of regulation 62.11.5A in the Regulations

60. The following regulation is herewith inserted after regulation 62.11.5 of the Regulations:

“Hang-gliding tug endorsement

62.11.5A (1) No pilot with a tug rating for conventional microlights may tow a hang-glider without a valid hang-gliding tug endorsement issued by the Commissioner or the organisation designated for the purpose in terms of Part 149, as the case may be.

(2) For a hang-gliding tug endorsement, the pilot will be required to demonstrate at least 10 hang-gliding tugs, of which 5 will be in moderately thermic conditions.

(3) A pilot with a tug rating hang-gliding endorsement may tow a hang-glider, provided the pilot of the hang-glider is the holder of a valid recreational pilot licence in the category hang-gliders with a valid aero-tow rating.

(4) A hang-gliding tug endorsement may be obtained independently of the tug rating, but the holder of a hang-gliding tug endorsement may not tow anything other than a hang-glider.”.

Substitution of regulation 62.11.6 of the Regulations

61. The following regulation is herewith substituted for regulation 62.11.6 of the Regulations:

“Application

62.11.6 An applicant for a microlight aeroplane or light sport aeroplane tug or tow rating shall submit together with his or her application a certificate, signed by an appropriately-rated flight instructor, confirming that the applicant has passed the theoretical knowledge examination and skills test, referred to in regulations 62.11.4 and 62.11.5 respectively, and is considered to be fit to act as pilot-in-command of a microlight aeroplane while towing.”

Substitution of regulation 62.11.7 of the Regulations

61. The following regulation is herewith substituted for regulation 62.11.7 of the Regulations:

“Issuing

62.11.7 The Commissioner or the organisation designated for the purpose in terms of Part 149, as the case may be, shall endorse the applicant’s pilot licence with the tug or tow rating if the applicant complies with the requirements prescribed in 62.11.1.”

Substitution of regulation 62.11.8 of the Regulations

62. The following regulation is herewith substituted for regulation 62.11.8 of the Regulations:

“Privileges and limitations

62.11.8 The holder of a pilot licence in the category microlight aeroplanes or light sport aeroplanes endorsed with the tug or tow rating shall be entitled to act as pilot-in-command of a conventional microlight aeroplane or light sport aeroplane of the appropriate type by name or in the appropriate class while towing.”

Amendment of regulation 62.14.1 of the Regulations

63. Regulation 62.14.1 of the Regulations is herewith amended by the substitution for sub-regulation (4) of the following regulation:

“(4) The requirements for a Part 96 authorisation, as applicable to the aircraft types which may be operated by a pilot licensed in terms of Part 62, are set out in this Subpart: Provided that this Subpart shall not apply to operations of paragliders, hang-gliders, or the powered versions thereof.”.

Amendment of regulation 62.14.3 of the Regulations

64. Regulation 62.14.3 of the Regulations is herewith amended by the substitution for paragraph (a) of the following paragraph:

- “(a) in the case of the category microlight aeroplanes and light sport aeroplanes –
- (i) have 200 hours flight time as pilot of a microlight or light sport aeroplane, as the case may be, of which not less than 150 hours shall be as pilot-in-command; or
 - (ii) have 100 hours as pilot-in-command of an aeroplane with a maximum certificated mass of 5 700 kg or less and at least 100 hours as pilot-in-command of an aeroplane in the same category for which Part 96 authorisation is sought.”.

Amendment of regulation 62.14.10 of the Regulations

65. Regulation 62.14.10 of the Regulations is herewith amended by the substitution in sub-regulation (1) for paragraph (b) of the following paragraph:

“(b) act as pilot-in-command for remuneration in Part 96 operations in any production-built aircraft, including a microlight or light sport aeroplane, or any gyroplane with a maximum all-up mass of 2 000 kg, for which he or she holds a valid category rating, class rating, or type rating.”.

Insertion of subpart 15 of Part 62 in the Regulations

66. The following subpart is herewith inserted in Part 62 after Subpart 14:

“SUBPART 15 REQUIREMENTS FOR THE DESIGNATION OF EXAMINERS (DE)”

Categories of designated flight examiners

62.15.1 (1) Designation of examiners may be in one or more of the following categories:

- (a) Conventional microlight aeroplane examiner;
- (b) Weight-shift controlled microlight aeroplane examiner;
- (c) Gyroplane examiner; and
- (d) Light sport aeroplane examiner.

(2) Examiners may be designated in more than one of the aircraft categories, referred to in sub-regulation (1), provided that they meet the qualification and experience requirements set out in this Subpart for each of the aircraft categories for which designation is sought.

(3) (a) To provide for exceptional circumstances, the Commissioner or the organisation approved for the purpose in terms of Part 149, as the case may be, may on written application, approve a national of a Contracting State to act as an official flight examiner, for a period not exceeding 12 months, for the purpose of renewals, class and initial type ratings, where no suitably qualified South African designated examiner is available.

(b) The official flight examiner referred to in paragraph (a) shall comply with the validation requirements of regulation 61.01.14 of these Regulations.

(4) The Commissioner or the organisation approved for the purpose in terms of Part 149, as the case may be, shall issue the designation referred to in sub-regulation (3) in writing, subject to the payment of the applicable fee as prescribed in Part 187.

(5) In order to be considered for the designation, an applicant shall meet at least the following minimum experience and qualification levels:

- (a) hold the equivalent examiner designation, or qualifications as those prescribed in Regulation 62.15.2 issued by the appropriate authority of a Contracting State acceptable to the Commissioner; or
- (b) hold at least a valid recreational pilot instructor rating Grade A or equivalent; and
- (c) have accumulated not less than 1 500 flying hours, of which at least

—

- (i) 1000 hours shall be flight time on category; and
- (ii) 50 hours on type.

Requirements

62.15.2 (1) An applicant for designated examiner shall –

- (a) be at least 21 years of age;
- (b) be currently active in the field of aviation for which the designation is sought; and
- (c) hold at least a valid recreational instructors rating Grade A in the category for which designated examiner status is sought for a minimum of 5 years; or
- (d) hold a Commercial Pilot Licence issued in terms of Part 61 with at least an Instructor Grade II rating; and
- (e) have accumulated in aeroplanes not less than 1 500 flying hours, of which at least 500 hours shall be in the category for which designation is sought.

Application

62.15.3 (1) An application for designation as a designated examiner shall be made to the Commissioner or to the organisation approved for the purpose in terms of Part 149, as the case may be, on the form prescribed in Document SA-CATS-FCL 62 and be accompanied by –

- (a) the original or certified copy of the two most recent pages of the applicant's flying logbook indicating flying experience;
- (b) proof of holding the required valid licence and rating;
- (c) a complete summary of all flying experience and ratings;
- (d) a letter to motivate the reasons why the applicant believes he or she should be considered for designation; and
- (e) the applicable fee as prescribed in Part 187.

Issuing of designation

62.15.4 (1) The Commissioner or the organisation approved for the purpose in terms of Part 149, as the case may be, may designate a person as a designated examiner if the applicant –

- (a) meets the requirements prescribed in this Subpart;
- (b) has a good record as a pilot and as flight instructor as far as safety and adherence to these regulations are concerned; and
- (c) signs an undertaking to abide by the code of conduct for designated examiners as prescribed in Document SA-CATS-FCL 62.

(2) The designation as examiner shall be issued by the Commissioner or the organisation approved for the purpose in terms of Part 149, as the case may be, on the form prescribed in Document SA-CATS-FCL 62, indicating the period for which the designation is valid, its category, and any endorsements, restrictions or limitations that may apply.

(3) Where designation is refused, the Commissioner or the organization approved for the purpose in terms of Part 149, as the case may be, shall supply the applicant, the reasons for the refusal in writing, within 30 days.

Period of validity

62.15.5 Designation as examiner is issued for a maximum period of 36 months from the date of appointment.

Redesignation and reissue

62.15.6 (1) Applications for re-designation or re-issue shall be made every 36 months on the form prescribed in Document SA-CATS-FCL 62, to the Commissioner or the organisation approved for the purpose in terms of Part 149, as the case may be, not less than 30 days prior to the beginning of the month in which the designation expires, and must be accompanied by the fee prescribed in Part 187.

(2) Submission of such application does not automatically entitle the applicant to continue to exercise the privileges of a designated examiner after the expiry date.

Designation, Oversight, Suspension and Withdrawal

62.15.7 (1) A designated examiner is designated to conduct tests or checks on behalf of the Commissioner.

(2) The Commissioner or the organization approved for the purpose in terms of Part 149, as the case may be, shall exercise oversight in respect of designated examiners for the purposes of maintenance of flight and safety standards.

(3) The Commissioner or the organisation approved for the purpose in terms of Part 149, as the case may be, may suspend or withdraw at any time a designation of a designated examiner where there is reasonable grounds to suspect misconduct, which could lead to the compromising of flight safety.

(4) The Commissioner or the organization approved for the purpose in terms of Part 149, as the case may be, shall provide in writing reasons for the suspension or withdrawal of a designation referred to in sub-regulation (3).

Privileges and limitations

62.15.8 The Commissioner or the organization approved for the purpose in terms of Part 149, as the case may be, shall determine the privileges and limitations of a designated examiner dependent upon the applicant's qualifications, recent and total flight experience and shall indicate these privileges and limitations on the certificate issued."

Insertion of Subpart 16 of Part 62 in the Regulations

67. The following subpart is herewith inserted in Part 62 after Subpart 15:

**"SUBPART 16: REQUIREMENTS FOR THE ISSUE OF A TYPE RATING BY
 NAME FOR LIGHT SPORT AEROPLANES**

General

62.16.1 An applicant for the issuing of a type rating by name for light sport aeroplanes shall –

- (a) hold at least a valid restricted certificate of proficiency in radiotelephony (aeronautical);

- (b) have acquired the experience referred to in regulation 62.16.2;
- (c) have successfully completed the training referred to in regulation 62.16.3;
- (d) have passed the theoretical knowledge examination referred to in regulation 62.16.4; and
- (e) have successfully passed the skills test referred to in regulation 62.16.5.

Experience

62.16.2 (1) An applicant for the issuing of a type rating by name for light sport aeroplanes shall have completed not less than 35 hours flight time as a pilot of a light sport aeroplane, of which at least 15 hours shall be solo flight time, and which shall include –

- (a) one dual cross-country flight and one solo cross-country flight each of at least three legs and of a duration of not less than 90 minutes flown at normal cruising speed; and
- (b) one dual cross-country flight of at least three legs and a duration of not less than 90 minutes flown at normal cruising speed and which includes a full stop landing at a controlled airport other than the point of departure;
- (c) 3 hours of dual and 2 hours of solo circuits and landings at a controlled airport.

(2) Notwithstanding the provisions of sub-regulation (1), in the case of an applicant who is the holder of a pilot licence issued in terms of Part 61, the hour requirements and the cross-country requirements referred to in paragraph (a) of sub-regulation (1) may be relaxed at the discretion of the flight instructor who conducts the skills test, referred to in Regulation 62.16.5.

(3) Notwithstanding the provisions of sub-regulation (1), in the case of an applicant who is the holder of a recreational pilot licence with a category rating for gyroplanes or microlight aeroplanes, the cross-country requirements referred to in paragraph (a) of sub-regulation (1) may be relaxed at the discretion of the flight instructor who conducts the skills test, referred to in Regulation 62.16.5.

Training

62.16.3 An applicant for the issuing of a type rating by name for light sport aeroplanes shall have successfully completed the appropriate training as prescribed in Document SA-CATS-FCL 62.

Theoretical knowledge examination

62.16.4 (1) An applicant for the issuing of a type rating by name for light sport aeroplanes shall have passed the appropriate written examination as prescribed in Document SA-CATS-FCL 62.

(2) Notwithstanding the provisions of sub-regulation (1), in the case of an applicant who is the holder of a pilot licence, issued in terms of Part 61, the applicant may be given credit for any theory at the discretion of the testing instructor.

(3) Notwithstanding the provisions of sub-regulation (1), in the case of an applicant who is the holder of a recreational pilot licence endorsed for the category microlight aeroplanes or gyrocopters, the applicant may be given credit for any theory at the discretion of the testing instructor; provided that the "Principles of Flight" and "Air Law" theoretical knowledge examinations must be written.

Skills test

62.16.5 (1) An applicant for the issuing of an initial type rating by name for light sport aeroplanes shall have demonstrated to the holder of a Grade B or Grade A light sport aeroplane flight instructor rating, or a flight instructor appropriately rated in terms of Part 61, the ability to perform, as pilot-in-command of a light sport aeroplane, the procedures and manoeuvres as prescribed in Document SA-CATS-FCL 62, with a degree of competency appropriate to the privileges granted to the holder of a recreational pilot licence.

(2) The applicant shall undergo the skills test referred to in sub-regulation (1) within the 12 months of passing the theoretical knowledge examination referred to in Regulation 62.16.4 and within the 60 days immediately preceding the date of application.

Crediting of flight time

62.16.6 The holder of a glider pilot licence, or of a recreational pilot licence endorsed for the category microlight aeroplane or gyroplane, shall be entitled to be credited with not more than 25 hours' flight time acquired in a glider, microlight aeroplane or gyroplane, as the case may be, towards the total flight time experience prescribed for the issuing of a recreational pilot licence endorsed for the category light sport aeroplane.

Additional type ratings by name for light sport aeroplanes

62.16.7 An applicant for the issue of an additional type rating by name for light sport aeroplanes shall –

- (a) undergo a skills test with a Grade C, B or A-instructor with the appropriate type rating as prescribed in Document SA-CATS-FCL 62;
- (b) with the examiner at the dual controls perform at least 5 take-offs and 5 landings and any other exercise considered necessary
- (c) pass the technical exams as prescribed in Document SA-CATS-FCL 62.

Application

62.16.8 An application for the issuing of type rating by name for light sport aeroplanes shall –

- (a) be made to the Commissioner or to the organisation, designated for the purpose in terms of Part 149, as the case may be, on the appropriate form as prescribed in Document SA-CATS-FCL 62; and
- (b) be accompanied by –
 - (i) a valid application for the issue of such licence;
 - (ii) certified proof that the requirements prescribed in Regulation 62.16.1 or 62.16.7 if applicable, have been complied with;
 - (iii) the appropriate fee as prescribed in terms of Part 187 or by the organisation designated for the purpose in terms of Part 149, as the case may be, provided that the fees set by the latter may not exceed those prescribed in Part 187.

Issuing

62.16.9 (1) The Commissioner, or the organisation designated for the purpose in terms of Part 149, as the case may be, shall issue a type rating by name for light sport aeroplanes if the applicant complies with the requirements referred to in regulation 62.16.8.

(2) A type rating by name for light sport aeroplanes shall be issued in the format prescribed in Document SA-CATS-FCL 62.

Period of validity

62.16.10 A type rating by name for light sport aeroplanes shall be valid for as long as the recreational pilot licence itself remains valid, with the proviso that the privileges of the type rating shall not be exercised by the holder thereof unless he or she complies with the provisions of regulation 62.16.12.

Privileges and limitations

62.16.11 (1) The holder of a type rating by name for light sport aeroplanes shall be entitled to act as pilot-in-command of the light sport aeroplane for which he or she is rated by name, provided it is not operated for the provision of an air service –

- (a) within Class F and Class G airspace;
- (b) within controlled airspace, unless –
 - (i) prior permission has been obtained from the responsible air traffic service unit to enter such airspace;
 - (ii) such two-way radio communication as the said unit may require, is established;
 - (iii) continuous radio watch is maintained; and
 - (iv) while within an aerodrome traffic zone, the appropriate radio position reporting procedure is complied with.

(2) Notwithstanding the provisions of sub-regulation (1) –

- (a) the holder of a type rating by name for light sport aeroplanes may exercise the privileges of his or her rating for remuneration in an aircraft operated in terms of Part 96, provided he or she is the holder of a valid Part 96 authorisation issued in terms of Subpart 14 of this Part.

Maintenance of competency

62.16.12 The holder of a type rating by name for light sport aeroplanes shall not act as pilot-in-command of a light sport aeroplane unless he or she –

- (a) has acted as pilot-in-command of a light sport aeroplane for a minimum of 5 hours in the 12 months immediately preceding the intended flight and such minimum flight time may include flights undertaken by the pilot whilst receiving training appropriate to the type of light sport aeroplane; or
- (b) has passed a skills test with an appropriately-rated flight instructor within the three months immediately preceding the intended flight; and
- (c) if transporting a passenger, has within the 90 days immediately preceding the flight on which such passenger is to be transported, as pilot-in-command executed not less than three take-offs and three landings in a light sport aeroplane.”.

Amendment of Part 64 of the Regulations

68. Part 64 of the Regulations is herewith amended by the substitution for the expression “Document SA-CATS-FCL” whenever it occurs of the expression “Document SA-CATS-FCL 64”.

Amendment of regulation 64.01.9 of the Regulations

69. Regulation 64.01.9 of the Regulations is herewith amended by –

- (a) the substitution for sub-regulation (2) of the following sub-regulation:

“(2) The privileges referred to in sub-regulation (1) shall be exercised and performed according to the conditions, rules, requirements, procedures or standards as prescribed in Document SA-CATS-FCL 64.”.

- (b) the renumbering of the current sub-regulation (4) as sub-regulation (3).
- (c) the insertion of the following sub-regulation after sub-regulation (3):

“(4) A designated testing standards officer or inspector shall conduct surveillance over the activities of an examiner on an annual basis, as prescribed in Document SA-CATS-FCL 64.”.

Insertion of regulation 64.01.9A in the Regulations

70. The following regulation is hereby inserted in the Regulations after regulation 64.01.9:

“Designation of instructors

64.01.09A (1) The Commissioner may, subject to the provisions of section 4 (2) and (3) of the Act, designate an instructor to conduct safety and emergency training for cabin crew.

(2) The privileges referred to in sub-regulation (1) shall be exercised and performed according to the conditions, rules, requirements, procedures or standards as prescribed in Document SA-CATS-FCL 64.

(3) The application to be considered for designation as referred to in sub-regulation (1) shall be made as prescribed in Document SA-CATS-FCL 64.

(4) A designated testing standards officer or inspector shall conduct surveillance over the activities of an instructor on an annual basis, as prescribed in Document SA-CATS-FCL 64.”

Amendment of regulation 64.01.12 of the Regulations

71. Regulation 64.01.12 of the Regulations is herewith amended by –

(a) the substitution for sub-regulations (2) and (3) of the following sub-regulations:

“(2) The application for a validation, referred to in sub-regulation (1), shall be accompanied by –

- (a) the documents listed in Document SA-CATS-FCL 64; and
- (b) the appropriate fee, as prescribed in Part 187.

(3) A licence, rating or competency card, issued by an appropriate authority, may be validated by the Commissioner –

- (a) if the Commissioner is of the opinion that the standard of such licence, rating or competency card is equivalent to, or higher than, the standard prescribed in this Part for the issuing of a cabin crew licence;

- (b) subject to the same restrictions that apply to the licence, rating or competency card to be validated; and
- (c) subject to such additional conditions and limitations as the Commissioner may consider necessary in the interests of aviation safety.”.

(b) the insertion of the following sub-regulation after sub-regulation (3):

“(3A) The Commissioner may, to ensure compatibility with the standards prescribed in this Part for the issuing of a cabin crew licence, require the applicant –

- (a) to undergo bridging training and prescribe the extent of such training on an individual basis; and
- (b) to undergo further assessment of competency.”.

Substitution of regulation 64.02.2 of the Regulations

72. The following regulation is herewith substituted for regulation 64.02.2 of the regulations:

“Training

64.02.2 (1) An applicant for the issuing of a cabin crew member licence shall have successfully completed the appropriate training as prescribed in Document SA-CATS-FCL 64.

(2) The training referred to in sub-regulation (1) shall be conducted by an instructor accredited by the Commissioner as prescribed in Document SA-CATS-FCL 64.”.

Amendment of regulation 65.03.11 of the Regulations

73. Regulation 65.03.11 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew an air traffic service assistant rating which has expired due to the lapse of the period referred to in Regulation 65.03.4 or Regulation 65.03.9, the holder of the expired rating shall apply to the Commissioner for the renewal of such expired rating.”.

Amendment of regulation 65.04.11 of the Regulations

74. Regulation 65.04.11 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew an air traffic service assistant (coordinator) rating which has expired due to the lapse of the period referred to in Regulation 65.04.4 or in Regulation 65.04.9, the holder of the expired rating shall apply to the Commissioner for the renewal of such expired rating.”.

Amendment of regulation 65.05.11 of the Regulations

75. Regulation 65.05.11 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew an air traffic service assistant (clearance delivery) rating which has expired due to the lapse of the period referred to in Regulation 65.05.4 or in Regulation 65.05.9, the holder of the expired rating shall apply to the Commissioner for the renewal of such expired rating.”.

Amendment of regulation 65.06.11 of the Regulations

76. Regulation 65.06.11 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew an air traffic service assistant (flight information service) rating which has expired due to the lapse of the period referred to in Regulation 65.06.4 or in Regulation 65.06.9, the holder of the expired rating shall apply to the Commissioner for the renewal of such expired rating.”.

Amendment of regulation 65.07.11 of the Regulations

77. Regulation 65.07.11 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew an air traffic service assistant (aerodrome flight information service) rating which has expired due to the lapse of the period referred to in Regulation 65.07.4 or in Regulation 65.07.9, the holder of the expired rating shall apply to the Commissioner for the renewal of such expired rating.”.

Amendment of regulation 65.08.11 of the Regulations

78. Regulation 65.08.11 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew an aerodrome control rating which has expired due to the lapse of the period referred to in Regulation 65.08.4 or in Regulation 65.08.9, the holder of the expired rating shall apply to the Commissioner for the renewal of such expired rating.”.

Amendment of regulation 65.09.11 of the Regulations

79. Regulation 65.09.11 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew an approach control rating which has expired due to the lapse of the period referred to in Regulation 65.09.4 or in Regulation 65.09.9, the holder of the expired rating shall apply to the Commissioner for the renewal of such expired rating.”.

Amendment of regulation 65.10.11 of the Regulations

80. Regulation 65.10.11 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew an area control rating which has expired due to the lapse of the period referred to in Regulation 65.10.4 or in Regulation 65.10.9, the holder of the expired rating shall apply to the Commissioner for the renewal of such expired rating.”.

Amendment of regulation 65.11.11 of the Regulations

81. Regulation 65.11.11 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew an approach control (radar) rating which has expired due to the lapse of the period referred to in Regulation 65.11.4 or in Regulation 65.11.9, the holder of the expired rating shall apply to the Commissioner for the renewal of such expired rating.”.

Amendment of regulation 65.12.11 of the Regulations

82. Regulation 65.12.11 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew an area control (radar) rating which has expired due to the lapse of the period referred to in Regulation 65.12.4 or in Regulation 65.12.9, the holder of the expired rating shall apply to the Commissioner for the renewal of such expired rating.”.

Substitution of regulation 65.13.5 of the regulations

83. The following regulation is herewith substituted for regulation 65.13.5 of the regulations:

“Requirements for validation of Grade One air traffic service instructor (operational) rating

65.13.5 An applicant for the validation of a Grade One air traffic service instructor (operational) rating shall have at least two years practical experience as either an air traffic controller or as an air traffic service assistant as appropriate to the rating being validated.”

Insertion of regulation 66.01.14 in the Regulations

84. The following regulation is herewith inserted in the Regulations after regulation 66.01.13:

“Logbooks

66.01.14 (1) Any person training under any aircraft trade or a holder of an AME licence shall maintain a logbook and shall record therein all work carried out on an aircraft and its components.

(2) The form of and information to be contained in a logbook referred to in sub-regulation (1), and the manner in which such logbook shall be maintained, shall be as prescribed in Document SA-CATS-AMEL.

(3) The Commissioner shall not allow any alterations of a logbook once it is signed off by a designated person.”

Amendment of regulation 66.02.9 of the Regulations

85. Regulation 66.02.9 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew a Class II aircraft maintenance engineer licence with a category A rating, the holder thereof shall, within the 24 months preceding the date of expiry of the licence, have exercised the privileges of the licence for not less than six months as –

- (a) a licensed aircraft maintenance engineer on that rating;
- (b) having supervised the maintenance of aircraft relevant to the ratings held in an executive capacity; or

- (c) having performed a technical training function relevant to the ratings held in a certificated training organization.”

Amendment of regulation 66.03.9 of the Regulations

86. Regulation 66.03.9 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew a Class II aircraft maintenance engineer licence with a category C-rating, the holder thereof shall, within the 24 months preceding the date of expiry of the licence, have exercised the privileges of the licence for not less than six months as –

- (a) a licensed aircraft maintenance engineer on that rating;
- (b) having supervised the maintenance of aircraft relevant to the ratings held in an executive capacity; or
- (c) having performed a technical training function relevant to the ratings held in a certificated training organisation.”

Amendment of regulation 66.04.9 of the Regulations

87. Regulation 66.04.9 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew a Class II aircraft maintenance engineer licence with a category W- rating, the holder thereof shall, within the 24 months preceding the date of expiry of the licence, have exercised the privileges of the licence for not less than six months as –

- (a) a licensed aircraft maintenance engineer on that rating;
- (b) having supervised the maintenance of aircraft relevant to the ratings held in an executive capacity; or
- (c) having performed a technical training function relevant to the ratings held in a certificated training organization.”

Amendment of regulation 66.05.9 of the Regulations

88. Regulation 66.05.9 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew a Class I aircraft maintenance engineer licence with a category B-rating, the holder thereof shall, within the 24 months preceding the date of expiry of

the licence, have exercised the privileges of the licence for not less than six months as –

- (a) a licensed aircraft maintenance engineer on that rating;
- (b) having supervised the maintenance of aircraft relevant to the ratings held in an executive capacity; or
- (c) having performed a technical training function relevant to the ratings held in a certificated training organization.”

Amendment of regulation 66.06.9 of the Regulations

89. Regulation 66.06.9 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew a Class I aircraft maintenance engineer licence with a category A-rating, the holder thereof shall, within the 24 months preceding the date of expiry of the licence, have exercised the privileges of the licence for not less than six months as –

- (a) a licensed aircraft maintenance engineer on that rating;
- (b) having supervised the maintenance of aircraft relevant to the ratings held in an executive capacity; or
- (c) having performed a technical training function relevant to the ratings held in a certificated training organization.”

Amendment of regulation 66.07.9 of the Regulations

90. Regulation 66.07.9 is herewith amended by the substitution for sub-regulation (1) of the following sub-regulation:

“(1) To renew a class I aircraft maintenance engineer licence with a category A-rating, the holder thereof shall, within the 24 months preceding the date of expiry of the licence, have exercised the privileges of the licence for not less than six months as –

- (a) a licensed aircraft maintenance engineer on that rating;
- (b) having supervised the maintenance of aircraft relevant to the ratings held in an executive capacity; or
- (c) having performed a technical training function relevant to the ratings held in a certificated training organization.”

Amendment of regulation 91.02.3 of the regulations

91. Regulation 91.02.3 is herewith amended by –

- (a) the substitution in sub-regulation (3) for paragraph (e) of the following paragraph:

“(e) in the case of an operation carried out in terms of Part 121, Part 127, Part 135, Part 138 or Part 141, the limitations of the flight time and duty scheme that have been approved for the operation by the Commissioner.”;

- (b) by the substitution for sub-regulation (4) of the following sub-regulation:

“(4) If a flight crew member expects his or her cumulative flight hours projected for a particular operation, to exceed the appropriate limit referred to in sub-regulation (3), the flight crew member shall inform the operator accordingly.

Substitution of regulation 91.07.26 of the Regulations

92. The following regulation is hereby substituted for regulation 91.07.26 of the Regulations:

“In-flight testing on passenger- and cargo-carrying flights

91.07.26 The owner or operator of an aircraft, when passengers or cargo are on board such aircraft, shall ensure that no person –

- (a) simulates emergency situations in the aircraft affecting the flight characteristics of such aircraft;
- (b) conducts flight testing for the initial skills test or renewal of an instrument rating;
- (c) conducts any flight or skills test other than a route proficiency test; or
- (d) conducts any skills test for a class or type rating.”.

Amendment of regulation 121.02.3 the Regulations

93. Regulation 121.02.3 is herewith amended by –

- (a) the substitution for sub-regulation (4) of the following sub-regulation:

“(4) The operator shall carry out the emergency evacuation demonstration referred to in sub-regulation (3) when a new type or variant of aeroplane or new configuration of an existing aeroplane is introduced for use and has not been

certified under a certification process acceptable to the Commissioner, as provided for in Document SA-CATS-OPS 121.”.

(b) the substitution for sub-regulation (5) of the following sub-regulation:

“(5) No person may use an aircraft type and model in commercial air transport passenger-carrying operations unless the operator has first conducted, for the Authority, an actual full-capacity emergency evacuation demonstration for the configuration in 90 seconds or less.

(c) the insertion of the following sub-regulation after sub-regulation(5):

“(6) A full-capacity actual demonstration may not be required, if the operator provides a written petition for deviation with evidence that –

- (a) a satisfactory full-capacity emergency evacuation for the aircraft to be operated was demonstrated during the aircraft type certification or during the certification of another air operator; and
- (b) there is an engineering analysis, which shows that an evacuation is still possible within the 90 second standard, if the operator’s aircraft configuration differs with regard to the number of exits or exit type or number of cabin crew members or location of the cabin crew.”.

Amendment of regulation 121.02.10 the Regulations

94. Regulation 121.02.10 is herewith amended by the substitution for sub-regulation (2) of the following sub-regulation:

“(2) Except with the approval of the Commissioner, the flight time and duty scheme of the operator shall not be in conflict with the provisions of paragraph (e) of regulation 91.02.3(3).”.

Amendment of regulation 121.03.10 of the Regulations

95. Regulation 121.03.10 is herewith amended by –

(a) the substitution for the heading of the following heading:

“Type, differences and operator indoctrination training”;

(b) the substitution for sub-regulation (1) of the sub-regulation:

“(1) The operator of a large commercial air transport aeroplane shall ensure that each cabin crew member has completed the type or differences and

operator indoctrination training, specified in the operations manual referred to in Regulation 121.04.2, before undertaking duties assigned to them.”;

(c) the insertion of the following sub-regulation after sub-regulation (3):

“(3A) A cabin crew member shall complete an operator indoctrination training course when employed by an operator as a cabin crew member.”.

(d) the substitution for sub-regulation (5) of the following sub-regulation:

“(5) The operator shall ensure that –

- (a) type and operator indoctrination training is conducted in a structured manner, in accordance with the requirements as prescribed in Document SA-CATS-OPS 121;
- (b) differences training is conducted in a structured manner; and
- (c) type, differences and operator indoctrination training includes the use of all emergency and survival equipment and all emergency procedures applicable to the aeroplane type or variant and involves training and practice on either a representative training device or on the actual aeroplane.”.

Substitution of regulation 121.03.14 of the Regulations

96. The following regulation is herewith substituted for regulation 121.03.14 of the Regulations:

“Checking

121.03.14 (1) The operator of a large commercial air transport aeroplane shall ensure that during or following completion of the training prescribed in Regulations 121.03.9, 121.03.10, 121.03.12 and 121.03.13, each cabin crew member undergoes a check, covering the training received, in order to verify his or her proficiency in carrying out safety and emergency duties.

(2) The checks referred to in sub-regulation (1) shall be performed by a cabin crew designated examiner.

(3) The operator shall ensure that each cabin crew member undergoes checks of the items for initial, aeroplane type, differences and operator indoctrination, and recurrent training, as prescribed in Document SA-CATS-OPS-121.”.

Deletion of regulation 139.01.31 of the Regulations

97. Regulation 139.01.31 is herewith deleted.

Substitution of regulation 139.01.32 of the Regulations

98. The following sub-regulation is herewith substituted for sub-regulation 139.01.32 of the Regulations:

“Acts prohibited on aerodrome, heliport or terminal building

139.01.32 (1) No person shall on a licensed aerodrome or a licensed or approved heliport –

- (a) obstruct or interfere with the proper use of the aerodrome or heliport;
- (b) obstruct any person in the full-time employment of the aerodrome or heliport operator acting in the execution of his or her duty in relation to the aerodrome or heliport;
- (c) remove any notice board erected by the aerodrome or heliport operator, or with the permission of the aerodrome or heliport operator, or any writing or document displayed on such notice board, or deface any such writing or document or any marking on such notice board or document;
- (d) throw, leave or drop anything capable of causing injury to any person or animal or damage to any property;
- (e) dump any waste matter whatsoever elsewhere than at a place approved for the purpose by the aerodrome or heliport operator;
- (f) commit any act which amounts to nuisance, or commit a disorderly or indecent act or be in a state of intoxication or behave in a violent or offensive manner to the offence or annoyance of other persons on the aerodrome or heliport or make use of offensive language;
- (g) write, draw or affix any profane, obscene, indecent or abusive word, matter, presentation or character on the aerodrome or heliport, or on property on the aerodrome or heliport;
- (h) dump or spill any substance capable of causing water pollution, whether such substance is a solid, liquid, vapour or gas or combination thereof, elsewhere than at a place approved for that purpose by the aerodrome or heliport operator.

(2) Except with the written approval of the aerodrome or heliport operator, no person shall –

- (a) bring a vehicle into or drive a vehicle in or into a terminal building on a licensed aerodrome or licensed or approved heliport; or
- (b) obstruct an entrance to or a passage in such terminal building in such a manner as to inconvenience other users of the entrance or passage concerned.

(3) Except with the written permission of the aerodrome or heliport operator, no person shall on a licensed aerodrome or licensed or approved heliport or on any public road or parking area adjacent to such aerodrome or heliport –

- (a) damage, interfere or tamper with any part of the aerodrome or heliport or any equipment associated with the operation of the aerodrome or heliport;
- (b) climb any wall, fence, barrier, railing, gate or post;
- (c) wash or otherwise clean or polish a vehicle elsewhere than at a place approved for that purpose by the aerodrome or heliport operator;
- (d) cut, dig, damage or remove any soil, grass, tree, shrub or flower;
- (e) go on to or damage any flower-bed or anything growing therein;
- (f) remove, pick or otherwise damage any tree, shrub, plant or flower;
- (g) go on to a lawn or on to ground which has been seeded or planted for the purpose of growing grass to form a lawn;
- (h) advertise;
- (i) display any poster, banner or anything similar, except name plates for the purposes of meeting and collection;
- (j) handle any baggage or confront passengers to carry their baggage;
- (k) tout for any services, including public transport, taxi, car valet, accommodation, parking and car-wash services; or
- (l) solicit for funds.

(4) The right of admission to terminal buildings on a licensed aerodrome or licensed or approved heliport is strictly reserved, and signs to this effect shall be erected in a conspicuous place near all entrances to terminal buildings.

(5) The aerodrome or heliport operator, the aerodrome or heliport manager or a security officer acting on his or her behalf, and members of the South African Police Service may request any person on the licensed aerodrome or licensed or approved heliport or on premises of such aerodrome or heliport to explain reasons for being there, and if an acceptable reason cannot be furnished, order that person to leave the aerodrome or heliport and its premises.

(6) A person who is ordered by the aerodrome or heliport operator of a licensed aerodrome or a licensed or approved heliport, the aerodrome or heliport manager or a security officer acting on his or her behalf, or a member of the South African Police Service to leave the aerodrome or heliport and its premises, and fails to do so forthwith, shall be guilty of an offence.

(7) The aerodrome or heliport operator of a licensed aerodrome or a licensed or approved heliport, the aerodrome or heliport manager or a security officer acting on his or her behalf, or a member of the South African Police Service may carry out a search of any article, parcel or baggage in possession of, or under the control of, an undesirable person, vagrant, loiterer or other suspected person.

(8) No person shall on a licensed aerodrome or licensed or approved heliport carry on any trade or business unless he or she is the holder of a valid permit, licence or concession, issued by or on behalf of the aerodrome or heliport operator, which entitles the holder thereof to carry on the trade or business specified on that particular aerodrome or heliport.”.

Amendment of regulation 172.03.12 of the Regulations

99. Regulation 172.03.12 is herewith amended by –

(a) the substitution for paragraph (a) of the following:

“(a) provide the services listed in its manual of procedure and comply with the required standards, in accordance with the standards and procedures as prescribed in Document SA-CATS-ATS;”;

(b) the deletion of paragraph (h).

Insertion of Part 176 into the regulations

100. The following Part is herewith inserted into the Regulations after Part 175:

“ALLOCATION OF RADIO TELEPHONY (RTF) CALL SIGNS, 3-LETTER AIRCRAFT DESIGNATORS AND LOCATION INDICATORS

CONTENTS

176.00.1	Applicability
176.00.2	Allocation of RTF call signs and 3-letter aircraft designators
176.00.3	Allocation of location indicators

Applicability

176.00.1 This Part shall apply to applications for –

- (a) new allocations, changes or deletion of radio telephony call signs and 3-letter aircraft designators; and
- (b) applications for new allocations, changes or deletion of location indicators.

Allocation of Radio Telephony (RTF) call signs and 3-letter aircraft designators

176.00.2 An application for the allocation of RTF call signs and 3-letter designators shall be made to the Commissioner and accompanied by –

- (a) documentary proof of having been issued with an Air Services Licence or an International Air Service Licence in terms of the Air Services Licensing Act, 1990 (Act No 115 of 1990) or the International Air Services Act, 1993 (Act No 60 of 1993), as the case may be;
- (b) the suggested RTF call signs for consideration; and
- (c) the appropriate fee as prescribed in regulation 187.00.28 (c).

Allocation of location indicators

176.00.3 An application for the allocation of location indicators shall be made to the Commissioner and accompanied by –

- (a) documentary proof of having been issued with an aerodrome licence; and
- (b) the preferred location indicator for consideration.”.

Short title and commencement

101. This Amendment is called the Thirty Fourth Amendment of the Civil Aviation Regulations, 1997, and comes into operation on the date of publication in the Government Gazette.

UMNYANGO WEZOKUTHUTHA**No. R. 936****5 kuMandulo 2008****UMTHETHO WEZINDIZA, 1962 (UMTHETHO 74 KA-1962)****ISICHIBIYELO SAMASHUMI AMATHATHU NANE SEZIMISO ZOMTHETHO
WEZINDIZA ZOMPHAKATHI, 1997**

Ungqongqoshe Wezokuthutha wenze izimiso zomthetho ngaphansi kwesigaba 22(1) soMthetho Wezindiza, 1962 (Umthetho 74 ka-1962) kuSheduli ekulo mbhalo.

ISHEDULI**Incazelo**

Ngaphandle uma ngabe isimo sikhombisa ngenye indlela, "Izimiso zomthetho" kusho Izimiso Zomthetho Wezindiza Zomphakathi, 1997, ezishicilelwe Isaziso SikaHulumeni R.1219 sika-26 Septhemba 1997 kanye no-R.1255 sika-17 Okthoba 1997, njengoba uchitshiyelwe Isaziso SikaHulumeni R. 1735 sika-24 Disemba 1997, Isaziso SikaHulumeni R. 1041 sika-14 Agasti 1998, Isaziso SikaHulumeni R. 1148 sika-18 Septhemba 1998, Isaziso SikaHulumeni R. 1664 sika-14 Disemba 1998, Isaziso SikaHulumeni R. 1701 sika-31 Disemba 1998, Isaziso SikaHulumeni No 1702 sika-31 Disemba 1998, Isaziso SikaHulumeni No R.639 sika-21 Meyi 1999, Isaziso SikaHulumeni No R. 170 sika-17 Febhruwari 2000, Isaziso SikaHulumeni R. 171 sika-18 Febhruwari 2000, Isaziso SikaHulumeni No R. 558 sika-22 Juni 2001, Isaziso SikaHulumeni R. 559 sika-30 Agasti 2002, Isaziso SikaHulumeni No R. 1367 sika-15 Novemba 2002, Isaziso SikaHulumeni R. 1368 sika-15 Novemba 2002, Isaziso SikaHulumeni No 1369 sika-15 Novemba 2002, Isaziso SikaHulumeni R. 1370 sika-15 Novemba 2002, Isaziso SikaHulumeni R. 1371 sika-15 Novemba 2002, Isaziso SikaHulumeni R. 1372 sika-15 Novemba 2002, Isaziso SikaHulumeni R. 434 sika-28 Mashi 2003, Igazethi KaHulumeni 435 ka-28 Mashi 2003, Igazethi KaHulumeni R. 1375 ka-1 Okthoba 2003 kanye neGazethi KaHulumeni R.1340 ka-31 Mashi 2004, Isaziso SikaHulumeni R. 807 esinosuku lomhla ka-4 Agasti 2006,. Isaziso SikaHulumeni No R. 1371 esinosuku lomhla ka-28 Disemba 2006,. Isaziso SikaHulumeni No R. 364 esinosuku lomhla ka-26 Ephreli 2006, Isaziso SikaHulumeni No R. 571 esinosuku lomhla ka-13 Julayi 2007, Isaziso SikaHulumeni No R. 572 esinosuku lomhla ka-13 Julayi 2007, Isaziso SikaHulumeni No R. 573 esinosuku lomhla ka-13 Julayi 2007, Isaziso SikaHulumeni No R. 574 esinosuku lomhla ka-13 Julayi 2007 kanye neSaziso sikaHulumeni No R 1233 esinosuku lomhla ka-20 Disemba 2007 neSaziso sikaHulumeni R 1234 esinosuku lomhla ka-20 Disemba 2007.

Isichibiyelo seSimiso Somthetho 1.00.1 seZimiso zomthetho

2. Isimiso somthetho 1.00.1 seZimiso zomthetho siyachitshiyelwa lapha –

- (a) ngokufaka incazelo elandelayo emva kwencazelo “indiza eguquguqukayo (acrobatic flight”):

“**umsebenzi wasendizeni owenziwayo**’ kusho isikhathi esichithwe emsebenzini phakathi endizeni ngesikhathi sengxenywe kungabalwa amakhefu angangaphansi kwehora elilodwa ngesikhathi uphunyuzwa ilungu lethimba elengeziwe ;”;

- (b) ngokufakwa kwencazelo elandelayo emva kwencazelo “indawo yokulawula”:

“**indiza encane kakhulu ngokwendalo (conventional microlight aeroplane)**’ kusho indiza isisindo esikhulu sokusuka kwayo kanye neminye imingcele yokuhlela ngezigaba echazwe embhalweni i-Document SA-CATS-NTCA njenge-Technical Standard 24.01.2 E 2;”;

- (c) ngokufaka esikhundleni se-Document SA-CATS-ACCID kanye ne-INCID yale ncazelo elandelayo:

“**I-Document SA-CATS-ACCID ne-INCID**’ isho izinga lobuchwepheshe eliphathelene nengozi yendiza kanye nokuphenywa kwesehlakalo, kodwa kukhishwa isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezishicilelwe nguKhomishina ngokoMthetho;”;

- (d) ngokufaka esikhundleni sencazelo ye-“Document SA-CATS-AH yencazelo elandelayo:

“**I-Document SA-CATS-AH**’ isho izinga lobuchwepheshe eliphathelene nezikhumulo zezindiza ezincane (aerodomes) kanye nezikhumulo zezindiza ezinophephela emhlane (helicopter), kodwa kukhishwe isimo sezakhiwo zananoma yimaphi amafomu nezitifiketi ezihambelana nawo ashicilelwe iKhomishina ngokoMthetho;”;

- (e) ngokufaka esikhundleni sencazelo ye-“Document SA-CATS-AIRS incazelo elandelayo:

“**I-Document SA-CATS-AIRS**’ isho izinga lobuchwepheshe eliphathelene nolwazi lokundiza emoyeni (aeronautical information) kanye nemisebenzi ehambisana nakho, kodwa kukhishwe isimo sezakhiwo zananoma yimaphi amafomu nezitifiketi ezihambelana nawo ashicilelwe iKhomishina ngokoMthetho;”;

- (f) ngokufaka esikhundleni sencazelo ye-“Document SA-CATS-AMEL yencazelo elandelayo:

“**I-Document SA-CATS-AMEL**’ isho izinga lobuchwepheshe eliphathelene nelayisense yonjiniyela bokunakekela indiza, kodwa kukhishwe isimo sezakhiwo zananoma yimaphi amafomu nezitifiketi ezihambelana nawo ezishicilelwe iKhomishina ngokoMthetho;”;

- (g) ngokufaka esikhundleni sencazelo ye-“Document SA-CATS-AMO yencazelo elandelayo:

“**I-Document SA-CATS-AMO**’ isho izinga lobuchwepheshe obuphathelene nezinhlango zokunakekela izindiza, kodwa kukhishwe isimo sezakhiwo zananoma yimaphi amafomu nezitifiketi ezihambelana nawo ezishicilelwe iKhomishina ngokoMthetho;”;

- (h) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-AR yale ncazelo elandelayo:

“**I-Document SA-CATS-AR**” isho izinga lobuchwepheshe elihambelana nezidingo zokufaneleka emoyeni, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (i) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-ARM yale ncazelo elandelayo :

“**I-Document SA-CATS-ARM**’ isho izinga lobuchwepheshe elihambelana nokubhaliswa Kwendiza kanye Nokumaka, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”

- (j) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-ARO yale ncazelo elandelayo:

“**I-Document SA-CATS-ARO**’ isho izinga lobuchwepheshe elihambelana nezinhlango zokuzithokozisa ezindizeni, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (k) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-ATO yale ncazelo elandelayo:

“**I-Document SA-CATS-ATO**’ isho izinga lobuchwepheshe elihambelana nezinhlango zokuqeqeshwa ezindizeni, kodwa ikhiphela ngaphandle

isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (l) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-ATS yale ncazelo elandelayo:

“**I-Document SA-CATS-ATS**’ isho izinga lobuchwepheshe elihambelana nemisebenzi yezithuthi zasemoyeni, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho ;”;

- (m) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-ATSPL yale ncazelo elandelayo:

“**I-Document SA-CATS-ATSPL**’ isho izinga lobuchwepheshe elihambelana nokunikezwa kwabasebenzi bemisebenzi yezithuthi zasemoyeni amalayisense, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (n) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-DG yale ncazelo elandelayo:

“**I-Document SA-CATS-DG**’ isho izinga lobuchwepheshe elihambelana nokuhanjiswa kwezimpahla eziyingozi, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (o) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-DO yale ncazelo elandelayo:

“**I-Document SA-CATS-DO**’ isho izinga lobuchwepheshe elihambelana nezinhlango zokudizayina, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (p) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-ENVIRO yale ncazelo elandelayo:

“**I-Document SA-CATS-ENVIRO**’ isho izinga lobuchwepheshe elihambelana nokuvikeleka kwemvelo, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (q) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-FCL yale ncazelo elandelayo:

“**I-Document SA-CATS-FCL 61**’ isho izinga lobuchwepheshe elihambelana nokunikezwa kwabashayeli bamabhanoyi amalayisense, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (r) ngokufaka emva kwencazelo ye-“Document SA-CATS-FCL 61” yalezi zincazelo ezilandelayo:

“**I-Document SA-CATS-FCL 62**’ isho izinga lobuchwepheshe elihambelana nokunikezwa kwabashayeli bamabhanoyi okuzithokozisa amalayisense, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;

‘**I-Document SA-CATS-FCL 63**’ isho izinga lobuchwepheshe elihambelana nokunikezwa kwabezobunjiniyela bezindiza amalayisense, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;

‘**I-Document SA-CATS-FCL 64**’ isho izinga lobuchwepheshe elihambelana nokunikezwa kwethimba labasebenzi basendizeni amalayisense, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (s) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-GMR yale ncazelo elandelayo:

“**I-Document SA-CATS-GMR**’ isho izinga lobuchwepheshe elihambelana nemithetho yokunakekela ejwayelekile, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (t) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-MORG yale ncazelo elandelayo :

“**I-Document SA-CATS-MORG**’ isho izinga lobuchwepheshe elihambelana nezinhlango zokwakha, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (u) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-MR yale ncazelo elandelayo:

“I-Document SA-CATS-MR’ isho izinga lobuchwepheshe elihambelana nezidingo zokwelapha, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (v) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-OPS 91 yale ncazelo elandelayo:

“I-Document SA-CATS-OPS 91’ isho izinga lobuchwepheshe elihambelana nokusebenza kanye nemithetho yezindiza, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (w) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-OPS 105 yale ncazelo elandelayo:

“I-Document SA-CATS-OPS 105’ isho izinga lobuchwepheshe elihambelana nokusebenza kwamapharashutha, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (x) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-OPS 121 yale ncazelo elandelayo:

“I-Document SA-CATS -OPS 121’ isho izinga lobuchwepheshe elihambelana nemisebenzi yezithuthi zasemoyeni ngamabhanoyi amakhulu, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (y) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-OPS 127 yale ncazelo elandelayo:

“I-Document SA-CATS-OPS 127’ isho izinga lobuchwepheshe elihambelana nemisebenzi yezithuthi zasemoyeni ngezindiza ezinophephela emhlane (amahelikhoptha), kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (z) ngokufaka esikhundleni sencazelo ye-Document SA-CATS-OPS 133 yale ncazelo elandelayo:

“I-Document SA-CATS-OPS 133’ isho izinga lobuchwepheshe elihambelana nemisebenzi yomthwalo ongaphandle wendiza enophephela emhlane (ihelikhoptha), kodwa ikhiphela ngaphandle isakhiwo sananoma

yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (zA) ngokufaka esikhundleni sencazelo ye-Documents SA-CATS-OPS 135 yale ncazelo elandelayo:

“**I-Document SA-CATS-OPS 135**’ isho izinga lobuchwepheshe elihambelana nemisebenzi yezithuthi zasemoyeni ezinezindiza ezincane, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho ;”;

- (zB) ngokufaka esikhundleni sencazelo ye-Documents SA-CATS-OPS 137 yale ncazelo elandelayo:

“**I-Document SA-CATS-OPS 137**’ isho izinga lobuchwepheshe elihambelana nemisebenzi yezolimo, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (zC) ngokufaka esikhundleni sencazelo ye-Documents SA-CATS-OPS 138 yale ncazelo elandelayo:

“**I-Document SA-CATS-OPS 138**’ isho izinga lobuchwepheshe elihambelana nemisebenzi yama-ambulense asemoyeni, kodwa ikhiphela ngaphandle isakhiwo sananoma yimaphi amafomu kanye nezitifiketi ezihambisana nayo ezishicilelwe uKhomishina ngokoMthetho;”;

- (zD) ukufaka incazelo elandelayo emva kwencazelo yomshini wokumpeza emoyeni (“hang-glider”):

“**izinga lokukala ukudonsa emoyeni komshini wokumpeza**’ kusho ukukala okukhishelwe umshayeli womshini wokumpeza emoyeni omenza afaneleke ukuthi adonswe emoyeni;”;

- (zE) ukufaka incazelo elandelayo emva kwencazelo “kulula ukundiza yomoya”:

“**ibhanoyi lezemidlalo elincane**’ kusho ibhanoyi isisindo salo sokusuka esikhulu kanye nemingcele yokuhlela ngezigaba ichazwe ku-Documents SA-CATS-NTCA njengeZinga Lobuchwepheshe 24.01.2.0.1;”;

- (zF) ngokufaka incazelo elandelayo emva kwencazelo “ukuphepha”:

“**umyalelo wokuphepha**’ kusho umyalelo ngaphandle komyalelo wokufaneleka emoyeni noma izinga lobuchwepheshe, elikhishwe ngaphansi kokuhlinzeka kwesigaba 22A soMthetho, sikhishwa uKhomishina ukuqinisekisa ukuthi isimo noma ukwenza okukhonjiwe okungaphephile kuyalungiswa;”;

(zG) ngokufaka incazelo elandelayo emva kwencazelo “isisetshenziswa sokulingisa lapho kuqeqeshwa abashayeli bamabhanoyi (simulator)”:

“**ukuhlola amakhono**’ kusho ukuhlolwa okwenziwa ngenhloso yokukhipha noma yokuphinda kukhishwe ilayisense yomshayeli webhanoyi noma ukukala izinga;”;

(zH) ngokufaka incazelo elandelayo emva kwencazelo “umshini wokumpeza kokuvakasha kubonwa indawo”:

“**ukudonsa**’ kusho isenzo sokudonsa into engagadiwe ngemuva kwendiza;”;

(zI) ngokufaka incazelo elandelayo emva kwencazelo “invume ye-TSO”:

“**ukuhudula**’ kusho isenzo sokudonsa indiza egadiwe emva kwenye indiza;”;

(zJ) ngokufaka incazelo “indiza encane kakhulu elawulwa okokugudlula isisindo (weight-shift controlled microlight aeroplane)”:

“**indiza encane kakhulu elawulwa okokugudlula isisindo**’ kusho ibhanoyi elilawulwa kakhulu amandla asemzimbeni kuphephela kanye neminye imingcele yokuhlela ngezigaba njengoba kuchaziwe ku-Document SA-CATS-NTCA njengeZinga Lobuchwepheshe 24.01.2 E 2;”.

Ukuchitshiyelwa Kwesimiso Somthetho 12.01.6 seZimiso Zomthetho

3. Isimiso somthetho 12.01.6 lapha siyachitshiyelwa ngokufakwa esikhundleni sesimiso somthetho esingaphansi kwaso (isimiso somthetho esincane) (1) salesi simiso somthetho esingaphansi kwaso (isimiso somthetho esincane) esilandelayo:

“(1) Ukhomishina anga –

(a) angagunyaza ummeleli ogunyaziwe, ngenhloso yokuphenya ngengozi noma ngesehlo esibandakanya indiza yaseNingizimu Afrika ebhalisiwe emhlabeni welinye izwe ; noma

(b) angamukela ukugunyazwa noma ukuqokwa kommeleli oqinisekiswa Abagcini Bamagama Abantu BakaHulumeni (State Registry), Izwe Lomsebenzisi, Izwe Lokwenza noma Izwe Lomakhi ngezinhloso zokuphenya ingozi noma isehlo esibandakanya iNingizimu Afrika noma indiza ebhalisiwe yezwe elingaphandle emhlabeni weRiphabhliki .”.

Ukufaka esikhundleni seSimiso Somthetho 12.01.7 seZimiso Zomthetho

4. Isimiso somthetho esilandelayo lapha kufakwe esikhundleni saso Isimiso Somthetho 12.01.7 seZimiso Zomthetho:

“Isikhundla someluleki

12.01.7 (1) Ukhomishina, ngokubonisana nommeleli ogunyaziwe, angakhetha umeluleki ngenhloso yokusiza ummeleli ogunyaziwe ekuphenyeni ngengozi noma ngesehlakalo.

(2) Umeluleki okhethiwe ngokwesimiso somthetho esincane (1), ngaphansi kokulawulwa umphenyi ophethe, kanye nokusuphavayiza kommeleli ogunyaziwe anga –

- (a) vakashela indawo lapho okwenzeka khona ingozi noma isehlakalo;
- (b) hlola umonakalo;
- (c) thola ulwazi lukafakazi futhi aphakamise izindawo okungabuzwa kuzo imibuzo;
- (d) thola bonke ubufakazi obufanele;
- (e) thola amakhophi emibhalo yonke efanele, izincwadi, amanothi, izithombe, okuqoshiwe kanye nokubhaliwe kuthathwa kweminye imibhalo;
- (f) hlanguyela ekufundweni kokulalela izindaba eziqoshiwe;
- (g) hlanguyela ekuhlolweni kwezingxenyane, ekwazisweni ngobuchwepheshe, ukuhlolwa kanye nokwenza kokulingisa kanye neminye imisebenzi yokuphenya;
- (h) hlanguyela ezingxoxweni zokuhlaziya, izinto ezitholiwe, imbangela noma izimbangela kanye nezincwadi zokuphepha ; kanye
- (i) nokwenza izethulo maqondana nezinto eziningi eziphathelele nophenyo.

(3) Uma kwenzeka ukuthi iRiphabhliki yaseNingizimu Afrika kube yiZwe Lesehlakalo, Ukhomishina, ngokubonisana nomphenyi ophethe, angavuma ukuthi kukhethwe noma kuqokwe umeluleki ngenhloso yokusiza ummeleli ogunyaziwe ophenyweni lwengozi noma lwesehlakalo.

(4) Izimo kanye nezidingo nemithetho, izinqubo kanye namazinga axhumene nokhetho nokukhethwa okushiwo esimisweni somthetho esincane (1) no-(2) kufanele sishiwo ku-Document SA-CATS-ACCID ne-INCID.”.

Ukwengeza ngeSimiso Somthetho 12.04.6 eZimisweni Zomthetho

5. Isimiso somthetho esilandelayo lapha sengeziwe emva kwesimiso somthetho 12.04.5 seZimiso Zomthetho:

“Ukungadalulwa kwamarekhodi

12.04.6 (1) Amarekhodi alandelayo akumele atholakale ngezinhloso okungeyizo ezophenyo lwengozi noma isehlakalo, ngaphandle uma irkantolo yomthetho inquma ukuthi ukudalulwa kwawo kunamandla kunomthelela omubi ekhaya nasemazweni omhlaba lesenzo esingaba nawo kulokho noma ophenyweni lwesikhathi esizayo, uma kucatshangwa ngawo wonke umthetho ofanele:

- (a) zonke izitatimende ezivela kubantu ezitholwe ngumphenyi/ngabaphenyi bethimba eliphenyayo ngesikhathi sophenyo;
- (b) onke amarekhodi ezokuxhumana phakathi kwabantu ebebandakanyekile emsebenzini wezindiza;
- (c) ulwazi lwezokwelashwa nolungasese maqondana nabantu ababandakanyeka engozini noma esehlakalweni;
- (d) ukuqoshwa kwezwi kule ndawo okwenziwe kuyo kanye nemibhalo ethathelwe kweminye evela kulokho kuqoshwa;
- (e) ukuqoshwa kanye nemibhalo ethathelwe ekuqoshweni kumayunithi alawula ukucinana kwezithuthi emoyeni; kanye
- (f) nemibono eshiwo ekuhlaziyweni kolwazi, kubandakanya ulwazi olutholwe kubaqophi bendiza.

(2) La marekhodi azobandakanywa embikweni wokugcina noma izijobelelo zawo kuphela uma kubalulekile ekuhlaziyweni kwengozi noma kwesigaba.

(3) Izingxenye zerekhodi ezingabalulekile ekuhlaziyeni kufanele zingadalulwa.”.

Ukuchitshiyelwa kweSimiso Somthetho 12.05.2 seZimiso Zomthetho

6. Isimiso Somthetho 12.05.2 lapha siyachitshiyelwa ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso esincane esilandelayo:

“(1) Nanoma yimuphi umuntu onentshisekelo ozizwa ephatheke kabi ngenxa yokutholakale ophenyweni angadalulisa isicelo sokuphikisa lokho okutholakele kuKhomishina, ezinsukwini ezingama-60 emva kokushicilelwa kwalezo zinto ezitholakele.”.

Ukuchitshiyelwa kweSimiso Somthetho 21.01.1 seZimiso Zomthetho

7. Isimiso Somthetho 21.01.1 seZimiso Zomthetho lapha siyachitshiyelwa ngokwengeza esimisweni somthetho esincane (2) emva kwendima (h) yezindima ezilandelayo:

- “(i) indiza engaguquki; noma
- (j) imoto yezomoya engagadiwe.”.

Isichibiyelo seSimiso Somthetho 21.01.2 seZimiso Zomthetho

8. Isimiso Somthetho 21.01.2 seZimiso Zomthetho lapha siyachitshiyelwa ngokucishwa esimisweni somthetho (2) sezindima (i) no-(j).

Ukufaka esikhundleni seSimiso Somthetho 47.00.5 seSizimiso Zomthetho

9. Isimiso somthetho esilandelayo lapha sifakwe esikhundleni seSimiso somthetho 47.00.5 seZimiso Zomthetho:

“Isicelo sokubhalisa

(1) Kufanele isicelo sokubhalisa indiza kanye nokukhishwa kwesitifiketi sokubhalisa kwenziwe kuKhomishina ngokusebenzisa ifomu elifanele njengoba kushiwo ku-Document SA-CATS-ARM.

(2) Isicelo esishiwo esimisweni somthetho esincane (1) kufanele siphelkezelwe yilokhu–

(a) endizeni engeniswa kuRiphabhliki okokuqala ngqa noma ebuyayo kuRiphabhliki sekufanele ibhaliswe futhi kurejista ngokweNgxenye 21 –

(i) isitifiketi noma isaziso sokwesula esivela eziphathini mandla ezifanele zeZwe noma emhlabeni lapho indiza yayigcine ukubhaliswa khona; noma

(ii) isitifiketi noma isaziso sokungabhaliswa esivela eziphathini mandla ezifanele zeZwe noma emhlabeni lapho okuthathwe khona indiza engenayo ezweni; kanye

(iii) uqobo –

(aa) lwesitifiketi esisemthethweni sokufaneleka ukuba semoyeni esikhishwe isiphathimandla esifanele seZwe lokugcina noma umhlaba lapho indiza eyagcina ukubhaliswa khona; noma

(bb) lwesitifiketi sokukhiphela ezweni elingaphandle sokufanela ukuba semoyeni esikhishwa

yisiphathimandla esifanele seZwe noma somhlaba lapho okuvela khona indiza engeniswe ezweni; kanye

- (iv) nokuqinisekisa ukuthi uhlobo lwesitifiketi sokwamukela sikhishwe Ukhomishina; kanye
 - (v) nemibhalo eyesekayo evela kuBhangengodla i-South African Revenue Service ekhishwa ngokwesigaba 38, 39 noma 44 soMthetho Wezimpahla Nezintela emingceleni (Customs and Excise Act), 1964, njengoba kushiwo ku-Document SA-CATS-ARM .
- (b) endizeni enesitifiketi okungesiso esohlobo lwendiza engeniswa eRiphabhliki okokuqala ngqa noma ebuyela eRiphabhliki osekufanele ukuthi ibhaliswe futhi kurejista ngokweNgxenywe 24, uma –
- (i) **Indiza eyakhelwe ukukhiqiza -**
 - (aa) isitifiketi noma isaziso sokwesula esivela eziphathinimandla ezifanele zeZwe noma umhlaba lapho indiza yayigcine ukubhaliswa khona; noma
 - (bb) isitifiketi noma isaziso sokungabhaliswa esivela eziphathini mandla ezifanele zeZwe noma umhlaba lapho okuthathwe khona indiza engenayo ezweni; kanye
 - (cc) nekhophi yesitifiketi sokuhambisana esikhishwa umakhi;
 - (dd) uqobo –
 - (A) lwemvume esemthethweni yokundiza noma imvume yendiza noma omunye umbhalo ofana nawo, njengoba kunganjalo, okhishwe isiphathimandla esifanele seZwe noma somhlaba lapho indiza eyayigcine ibhaliswe khona; noma
 - (B) lwemvume esemthethweni yokukhiphela kwelinye izwe lokundiza noma imvume yendiza noma omunye umbhalo ofana nawo, njengoba kunganjalo, okhishwe isiphathimandla esifanele seZwe noma somhlaba lapho indiza engeniswa ivela khona ;
 - (ee) nokuqinisekisa ukuthi uhlobo lwesitifiketi sokwamukela sendiza enesitifiketi esingenaluhlobo sikhishwe Ukhomishina;
 - (ff) nemibhalo eyesekayo evela eBhangengodla i-South African Revenue Service ekhishwa ngokwesigaba 38, 39 noma 44 soMthetho Wezimpahla Nezintela emingceleni (Customs and Excise Act), 1964, njengoba kushiwo ku-Document SA-CATS-ARM.

(ii) Indiza eyakhiwe yizimfundamakhwela–

- (aa) isitifiketi noma isaziso sokwesula esivela eziphathini mandla ezifanele zeZwe noma umhlaba lapho indiza yayigcine ukubhaliswa khona; noma
- (bb) isitifiketi noma isaziso sokungabhaliswa esivela eziphathinimandla ezifanele zeZwe noma umhlaba lapho okuthathwe khona indiza engenayo ezweni; kanye
- (cc) uqobo–
- (A) lwemvume esemthethweni yokundiza noma imvume yendiza noma omunye umbhalo ofana nawo, njengoba kunganjalo, okhishwe isiphathimandla esifanele seZwe noma somhlaba lapho indiza eyayigcine ibhaliswe khona; noma
- (B) lwemvume esemthethweni yokukhiphela kwelinye izwe lokundiza noma imvume yendiza noma omunye umbhalo ofana nawo, njengoba kunganjalo, okhishwe isiphathimandla esifanele seZwe noma somhlaba lapho indiza engeniswa ivela khona;
- (dd) nemibhalo eyesekayo evela eBhangengodla i-South African Revenue Service ekhishwa ngokwesigaba 38, 39 noma 44 soMthetho Wezimpahla Nezintela emingceleni (Customs and Excise Act), 1964, njengoba kushiwo ku-Documents SA-CATS-ARM;
- (c) lapho indiza yakhiwe noma ihlanganiswe khona lapha futhi kufanele ibhaliswe eRiphabhliki okokuqala ngqa noma ibuyele eRiphabhliki futhi kufanele ibhaliswe futhi ngokweNgxenye 21 –
- (i) ikhophi yesitifiketi sokuhambisana esikhishwa umakhi; kanye
- (ii) nekhophi yesitifiketi sohlobo esikhishwe nguKhomishina;
- (d) endizeni enesitifiketi okungesilo esohlobo eyakhiwe khona lapha noma ehlanganisiwe okufanele ibhaliswe eRiphabhliki okokuqala ngqa noma ibuyiselwe eRiphabhliki ngokweNgxenye 24, uma –
- (i) **Indiza eyakhelwe ukukhiqiza**
- (aa) ikhophi yesitifiketi sokuhambisana esikhishwa umakhi; kanye
- (bb) nokuqinisekisa ukuthi uhlobo lwesitifiketi sokwamukelwa sendiza enesitifiketi esingenaluhlobo sikhishwe Ukhomishina;

(ii) Indiza eyakhiwe yizimfundamakhwela – isuselwe empahleni yonke yokwenza umsebenzi (kit) egunyaziwe

(aa) ikhophi yesitifiketi sokuhambisana esikhishwa umakhi; kanye

(bb) nokuqinisekisa ukuthi uhlobo lwesitifiketi sokwamukelwa sendiza enesitifiketi esingenaluhlobo sikhishwe Ukhomishina.

(iii) Indiza eyakhiwe yizimfundamakhwela – isuselwe ezinhlelweni ezigunyaziwe

(aa) isaziso semvume yokubhalisa esikhishwe Ukhomishina;

(e) endizeni esindala noma indiza yezomkhosi wezempi wesikhathi esedlule okufanele ibhaliswe eRiphabhliki okokuqala ngqa noma ibuyele eRiphabhliki futhi kufanele ibhaliswe ngokwengxenywe 24, izidingo kuzoba yilezo ezishiwo isimiso somthetho esincane 47.00.5(2)(b)(i) njengoba kufanele;

(f) uma indiza kufanele ibhaliswe egameni lomuntu oyedwa kufuneka ubufakazi obukhomba yena uqobo;

(g) uma indiza kufanele ibhaliswe egameni lenkampani–

(i) ikhophi eyiqiniso eqinisekisiwe yerejista entsha kakhulu yabaqondisi efakwe kuNobhala Wezinkampani (Registrar of Companies) ngokoMthetho Wezinkampani, 1973 (Umthetho 61 ka-1973);

(ii) ubufakazi bokukhomba umuntu uqobo bomqondisi ogunyazwe ukuthi enze egameni lomuntu ofake isicelo; kanye

(iii) nesinqumo esigunyazayo esifanele efomini elifanele njengoba kushiwo ku-Documents SA-CATS-ARM;

(h) uma indiza kufanele ibhaliswe egameni lenkampani eyinkampani encane (close corporation) –

(i) ikhophi eyiqiniso eqinisekisiwe yesitatimende sokuyiqala, egunyazwe nguNobhala Wezinkampani Ezincane (Close Corporations) ngokoMthetho Wezinkampani Ezincane, 1984 (Umthetho 69 ka-1984 – (Close Corporation Act, 1984 (Act No. 69 of 1984)) ;

(ii) ubufakazi bokukhomba umuntu uqobo bomqondisi ogunyazwe ukuthi enze egameni lomuntu ofake isicelo; kanye

- (iii) nesinqumo esigunyazayo esifanele efomini elifanele njengoba kushiwo ku-Documents SA-CATS-ARM;
- (i) uma indiza ibhaliswe egameni letrasti –
 - (i) ikhophi eqinisekisiwe –
 - (aa) yezinto zokusebenza kutrasti; noma
 - (bb) incwadi efanele yokuqokwa;
 - (ii) ubufakazi obukhomba umuntu uqobo bababheki betrasti abagunyazwe ukuthi benze egameni lomuntu ofake isicelo; kanye
 - (iii) nesinqumo esigunyazayo esifanele efomini elifanele njengoba kushiwo ku-Documents SA-CATS-ARM;
- (j) uma indiza kufanele ibhaliswe egameni lananoma yimuphi omunye umuntu ofake isicelo –
 - (i) ikhophi eyiqiniso eqinisekisiwe yananoma yimiphi eminye imibhalo yokuyiqala; kanye
 - (ii) nobufakazi bokukhomba umuntu ogunyazwe ukuthi enze egameni lomuntu ofake isicelo; kanye
 - (iii) nesinqumo esigunyazayo esifanele efomini elifanele njengoba kushiwo ku-Documents SA-CATS-ARM;
- (k) izimali ezifanele njengoba kushiwo eNgxenyeni 187.

(3) Ukhomishina angamxolela umuntu ofake isicelo ngokokuhlizeka kwendima encane (a)(iii), indima encane (b)(i)(dd), noma indima encane (b)(ii)(cc) yesimiso somthetho esincane (2), uma Ukhomishina anelisekile ukuthi lokhu kuxolelwa angeke kubeke engozini ukuphepha kwezindiza.

Isichibiyelo sesimiso somthetho 62.01.5 sezimiso zomthetho

10. Isimiso somthetho 62.01.5 lapha sichitshiyelwe –

(a) ngokufaka esikhundleni sendima (e) sendima elandelayo:

“(e) abampezi abampeza emoyeni ngamaphalashuthi (paragliders), kubandakanya nalabo abanikwe amandla kanye nezindiza ezincane kakhulu ezinikwe amandla (paratrikes) .”;

(b) ukufaka indima elandelayo emva kwendima (e):

“(f) izindiza zezemidlalo ezilula.”.

Isichibiyelo sesimiso somthetho 62.01.6 sezimiso zomthetho

11. Isimiso somthetho 62.01.6 lapha sichitshiyelwe –

(a) ngokufaka esikhundleni sendima (b) sendima elandelayo:

“(b) ezindizeni ezincane kakhulu ezilawulwa ngokugudlula isisindo –

(i) indiza eyodwa encane kakhulu elawulwa ngokugudlula isisindo, emhlabeni;

(ii) indiza eyodwa encane kakhulu elawulwa ngokugudlula isisindo, emhlabeni nasemanzini kanye nasolwandle;”;

(b) ukufaka esikhundleni endimeni (d) samagama angaphambi kwendima encane (i) yala magama alandelayo:

“(d) emishinini yokumpeza emoyeni, imishini yokumpeza emoyeni efakwe amandla kanye nezindiza ezincane kakhulu ezifakwe amandla –”.

Isichibiyelo sesimiso somthetho 62.01.7 sezimiso zomthetho

12. Isimiso somthetho 62.01.7 lapha siyachitshiyelwa ngokwengeza emva kwesimiso somthetho esincane (30 sezimiso zomthetho ezilandelayo:

“(4) ukukalwa kwezinga lohlobo lwezindiza ezincane kakhulu ezigudluzwa isisindo zinohlobo lokukalwa kwezinga ngegama lezilula kakhulu ezigudluzwa isisindo.

(5) Ukuhlolwa kohlobo lwezindiza zezemidlalo ezincane zinokukalwa kohlobo ngegama lezindiza ezincane zezemidlalo.”.

Isichibiyelo sesimiso somthetho 62.01.8 sezimiso zomthetho

13. Isimiso somthetho 62.01.8 lapha sichitshiyelwe –

(a) ngokufaka esikhundleni esimisweni somthetho esincane (1) ezindimeni (c) no-(d) zalezi zindima ezincane ezilandelayo:

“(c) ukuhlola kokuhudula kanye nokudonswa kwezindiza ezindala, ezincane ezilawulwa ngokugudluzwa isisindo kanye nezincane zezemidlalo;

(d) ukuhlola ukudonswa emoyeni kwabashayeli bemishini yokumpeza emoyeni;”.

- (b) ngokufaka esikhundleni esimisweni somthetho esincane (2) sendima (b) yendima elandelayo:

“(b) esigabeni izindiza zokuqondisa (gyroplanes)–

- (i) ukuhlola komkhuzi osizayo wezindiza zokuzithokozisa (indiza eqondisayo);
- (ii) ukuhlola komkhuzi wendiza yokuzithokozisa (indiza eqondisayo) ; kanye
- (iii) nokuhlola komkhuzi omkhulu wezindiza zokuzithokozisa (indiza eqondisayo);”;

- (c) ukufaka esikhundleni esimisweni somthetho esincane (2) sendima (c) sendima elandelayo:

“(c) ezigabeni zemishini yokumpeza ama-hang-gliders, ama-paraglider nama-paratrike –

- (i) ukuhlola komkhuzi wezindiza zokuzithokozisa weSigaba C (hang-glider /paraglider /esuswa ngonyawo enamandla i-paraglider / i-paratrike efakwe amandla);
- (ii) ukuhlola komkhuzi wezindiza zokuzithokozisa weSigaba B (hang-glider / paraglider /esuswa ngonyawo enamandla i-paraglider / i-paratrike efakwe amandla) ;
- (iii) ukuhlola komkhuzi wezindiza zokuzithokozisa weSigaba A (hang-glider / paraglider /esuswa ngonyawo enamandla i-paraglider / i-paratrike efakwe amandla).”;

- (d) ukufaka esimisweni somthetho esincane (2) emva kwendima (c) yendima elandelayo :

“(d) esigabeni sezindiza ezincane zezemidlalo –

- (i) isikali somkhuzi wendiza yokuzithokozisa yeZinga C (indiza yezemidlalo encane);
- (ii) isikali somkhuzi wendiza yokuzithokozisa yeZinga B (indiza yezemidlalo encane); kanye
- (iii) isikali somkhuzi wendiza yokuzithokozisa yeZinga A (indiza yezemidlalo encane).”.

Isichibiyelo sesimiso somthetho 62.01.9 sezimiso zomthetho**14. Isimiso somthetho 62.01.9 lapha sichitshiyelwe –**

(a) ngokufaka esikhundleni esimisweni somthetho esincane (4) sale ndima encane elandelayo:

“(4) Ukuhlolwa kwekhono kufanele kube nokuhlola amakhono ngaphandle kwesidingo sokuhlola izindiza ezihamba phakathi kwamazwe omhlaba njengoba kuchazwe ku-SA-CATS-FCL 62, okufanele kwenziwe endizeni yesigaba onelayisense yayo: Uma kungukuthi kuma-hang-gliders nama-paragliders ukuhlolwa kwamakhono angeke kube yisidingo, ngaphandle uma ngabe umshayeli wendiza engahlangabezananga nenamba edingekayo yezindiza noma yamahora .”

(b) ngokufaka esikhundleni esimisweni somthetho esincane (7) sendima (a) sale ndima encane elandelayo:

“(7)(a) Umnikazi welayisense yomshayeli wokuzithokozisa kufanele akhokhe ngosuku lwesikhumbuzo lwelayisense yakhe imali yezwe efanelekile njengoba kushiwo eNgxenyeni 187. Imali kufanele ikhokhwe kuKhomishina, noma enhlanganweni ekhethelwe leyo nhloso ngokweNgxenyeni 149, uma kwenzeka, futhi kufanele iphelekezelwe isifingqo se-logbook yakhe yezinyanga eziyi-12 ezedlule. Isifingqo kufanele sibe ngesakhiwo esishiwo ku-Document SA-CAT-FCL 62 bese siyasayinwa, siqinisekise ukuthi singumfanekiso oliqiniso wolwazi lwakhe lokundiza ngesikhathi esifingqiwe.”.

Isichibiyelo sesimiso somthetho 62.01.10 sezimiso zomthetho**15. Isimiso somthetho 62.01.10 lapha sichitshiyelwe ngokufaka esikhundleni esimisweni somthetho esincane (1) ezindimeni sesimiso somthetho esincane esilandelayo –**

“(1) Umfakisicelo, noma umnikazi, welayisense yomshayeli wokuzithokozisa kufanele abe nesitifiketi sokwelashwa esiyiqiniso esifanele esikhishwe ngokweNgxenyeni 67 yalezi Zimiso Zomthetho, futhi kufanele alethe ikhophi kuKhomishina noma enhlanganweni ekhethelwe leyo nhloso ngokweNgxenyeni 149, njengoba kungenzeka.”.

Isichibiyelo sesimiso somthetho 62.01.13 sezimiso zomthetho**16. Isimiso somthetho 62.01.13 lapha sichitshiyelwe –**

- (a) ngokufaka esikhundleni esimisweni somthetho esincane (5) salesi simiso somthetho esincane:

“(5) Umshayeli wendiza osafunda kufanele abe nelungelo lokunikezwa ngokugcwele isikhathi sokufundisa ukundiza eyedwa noma beebabili esidingweni sesikhathi sokundiza ekukhishweni kokuqala kwelayisense yomshayeli wendiza wokuzithokozisa esigabeni athola kuso ukufundiswa.”;

- (b) ngokufaka esikhundleni esimisweni somthetho esincane (7) salesi simiso somthetho esincane:

“(7) Lapho umnikazi welayisense yomshayeli wendiza wokuzithokozisa efaka isicelo sesigaba esengeziwe, ikilasi noma izinga lokukala uhlobo, anganikezwa ikhredithi yananoma yiluphi ulwazi olwedlule aluthola ngokuthola ilayisense noma nanoma yiliphi izinga lokukala, kuya ngokuthi lolo lwazi lwethiyori luyahlangabezana yini noma lweqa izinga lolwazi lwethiyori okufakwe isicelo salo, nasekuboneni kukaKhomishina noma inhlangano ekhethelwe inhloso ngokweNgxenye 149, njengoba kungenzeka .”;

- (c) ukwengezwa kwalezi zimiso zomthetho ezincane emva kwesimiso somthetho esincane (8) –

“(9) Nangale kokuhlinzeka kwalesi simiso somthetho, umnikazi welayisense yokuzithokozisa eqinisekiselwe isigaba sendiza encane egudluzwe isisindo noma i-gyroplane, kufanele –

- (a) abe nelungelo lokukhredithwa ngamahora angangaphezu kwangama-20 esikhathi sokundiza atholakele endizeni elula kakhulu yokugudlula isisindo noma i-gyroplane, njengoba kungenzeka, olwazini lwesikhathi sokundiza sonke sendiza esibekelwe ngokusemthethweni ukuqinisekiswa kwelayisense yomshayeli wendiza yokuzithokozisa esigabeni sendiza yezemidlalo encane;

- (b) ukube uthole ulwazi ezifundweni zesayensi yesimo sezulu kanye nokuqondisa izindiza maqondana nezidingo zolwazi lwethiyori ezibekwe ngokusemthethweni ukuqinisekia isikali sezinga lomkhuzi wendiza yokuzithokozisa eqinisekiswa esigabeni sendiza yezemidlalo encane.

(10) Nangale kokuhlinzeka kwalesi simiso somthetho, umnikazi welayisense wendiza yokuzithokozisa eqinisekiselwe isigaba sendiza elula kakhulu ngokwendalo, kufanele –

- (a) afaneleke ukuthi akhredithwe ngesikhathi sendiza esingamahora angama-30 endizeni encane kakhulu ngokwendabuko maqondana nolwazi lwesikhathi sendiza sonke esibekwe ngokusemthethweni

ukuze kuqinisekiswa ilayisense yomshayeli wendiza yokuzithokozisa esigabeni sendiza yezemidlalo encane;

- (b) athole ulwazi ezifundweni zesimo sezulu, izinjini kanye namafreyimmu omoya nokuqondisa maqondana nezidingo zolwazi lwethiyori olushiwo ngokusemthethweni ukuze kuqinisekiswa umkhuzi isikali sezinga lomkhuzi wendiza yokuzithokozisa esigabeni sendiza yezemidlalo encane.

(11) Nangale kokuhlinzeka kwalesi simiso somthetho, umnikazi wesikali sezinga lomkhuzi wendiza yokuzithokozisa esigabeni sendiza noma i-gyroplane encane kakhulu yokugudluza isisindo, kufanele –

- (a) abe nelungelolokukhredithwa ngamahora angangaphezulu kwayi-100 esikhathi sendiza atholakele endizeni noma ku-gyroplane yendiza encane kakhulu yokugudluza isisindo, njengoba kungenzeka, maqondana nolwazi lwesikhathi sediza sisonke esibekwe ngokusemthethweni ukuqinisekisa isikali sezinga lomkhuzi wendiza yokuzithokozisa esigabeni sendiza yezemidlalo encane;
- (b) abe ethole ulwazi ezifundweni zesimo sezulu nokuqondisa maqondana nezidingo zolwazi lwethiyori olushiwo ngokusemthethweni ukuqinisekisa isikali sezinga lomkhuzi wendiza yokuzithokozisa esigabeni sendiza yezemidlalo encane.

(12) Nangale kokuhlinzeka kwalesi simiso somthetho, umnikazi wesikali sezinga lomkhuzi wendiza encane yokuzithokozisa eqinisekiswa esigabeni sendiza encane kakhulu ngokwendabuko kufanele –

- (a) abe nelungelo lokukhredithwa ngamahora esikhathi sendiza angangaphezu kwayi-150 atholakale endizeni encane kakhulu ngokwendalo maqondana nolwazi lwesikhathi sendiza esibekwe ngokusemthethweni ukuqinisekisa isikali sezinga lomkhuzi wendiza yokuzithokozisa esigabeni sendiza yezemidlalo encane;
- (b) abe ethole ulwazi ezifundweni zesimo sezulu, izinjini kanye namfreyimu omoya nokuqondisa maqondana nezidingo zolwazi ezibekwe ngokusemthethweni ukuqinisekisa isikali sezinga lomkhuzi wezindiza zokuzithokozisa esiqinisekiswa esigabeni sendiza yezemidlalo encane .”.

Isichibiyelo sesimiso somthetho 62.01.16 sezimiso zomthetho

17. Isimiso somthetho 62.01.16 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (7) sesimiso somthetho esincane esilandelayo –

“(7) Lapho ukuhlola ulwazi noma ukuhlolwa kwamakhono kudingeka, kuzokwenziwa lokho kuhlola endizeni yekilasi noma yohlobo, olufanele isigaba selayisense yomshayeli wendiza yokuzithokozisa okufuneka kuso Ukuqiniswa Kwesitifiketi.”.

Isichibiyelo sesimiso somthetho 62.01.20 sezimiso zomthetho

18. Isimiso somthetho esilandelayo kufakwe esikhundleni saso lapha isimiso somthetho 62.01.20 sezimiso zomthetho:

“Ukukhokhwa kwemali

62.01.20 Umnikazi welayisense yendiza yokuzithokozisa kufaneele akhokhe imali nejgoba kushiwo ngokusemthethweni eNgxenyeni 187, okusebenza ngohlobo lweleyisense, ngosuku lwesikhumbuzo lokutholakala kwelayisense kuMphathimandla Wezindiza Zomphakathi noma enhlanganweni evunyelwe lenhloso ngokweNgxenyeni 149, njengoba kungenzeka. Lapho kunokwenzeka khona, inkokhelo kufanele ihambisane nesifingqo njengoba kushiwo ngokusemthethweni yisimiso somthetho 62.01.9(7) .”.

Isichibiyelo sesimiso somthetho 62.02.4 sesimiso somthetho

19. Isimiso somthetho 62.02.4 lapha sichitshiyelwe –

(a) ngokufaka esikhundleni esimisweni somthetho esincane (1) salesi simiso somthetho esincane esilandelayo:

“(1) Uma ngabe umfundi ofundela ukuba umshayeli wendiza yokuzithokozisa, ngokwalezi zimiso zomthetho, kudingeka ukuthi asebenze izisetshenziswa zokusakaza ngesikhathi endiza yedwa, isitifiketi somfundi ofundela uukushayela indiza singakhishelwa ofake isicelo ongenaso isitifiketi sekhono (okuphathelene nokudizayinwa kanye nokwakhiwwa kwezindiza-aeronautical), uma kungukuthi ungumnikazi wesitifiketi sokukwazi ukwenza umsebenzi esikhishwe ngezigaba ezintathu ngaphambi kokundiza yedwa njengoba kushiwo ezindimeni ezincane (b) (i), (ii) no-(iii) wesimiso somthetho 62.02.4 (1) ngumnikazi weesikali sezinga lomkhuzi wendiza, lapho okufakaziswe khona ukuthi–

- (a) umuntu ofake isicelo uqeqeshwe ngokuyisisekelo ekusebenziseni izisetshenziswa zomsakazo ezifakwe endizeni akaqeqeshelwa kuyo ; futhi
- (b) umuntu ofake isicelo uthathwa njengokwaziyo ukusebenzisa izisetshenziswa zomsakazo ngokwanelisayo ukuhamba ngendiza yedwa –

- (i) ngaphakathi endaweni yokuhlala nokusukela izindiza ezincane noma indawo evunyiwe lapho izindiz zokuqeqesha zisuka futhi ziphele khona ;
- (ii) ngaphakathi endaweni yokundiza ejwayelekile ehambisanayo yaleyo ndawo eyisikhumulo sezindiza ezincane endaweni evvunyiwe;
- (iii) ezindizeni zamazwe omhlaba kanye nesikhala sasemoyeni esilawulwayo ngaphandle.”;

(b) ukufaka esikhundleni sesimiso somthetho esincane (3) salesi simiso somthetho esilandelayo:

“(3) Isitifiketi sokukwazi ukwenza umsebenzi esishiwo esimisweni somthetho esincane (1) sizoba iqiniso uma nje isitifiketi somfundi sokuzithokozisa siyiqiniso .”.

Isichibiyelo sesimiso somthetho 62.02.8 sezimiso zomthetho

20. Isimiso somthetho 62.02.8 sezimiso zomthetho lapha sichitshiyelwe ngokufaka esikhundleni emva kwesimiso esincane (2) sezimiso zomthetho ezincane ezilandelayo:

“(2A) Umshayeli wendiza yokuzithokozisa osengumfundi aneke andize yedwa emzileni ngaphandle uma eqede ngempumelelo ukuqeqeshwa kokwenza kanye nokuhlolwa kolwazi lwethiyori njengoba kushiwo ngokusemthethweni ku-Document SA-CATS-FCL 62, kanti ne-logbook yakhe iqinisekisiwe ukundiza yedwa emzileni.

(2B) Umshayeli wendiza yokuzithokozisa osengumfundi angeke andize yedwa emzileni ngaphandle uma eqede ngempumelelo ukuqeqeshwa kokwenza kanye nokuhlolwa kolwazi lwethiyori njengoba kushiwo ngokusemthethweni esimisweni esincane (2A) ngenhla ku-Document SA-CATS-FCL 62, kanti ne-logbook yakhe iqinisekisiwe ukuthi angenze njalo.

(2C) Umshayeli wendiza yokuzithokozisa osengumfundi angeke andize yedwa ngendiza ehamba amazwe ngaphandle uma eqede ngempumelelo ukuqeqeshwa kokwenza kanye nokuhlolwa kolwazi lwethiyori njengoba kushiwo ngokusemthethweni ezimisweni ezincane (2A) no-(2B) ngenhla ku-Document SA-CATS-FCL 62, kanti ne-logbook yakhe iqinisekisiwe ukuthi angenze njalo angandiza yedwa ngendiza enqamula amazwe.”.

Isichibiyelo sesimiso somthetho 62.03.1 sezimiso zomthetho

21. Isimiso somthetho 62.03.1 seZimiso Zomthetho lapha sichitshiyelwe—

- (a) ngokucisha isimiso esincane (1) sendima (e) ;
- (b) ngokufaka esikhundleni sesimiso somthetho esincane (2) sesimiso esincane esilandelayo :

“(2) Nangale kokuhlinzeka kweesimiso somthetho esincane (10, umuntu ofake isicelo sokukhipha ilayisense yomshayeli wendiza yokuzithokozisa esigabeni se-paraglider, hang-glider, i-paraglider enamandla kanye ne-paratrike enamandla, akufanele angabi ngaphansi kweminyaka eyi-16 ubudala.”.

Isichibiyelo sesimiso somthetho 62.03.2 sezimiso zomthetho

22. Isimiso somthetho 62.03.2 seZimiso Zomthetho lapha sichitshiyelwe –

- (a) ngokufaka esikhundleni sendima encane (ii) sendima (b) yendima encane elandelayo:

“(ii) inamba yereferensi yelayisense yomshayeli wendiza eyiqiniso;”;

- (b) ukwengeza endimeni (b) emva kwendima encane (v) sendima encane elandelayo:

“(vi) ikhophi ye-logbook yakhe ekhombisa konke ukuqeqeshwa, ifingqwe ngokungenaphutha ngokwe-Documents SA-CATS-FCL 62.”.

Isichibiyelo sesimiso somthetho 62.03.2 sezimiso zomthetho

23. Isimiso somthetho 62.03.4 lapha sichitshiyelwe ngokucisha indima (d).

Isichibiyelo sesimiso somthetho 62.04.1 sezimiso zomthetho

24. Isimiso somthetho 62.04.1 lapha sichitshiyelwe ngokufaka esikhundleni samagama andulela indima (a) anye nendima (a0) yala magama alandelayo kanye nendima:

“62.04.1 Ukuze umuntu ofake isicelo, noma umnikazi, welayisense yomshayeli wendiza yokuzithokozisa ukuthi anikezwe isikali sezinga lohlobo lokuqala ngegama lezindiza ezincane kakhulu zendabuko, kufanele –

- (a) abe okungenani nesitifiketi esinomngcele esiyiqiniso sokhono ekusebenziseni ucingo lomsakazo (idizayini nokwaxhiwa kwendiza);”.

Isichibiyelo sesimiso somthetho 62.04.2 sezimiso zomthetho

25. Isimiso somthetho 62.04.2 lapha sichitshiyelwe –

- (a) ngokufaka esikhundleni samagama andulela indima (a) yala magama alandelayo:

“62.04.2 (1) Umuntu ofake isicelo ukuze anikezwe isikali sezinga lohlobo lokuqala ngegama lezindiza ezincane kakhulu zendabuko kufanele kube uqede amahora angangaphansi kwangama-25 esikhathi sendiza njengomshayeli wendiza eyindiza encane kakhulu ngokudalwa, okufanele okungenani amahora angama-25 kube yisikhathi sokundiza yedwa, futhi kufanele sibandakanye –”;

- (b) ukufaka esikhundleni sesimiso somthetho esincane (3) sesimiso somthetho esincane esilandelayo :

“(3) Umuntu ofake isicelo ukuze anikezwe isikali sezinga lekilasi lezindiza ezincane kakhulu zendabuko kufanele kube uqede amahora angangaphansi kwe-100 esikhathi sokundiza njengomshayeli wendiza encane kakhulu yendabuko, futhi abe nezikali zezinga lohlobo okungenani ezinhlanu ngegama lezindiza ezincane kakhulu zendabuko.”.

Ukufaka esikhundleni sesimiso somthetho 62.04.3 sezimiso zomthetho

26. Lesi simiso somthetho lapha kufakwe esikhundleni saso isimiso somthetho 62.04.3 sezimiso zomthetho:

“Ukuqeqeshwa

62.04.3 Umuntu ofake isicelo ukuze anikezwe isikali sezinga lohlobo lokuqala ngegama lezindiza ezincane kakhulu zendabuki kufanele ukube uqede ngempumelelo ukuqeqeshwa okufanele njengoba kushiwo ngokusemthethweni ku-Documents SA-CATS-FCL 62.”.

Isichibiyelo sesimiso somthetho 62.04.4 sezimiso zomthetho

27. Isimiso somthetho 62.04.4 lapha sichitshiyelwe ngokufaka izinamba zesimiso esincane esesikhona njengesimiso somthetho esincane (1) kanye nokwengeza emva kwesimiso somthetho wamanje wezimiso zomthetho ezilandelayo:

“(2) Umuntu ofake isicelo ukuze anikezwe isikali sezinga lohlobo ngegama lezindiza ezincane kakhulu zendabuko kufanele ukube uphase ngempumelelo ukuhlolwa okubhalwayo okufanele njengoba kushiwo ngokusemthethweni ku-Document SA-CATS-FCL 62.

(3) nangale kokuhlinzeka kwesimiso somthetho esincane (1), esimeni lapho umuntu ofake isicelo onolwazi olunzulu engumnikazi welayisense yomshayeli wendiza, ekhishwa ngokweNgxenywe 61, noma umnikazi wekilasi noma wesikali sezinga lohlobo lwezindiza ezincane kakhulu zokugudlula isisindo okulawulwayo, izindiza zemidlalo ezilula noma ama-gyroplane, umuntu ofake isicelo anganikwa ikhredithi ngananoma iyiphi ithiyori ngokubona komkhuzi ohlodayo.

(4) Nangale kokuhlinzeka kwesimiso somthetho esincane (20, isivivinyo solwazi lwethiyori, “imigomo yendiza” yezindiza ezincane kakhulu ngokwendalo kufanele sibhalwe yibo bobabili abashayeli bezindiza ezincane ezilawulwayo zokugudlula isisindo kanye nowe-gyroplane abafuna ukuqinisekiselwa indiza encane kakhulu ngokwendalo.”.

Isichibiyelo sesimiso somthetho 62.04.5 sezimiso zomthetho

28. Isimiso somthetho 62.04.5 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane:

“(1) Umuntu ofake isicelo sokunikwa isikali sezinga lohlobo lokuqala ngegama lezindiza ezincane kakhulu ngokwendalo kufanele akhombise kumnikazi wesikali sezinga lezindiza ezincane kakhulu ngokwendalo weZinga A noma weZinga B, noma umkhuzi wendiza okalwe izinga ngokufanele ngokweNgxenywe 61, ukukwazi ukusebenza, njengomshayeli ophethe wendiza encane kakhulu ngokwendalo, izinqubo kanye nokukhombisa ikhono njengoba kushiwo ngokusemthethweni ku-Document SA-CATS-FCL 62, ngezinga lokukwazi ukwenza umsebenzi elifanele emalungelweni anikezwe umnikazi welayisense yomshayeli wendiza yokuzithokozisa .”.

Isichibiyelo sesimiso somthetho 62.04.6 sezimiso zomthetho

29. Isimiso somthetho 62.04.6 lapha sichitshiyelwe—

- (a) ngokufaka izinamba zesimiso somthetho esivele sikhona njengesimiso somthetho (1);
- (b) ukufaka esikhundleni sesimiso somthetho esincane (1) sendima encane (i) yendima (b) yendima encane elandelayo:

“(i) inamba yereferensi yelayisense eyiqiniso noma isicelo esiyiqiniso sokunikezwa leyo layisense;

- (c) kanye nokwengeza emva kwesimiso somthetho esincane (1) sezimiso zomthetho ezilandelayo:

“(2) Umuntu ofake isicelo sokunikezwa isikali sezinga lohlobo esengeziwe ngegama lezindiza ezincane kakhulu ngokwendalo kufanele—

- (a) enze ukuhlolwa kwamakhono nomkhuzi weZinga C, B, A ngohlobo olufanele noma isikali sezinga lekilasi lapho kuzodingeka khona ukudrila kwesenzo esibalulekile sezinga eliphezulu;
- (b) nomhloli ekulawulweni okuhamba ngakubili, noma ngaphansi kokusuphavayizwa okuqondile esimeni sendiza ehlala umuntu oyedwa enze okungenani ukusuka okuthathu kanye nokuhlala okuthathu kanye nanoma yimuphi umsebenzi othathwa njengodingekayo; futhi
- (c) aphase izivivinyo zobuchwepheshe njengoba kushiwo ngokusemthethweni ku-Document SA-CATS-FCL 62.”.

Isichibiyelo sesimiso somthetho 62.04.7 sezimiso zomthetho

30. Isimiso somthetho 62.04.7 lapha sichitshiyelwe ngokwengeza emva kwesimiso somthetho esincane (2) sesimiso somthetho esincane esilandelayo:

“(3) Umuntu ofake isicelo sokunikezwa isikali sezinga lekilasi lezindiza ezincane kakhulu ngokwendalo kufanele ukuba uqede amahora angangaphansi kwama-500 esikhathi sokundiza njengomshayeli wendiza encane kakhulu ngokwendalo, futhi abe nezikali zezinga eziyizinhlobo ezinhlanu okungenani ngegama lezindiza ezincane kakhulu ngokwendabuko.”.

Isichibiyelo sesimiso somthetho 62.04.9 sezimiso zomthetho**31. Isimiso somthetho 62.04.9 lapha sichitshiyelwe –**

(a) ngokufaka esikhundleni sesimiso somthetho esincane (1) amagama andulela indima encane (i) yendima (b) yamagama alandelayo:

“(b) ngaphakathi esikhaleni somoya esilawulwayo ngaphandle uma –“;

(b) ukufaka esikhundleni sesimiso somthetho esincane (1) kwendima encane (iv) yendima (b) yendima encane elandelayo:

“(iv) ngesikhathi usesendaweni yezithuthi eyisikhumulo sezindiza ezincane indawo yomsakazo ofanele obika inqubo okuhanjiswa nawo.”.

Isichibiyelo sesimiso somthetho 62.04.10 sezimiso zomthetho**32. Isimiso somthetho 62.04.10 lapha sichitshiyelwe ngokufaka esikhundleni sendima encane (ii) yendima (a) yendima encane elandelayo :**

“(ii) uphase ukuhlolwa kwamakhono nomkhuzi wendiza onezinga elifanele ezinyangeni ezintath owandulela ngokushesha indiza ehlosiwe; futhi;”.

Ukufaka esikhundleni sesihloko eNgxenyeni encane 5 yeNgxenye 62 yezimiso zomthetho**33. Izihloko ezilandelayo lapha kufakwa esikhundleni isihloko kuNgxenye encane 5 yeNgxenye 62 yeZimiso Zomthetho:**

“IZIDINGO ZOKUNIKEZWA ISIKALI SEZINGA LEKILASI NOMA ISIKALI SEZINGA LOHLOBO NGEGAMA LEZINDIZA EZINCANE KAKHULU EZILAWULWAYO ZOKUGUDLULA ISISINDO”.

Isichibiyelo sesimiso somthetho 62.05.1 sezimiso zomthetho

- 34.** Isimiso somthetho 62.05.1 lapha sichitshiyelwe ngokufaka esikhundleni amagama andulela indima (a) yamagama alandelayo kanye nendima:

“62.05.1 Umfaki wesicelo, umnikazi, welayisense yomshayeli wokuzithokozisa ukuthi anikwe isikali sezinga lohlobo lwezindiza ezincane kakhulu ezilawulwayo zokugudlula isisindo, kufanele –

- (a) abe okungenani nesitifiketi esinemingcele esiyiqiniso sekhono ocingweni lomsakazo (ukundiza emoyeni);”.

Isichibiyelo sesimiso somthetho 62.05.2 sezimiso zomthetho

- 35.** Isimiso somthetho 62.05.2 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) no-(2) sezimiso somthetho esincane esilandelayo:

“62.05.2 (1) Umuntu ofake isicelo sokunikezwa isikali sezinga lohlobo lokuqala ngegama lezindiza ezincane kakhulu ezilawulwayo zokugudlula isisindo kufanele abe eqede amahora angangaphansi kwangama-25 esikhathi sokundiza njengomshayeli wezindiza ezincane kakhulu ezilawulwayo zokugudlula isisindo, amahora ayi-15 kuzoba ngawesikhathi sokundiza eyedwa, okufanele abandakanye –

- (a) indiza enqamula amazwe ehamba nababili eyodwa kanye nendiza enqamula amazwe uhamba wedwa, iyodwa isikhathi esingangaphansi kwemizuzu engama-90 andizwe ngesivinini sokuhamba esijwayelekile; kanye
- (b) nendiza eyodwa ehamba abantu ababili enqamula amazwe yesikhathi esingangaphansi kwamahora angama-90 andizwe ngesivinini sokuhamba esijwayelekile nokubandakanya ukuhlala kokuma ngokugcwele endaweni okungesiyona okuyiwa kuyo.

- (2) Nangale kokuhlinzeka kwesimiso somthetho esincane (1), esimeni somuntu ofake isicelo enolwazi olunzulu njengomnikazi welayisense yomshayeli

wendiza, enikezwa ngokweNgxenye 61, noma umnikazi wesikali sezinga lekilasi noma isikali sezinga lohlobo ngegama lezindiza ezincane kakhulu ngokwendabuko, izidingo zehora kanye nezokunqamula amazwe zingaxegiswa ngokubona komkhuzi wendiza oqhuba ukuhlolwa kwamakhono, okushiwo esimisweni somthetho 62.05.5. Isidingo sehora lokufunda ngababili lingancishiswa esimeni somuntu ofake isicelo onolwazi olunzulu lokundiza elenga.”.

Isichibiyelo sesimiso somthetho 62.05.3 sezimiso zomthetho

36. Isimiso somthetho esilandelayo kufakwe esikhundleni isimiso somthetho 62.05.3 sezimiso zomthetho:

“Ukuqeqeshwa

62.05.3 Umuntu ofake isicelo sokunikwa isikali sezinga lohlobo lokuqala ngegama lezindiza ezincane kakhulu ezilawulwayo zokugudluza isisindo kufanele ukube uqede ngempumelelo ukuqeqeshwa okufanele njengoba kushiwo ngokusemthethweni ku-Documents SA-CATS-FCL 62.”.

Isichibiyelo sesimiso somthetho 62.05.4 sezimiso zomthetho

37. Isimiso somthetho esilandelayo lapha kufakwe esikhundleni isimiso somthetho 62.05.4 sezimiso zomthetho:

“Isivivinyo solwazi lwethiyori

62.05.4 (1) Umuntu ofake isicelo sokunikezwa isikali sezinga lohlobo lokuqala ngegama lezindiza ezincane kakhulu ezilawulwayo okokugudluza isisindo kufanele ukuba uphase isivivinyo esibhalwayo esifanele njengoba kushiwo ngokusemthethweni ku-Documents SA-CATS-FCL 62.

(2) Nangale kokuhlinzeka kwesimiso somthetho esincane (1), esimeni somuntu ofake isicelo onolwazi olunzulu njengomnikazi welayisense yomshayeli wendiza, enikezwe ngokweNgxenye 61, noma umnikazi wesikali sezinga lekilasi noma lohlobo lwezindiza noma i-gyroplane encane kakhulu elawulwayo ngokwendabuko, umuntu ofake isicelo kungenzeka anikwe ikhredithi nganoma iyiphi ithiyori ngokubona komkhuzi ohlodayo.

(3) Nangale kokuhlinzeka kwesimiso somthetho esincane (2), sesivivinyo solwazi lwethiyori, “imigomo yokundiza” yezindiza ezincane kakhulu zokugudluza isisindo kufanele ibhalwe ngabashayeli bezindiza abanelayisense ngokweNgxenye 61, abashayeli bezindiza eziyizindiza ezincane kakhulu

ezilawulwayo ngokwendabuko kanye nabashayeli bama-gyroplane abafuna ukuqinisekiswa ngezindiza ezincane kakhulu zokugudluza isisindo .”.

Isichibiyelo sesimiso somthetho 62.05.5 sezimiso zomthetho

38. Isimiso somthetho 62.05.5 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) no-(2) sesimiso somthetho esincane esilandelayo :

“(1) Umuntu ofake isicelo sokunikezwa isikali sezinga lohlobo ngegama lezindiza ezincane kakhulu ezilawulwayo zokugudluza isisindo kufanele akhombise kumnikazi wesikali sezinga lomkhuzi wendiza yezindiza ezincane kakhulu ezilawulwayo zokugudluza isisindo weZinga B noma Izinga A, ukukwazi ukwenza, njengomshayeli wendiza omkhulu, izinqubo kanye namakhono njengoba eshiwo ngokusemthethweni ku-Documents SA-CATS-FCL 62, nezinga lokukwazi ukwenza umsebenzi elifanele emalungelweni anikezwe umnikazi welayisense yomshayeli wendiza yokuzithokozisa.”.

Isichibiyelo sesimiso somthetho 62.05.6 sezimiso zomthetho

39. Isimiso somthetho 62.05.6 lapha sichitshiyelwe—

(a) ngokufaka inamba yesimiso somthetho esincane esivele sikhona njengesimiso somthetho esincane(1);

(b) ngokufaka esikhundleni amagama andulela indima (a) yamagama alandelayo:

“Isicelo sokunikezwa isikali sezinga lohlobo ngegama noma isikali sezinga lekilasi lezindiza ezincane kakhulu ezilawulwayo zokugudluza isisindo kufanele—

(c) ngokufaka esikhundleni endimeni (b) yendima encane (i) yendima encane elandelayo:

“(i) inamba yereferensi yelayisense eyiqiniso noma isicelo esiyiqiniso sokukhipha ilayisense enjalo;”;

(d) kanye nokwengeza emva kwesimiso somthetho esincane samanje sesimiso somthetho esincane esilandelayo:

“(2) Umuntu ofake isicelo sokunikezwa isikali sezinga lohlobo olwengeziwe ngegama lezindiza ezincane kakhulu ezilawulwayo zokugudluza isisindo kufanele —

(a) enze ukuhlolwa kwamakhono nomkhuzi weZinga C, B noma A onesikali sezinga lohlobo noma lwekilasi elifanele lapho kuzodingeka kona izinga eliphezulu lwedrili yokwenza ephilayo;

- (b) norrikhuzi wokulawula kwabantu abababili, noma ngaphansi kokusuphavayizwa ngqo esimeni sendiza ehamba umuntu oyedwa enze okungenani ukusuka okuthathu kanye nokuhlala okuthathu kanye neminye imisebenzi okucatshangwa ukuthi iyadingeka; futhi
- (c) aphase izivivinyo zobuchwepheshe njengoba kushiwo ngokusemthethweni ku-Document SA-CATS-FCL 62.”.

Isichibiyelo sesimiso somthetho 62.05.7 sezimiso zomthetho

40. Isimiso somthetho 62.05.7 lapha siyachitshiyelwa ngokwengeza izimiso zomthetho ezilandelayo emva kwesimiso somthetho (2):

“(3) Umuntu ofake isicelo sokunikezwa isikali sezinga lekilasi lezindiza ezincane kakhulu ezilawulwayo zokugudluza isisindo kufanele aqede amahora okundiza angangaphansi kwangama-500 njengomshayeli wendiza encane kakhulu elawulwayo yokugudluza isisindo, futhi abe nezikali zamazinga ohlobo okungenani amahlanu ngegama lezindiza ezincane kakhulu ezilawulwayo zokugudluza isisindo.

(4) Ukhomishina, noma inhlango ekhethelwe leyo nhloso ngokwengxenye 149, njengoba kungenzeka, kufanele akhiphe isikali sezinga lohlobo ngegama noma ngesikali sezinga lekilasi lezindiza ezincane kakhulu ezilawulwayo zokugudluza isisindo uma umuntu ofake isicelo ehambisana nezidingo ezishiwo esimisweni somthetho 62.05.6.

(5) Isikali sezinga lohlobo ngegama kanye nesikali sezinga lekilasi lezindiza ezincane kakhulu ezilawulwayo zokugudluza isimo kufanele zikhishwe ngesimo sokwakheka esishiwo ngokusemthethweni ku-Document SA-CATS-FCL 62.

(6) Umuntu ofake isicelo sokunikezwa isikali sezinga lekilasi lezindiza ezincane kakhulu ezilawulwayo zokugudluza isisindo kufanele abe eqede amahora angangaphansi kwangama-500 esikhathi sokundiza njengomshayeli wendiza encane kakhulu elawulwayo yokugudluza isisindo, futhi abe okungenani nezikali zamazinga ohlobo amahlanu ngegama lezindiza ezincane kakhulu ezilawulwayo zokugudluza isisindo.”.

Isichibiyelo sesimiso somthetho 62.05.10 sezimiso zomthetho

41. Isimiso somthetho 62.05.10 lapha siyachitshiyelwa ngokufaka esikhundleni endimeni (a) indima (ii) yendima encane elandelayo:

“(ii) uphase ukuhlolwa kwamakhono nomkhuzi ondizayo okalwe ngokufanele ezinyangeni ezintathu ngokushesha okwandulela indiza ehlosiwe; futhi;”.

Isichibiyelo sesimiso somthetho 62.08.1 sezimiso zomthetho

42. Isimiso somthetho 62.08.1 lapha siyachitshiyelwa ngokufaka esikhundleni sesimiso somthetho (4) sesimiso somthetho ezilandelayo:

“(4) Umfaki wesicelo wesikali sezinga lokuhambisana ngababili ku-paraglider kufanele –

- (a) abe usebe nesikali sezinga le-paraglider okungenani izinyanga ezingama-24;
- (b) abe ngumnikazi wesikali sezinga lekilasi lezemidlalo;
- (c) abe nesitifiketi sokuqina kokwelashwa esifanele, njengoba kushiwo ngokusemthethweni ku-Documents SA-CATS-FCL 62; futhi
- (d) kube uthole ulwazi olushiwo ngokusemthethweni ezimisweni zomthetho 62.08. 2.

Isichibiyelo sesimiso somthetho 62.08.9 sezimiso zomthetho

43. Isimiso somthetho 62.08.9 lapha siyachitshiyelwa esimisweni somthetho (4) ngokwengeza ngendima elandelayo:

“(c) enze njengomsizi womkhuzi wendiza yokuzithokozisa (paraglider).”.

Isichibiyelo sesimiso somthetho 62.08.9 sezimiso zomthetho

44. Isimiso somthetho 62.09.1 lapha siyachitshiyelwa–

(a) ngokufaka esikhundleni esimisweni esincane (1) sendima (b) yendima elandelayo:

“(b) unesitifiketi sokwelashwa seKilasi 4 okungenani esakhishwa ngokweNgxenye 67;”;

(b) ukwengeza emva kwesimiso esincane (3) sesimiso somthetho esilandelayo:

“(4) Nangale kokuhlinzeka kwesimiso somthetho esincane (10, lapho okufuneka ukuthi khona isikali sezinga lomkhuzi wendiza yokuzithokozisa siqinisekiswa kuphela esigabeni se-hang-glider noma i-paraglider, esikhundleni umuntu ofake isicelo kufanele aqede futhi alethe isitifiketi sokuqina kokwelashwa, njengoba kushiwo ngokusemthethweni ku-Documents SA-CATS-FCL 62.”.

Isichibiyelo sesimiso somthetho 62.09.2 sezimiso zomthetho

45. Isimiso somthetho 62.09.2 lapha siyachitshiyelwa –

(a) ngokufaka esikhundleni sendima (a) yendima elandelayo :

“(a) esimeni somnikazi wesikali sezinga lohlobo noma lwekilasi lezindiza ezincane kakhulu ezilawulwayo zokugudluza isisindo noma isikali sezinga lohlobo lwezindiza zemidlalo ezincane –

- (i) zesikali sezinga lomkhuzi wendiza yokuzithokozisa weZinga C (indiza encane kakhulu); okungenani amahora ama-5 okwenza ngempela kokunikeza imiyalelo ngokushesha endizeni kanye namahora ama-2 okunikeza ngokushesha isifundo kanye namahora angangaphansi kwangama-200 esikhathi sokundiza okungenani amahora ayi-100 kuwo kufanele kube awendiza encane kakhulu noma yezemidlalo encane esigabeni esifanele;
- (ii) zesikali sezinga lomkhuzi wendiza yokuzithokozisa weZinga B: okungenani iulwazi lwezinyanga eziyisithupha njengomkhuzi wokundiza wendiza encane kakhulu yeZinga C noma indiza encane yezemidlalo kanye namahora angangaphansi kwayi-100 esikhathi sokufundiswa ukundiza kufanele abe awendiza encane kakhulu noma yezemidlalo encane esigabeni esifanele;
- (iii) yesikali sezinga lomkhuzi wendiza yokuzithokozisa weZinga A: okungenani ulwazi lweminyaka emithathu njengomkhuzi wendiza weZinga B wendiza encane kakhulu noma yezemidlalo encane kanye namahora angangaphansi kwangama-500 esikhathi sokufundiswa ngokundiza, okungenani amahora angama-300 kuwo esikhathi sokufundiswa ngokundiza abe sendizeni encane kakhulu noma yezemidlalo esigabeni esifanele;”;

(b) ngokufaka esikhundleni sendima (C) sendima elandelayo :

“(c) kumkhuzi wendiza yokuzithokozisa weZinga A, B, noma C (paragliding) –

- (i) onolwazi lokundiza nge-paraglider okungenani lweminyaka emibili ;
- (ii) abe ngumnikazi wesikali sezinga leKilasi Lezemidlalo okungenani izinyanga eziyishumi nambili ;

- (iii) ofake encwadini ukundiza okungenani amahora angama-300 kanye nesikhathi esiyi-100 sokundiza; futhi
- (iv) Ohambisana nezidingo ezishiwo ngokuphelele ku-Document SA-CATS-FCL 62;”.

Isichibiyelo sesimiso somthetho 62.09.5 sezimiso zomthetho

46. Isimiso somthetho 62.09.5 lapha siyachitshiyelwa –

(a) ngokufaka isimiso somthetho esincane (2) endimeni (i) yendima (a) yendima encane elandelayo:

“(i) eZingeni C, Izinga B noma Izinga A, umnikazi weZinga A isikali sezinga lomkhuzi wendiza yokuzithokozisa (indiza encane kakhulu);”;

(b) ngokucisha isimiso somthetho esincane (2) sezindima (d) no- (f);

(c) ngokufaka esikhundleni esimisweni esincane (20 sendima (g) yendima elandelayo:

“(g) esimeni somkhuzi wokuzithokozisa (paraglider, i-paraglider esamoto, i-paratrike esamoto):

- (i) esikalini sezinga leZinga C, abanikazi ababili besikali sezinga lomkhuzi wokuzithokozisa weZinga B (paraglider, i-paraglider esamoto, i-paratrike esamoto) njengoba kufanele;
- (ii) esikalini seZinga B, umnikazi weZinga A wesikali sezinga lomkhuzi wendiza yokuzithokozisa (paraglider, i-paraglider esamoto, i-paratrike esamoto) njengoba kufanele;
- (iii) esikalini sezinga leZinga A, umhloli okhethiwe one-paraglider, i-paraglider esamoto, i-paratrike esamoto, njengoba kungenzeka;”;

(d) ngokwengeza isimiso esincane (2) emva kwendima (g) yendima elandelayo:

“(h) esimeni somkhuzi wendiza yokuzithokozisa (indiza yezemidlalo encane): umnikazi wesikali sezinga lomkhuzi onesikhundla sokuba umhloli okhethiwe, njengoba kushiwo ngokusemthethweni engxenyeni encane 62.15.”.

Isichibiyelo sesimiso somthetho 62.09.6 sezimiso zomthetho

47. Isimiso somthetho 62.09.6 seZimiso zomthetho lapha siyachitshiyelwa ngokufaka esikhundleni indima (a) yendima elandelayo:

“(a) inamba yereferensi yelayisense eyiqiniso, ephethwe umuntu ofake isicelo ;”.

Isichibiyelo sesimiso somthetho 62.09.8 sezimiso zomthetho

48. Isimiso somthetho 62.09.8 seZimiso zomthetho lapha siyachitshiyelwa –

(a) ngokufaka esikhundleni sezindima (a), (b) no-(c) sezindima ezilandelayo :

“(a) esimeni somkhuzi wendiza yokuzithokozisa weZinga C (indiza encane kakhulu noma indiza yezemidlalo elula), ngaphansi kokusuphavayizwa umkhuzi weZinga B noma weZinga A–

- (i) Kusukela ekuqaleni ukuqeqeshwa kuphela kulezo zindiza akanenguqulelo yomkhuzi kuzo yohlobo ngokwe-Documents SA-CATS-FCL 62;
- (ii) Ukwenza ukuqeqeshwa kwenguqulelo kohlobo olwengeziwe lomnikazi welayisense yomshayeli wezindiza zokuzithokozisa noma wesikali sezinga labakhuzi
- (iii) uyafundisa;

(b) esimeni somkhuzi wendiza weZinga B (indiza encane kakhulu noma indiza yezemidlalo elula) –

- (i) ukusebenzisa amalungelo omkhuzi wendiza yokuzithokozisa weZinga C (indiza encane kakhulu noma indiza yezemidlalo elula);
- (ii) ukugunyaza umuntu onesitifiketi sokufundela indiza encane kakhulu ekundizeni kwakhe yedwa;
- (iii) ukwenza ukuhlolwa kokundiza kokunikezwa isikali sezinga lohlobo noma lwekilasi onesigaba salo esifanele kanye nesikali sezinga lohlobo noma lekilasi;
- (iv) ukumaka izivivinyo;
- (v) ukusayina amafomu okufaka izicelo kanye nezitifiketi zokukwazi ukwenza umsebenzi;
- (vi) ukusuphavayiza abakhuzi beZinga C;
- (vii) esimeni sezindiza ezincane kakhulu: ungafaka isicelo sesikali sezinga lekilasi (indiza encane kakhulu) kufundiswa ekutholeni isikali sezinga lezinga B uma engumuntu onesikali sezinga lohlobo lomkhuzi ezinhlotsheni ezincane kakhulu ezi-5 okungenani futhi enamahora amancane angama-300 okufundiswa ezindizeni ezincane kakhulu

- (c) esimeni seZinga A lomkhuzi wendiza yokuzithokozisa weZinga (indiza encane kakhulu) –
- (i) ukusebenzisa amalungelo eZinga B lomkhuzi wendiza yokuzithokozisa (indiza encane kakhulu);
 - (ii) ukuqhuba ukuqeqeshwa (kubandakanya ukuqeqeshwa okusheshayo) kanye nokwenza imisebenzi yokuqhuba ukuhlolwa kwamakhono okudingekayo kumkhuzi wendiza yokuzithokozisa weZinga A, Izinga B noma Izinga C (indiza encane kakhulu);
 - (iii) ukwenza imisebenzi ekuqhubeni ukuhlolwa kwamakhono njengoba kushiwo ngokusemthethweni esimisweni somthetho 62.14.06
- (b) ngokucisha izindima (g) no-(i); kanye
- (c) nokwengeza emva kwendima (i) yendima elandelayo:
- “(j) esimeni somkhuzi wendiza yokuzithokozisa weZinga A (indiza yezemidlalo encane) –
- (i) ukusebenzisa amalungelo omkhuzi wendiza yokuzithokozisa weZinga B (indiza yezemidlalo encane);
 - (ii) ukuqhuba ukuqeqeshwa (kubandakanya nokuqeqeshwa okusheshayo) okudingekayo kumkhuzi wendiza yokuzithokozisa weZinga C, Izinga B noma Izinga A (indiza yezemidlalo encane);
 - (iii) ukuqhuba ukuqeqeshwa okudingekayo kwezinye izikali zezinga eziyisipesheli.

Isichibiyelo sesimiso somthetho 62.09.9 sezimiso zomthetho

49. Isimiso somthetho esilandelayo lapho kufakwe esikhundleni saso isimiso somthetho 62.09.9 seZimiso zomthetho:

“Isikhathi seqiniso

62.09.0 Isikali zezinga lomkhuzi wendiza yokuzithokozisa kufanele sibe iqiniso isikhathi esiyiminyaka emithathu, ebalwe ekupheleni kwenyanga elandela usuku lokukhishwa, ukuphinde ikhishwe noma ukukhushulwa izinga, noma kusukela ngosuku lokuphelelwa isikhathi sokukala izinga uma lokho kukala izinga kubuye kwaqinisekiswa ngokuhambisana nokuhlinzeka kwesimiso somthetho 62.09.10”.

Isichibiyelo sesimiso somthetho 62.09.10 sezimiso zomthetho

50. Isimiso 62.09.10 seZimiso Zomthetho lapha sichitshiyelwe ngokufaka esikhundleni endimeni (a) yendima encane (i) yendima encane elandelayo:

“(i) eye ezifundweni zokuvuselela abakhuzi bezindiza njengoba kushiwo ku-Documents SA-CATS-FCL 62 eminyakeni emibili ngokushesha okwandulela usuku lokuphelelwa yisikhathi kwaleso sikali sezinga; futhi”.

Isichibiyelo sesimiso somthetho 62.09.11 sezimiso zomthetho

51. Isimiso 62.09.11 seZimiso Zomthetho lapha sichitshiyelwe ngokufaka esikhundleni esimisweni somthetho esincane (2) sendima (a) yendima elandelayo:

“(a) izinyanga eziyishumi nambili zandulela ngokushesha ukufakwa kwesicelo sokuya ezifundweni zokuvuselela umkhuzi wendiza njengoba kushiwo ngokusemthethweni ku-Documents SA-CATS-FCL 62; futhi;”.

Isichibiyelo sesimiso somthetho 62.10.1 seZimiso zomthetho

52. Isimiso 62.10.1 seZimiso Zomthetho lapha sichitshiyelwe ngokufaka esikhundleni esimisweni somthetho esincane (2) sendima (b) yendima elandelayo:

“(b) esimeni sesikali sezinga lokuhlolwa kweKilasi II komshayeli wendiza noma Ikilasi III lesikali sezinga lendiza lokuhlolwa ngemuva kokunakekelwa, uma umuntu ofake isicelo engumnikazi welayisense yomshayeli wendiza yokuzithokozisa, isidingo sesitifiketi sokwelashwa kufanele sibe njengoba kushiwo ngokusemthethweni esimisweni somthetho 62.01.10.”.

Isichibiyelo sesimiso somthetho 62.10.2 seZimiso zomthetho

53. Isimiso somthetho 62.10.2 seZimiso zomthetho lapha siyachitshiyelwa ngokufaka esikhundleni sezimiso zomthetho ezincane (2) no-(3) sezimiso zomthetho ezincane ezilandelayo:

“(2) Lapho isikali sezinga lokuhlolwa kweKilasi I kunikezwe umnikazi welayisense yomshayeli wendiza yokuzithokozisa, amalungelo esikali sezinga

angasetshenziswa kuphela endizeni enesitifiketi esingenaluhlobo akanesikali sezinga lesigaba esiyiqiniso.

(3) Lapho isikali sezinga lokuhlolwa komshayeli wendiza weKilasi II noma isikali sezinga lokuhlolwa kwangemuva kokunakekelwa kweKilasi III kunikezelwe kumnikazi welayisense yomshayeli wendiza yokuzithokozisa, kungasetshenziswa amalungelo kuphela endizeni enesitifiketi esingenaluhlobo akanesikali sezinga lesigaba eliyiqiniso, isikali sezinga lekilasi noma isikali sezinga lohlobo.”.

Ukufaka esikhundleni sesihloko sengxenye encane 11 yeZimiso Zomthetho

54. Isihloko esilandelayo lapho kufakwe esikhundleni saso engxenyeni 11 seZimiso zomthetho :

“INGXENYE ENCANE 11: IZIDINGO ZOKUNIKEZWA KWEZIKALI ZAMAZINGA OKUDONSA INDIZA ENCANE KAKHULU KANYE NEYEZEMIDLALO ENCANE”

Isichibiyelo sesimiso somthetho 62.11.1 seZimiso zomthetho

55. Isimiso somthetho 62.11.1 seZimiso zomthetho lapha siyachitshiyelwa ngokufaka esikhundleni samagama andulela indima (a) kanye nendima (a) yamagama alandelayo kanye nendima:

“Umuntu ofake isicelo sokukhishwa kwesikali sezinga lendiza encane kakhulu ngokwendalo noma indiza encane yezemidlalo edonsayo noma edonswayo kufanele—

- (a) kube umnikazi welayisense yomshayeli wendiza eyiqiniso ekhishwe ngokweNgxenye 61 yalezi Zimiso zomthetho, noma ilayisense yomshayeli wendiza yokuzithokozisa ngokwale Ngxenye, eqinisekiselwe isigaba sezindiza ezincane kakhulu ngokwendalo noma izindiza zemidlalo ezincane kanye nesikali sezinga lekilasi elifanele noma isikali sezinga lohlobo lwendiza edonsayo okufanele isetshenziswe;”.

Ukufaka esikhundleni sesimiso somthetho 62.11.2 seZimiso zomthetho

56. Isimiso somthetho esilandelayo lapha sifakwa esikhundleni sesimiso somthetho 62.11.5 seZimiso zomthetho:

“Ulwazi

62.11.2 (1) Umuntu ofake isicelo sendiza encane kakhulu noma isikali sezinga lendiza yezemidlalo encane edonsayo noma edonswayo kufanele ukube wathola ezindizeni ezincane kakhulu ngokwendalo noma ezindizeni zezemidlalo ezincane esigabeni lapho okufunwa khona isikali sezinga lokudonsa noma lokudonswa, okungenani amahora ayi-100 njengomshayeli wendiza ophethe.

(2) Nangale kokuhlinzeka kwesimiso somthetho esincane (1), isidingo sehora singancishiswa siye emahoreni angama-50 njengomshayeli wendiza ophethe wendiza encane kakhulu noma wendiza yezemidlalo encane uma umuntu ofake isicelo engumnikazi –

- (a) wesikali sezinga lomshayeli wendiza edonsayo esiyiqiniso esikhishwe ngokweNgxenye 61 futhi engumnikazi welayisense yomshayeli wendiza eyiqiniso kanye nesikali sezinga lendiza encane kakhulu elisebenzayo noma isikali sezinga lohlobo noma isikali sohlobo lwendiza yezemidlalo elula.”.

Ukufaka esikhundleni sesimiso somthetho 62.11.3 seZimiso zomthetho

57. Isimiso somthetho esilandelayo lapha sifakwa esikhundleni sesimiso somthetho 62.11.3 seZimiso Zomthetho:

“Ukuqeqesha

62.11.3 Umuntu ofake isicelo sesikali sezinga lokudonsa noma lokudonswa lendiza encane kakhulu noma lendiza yezemidlalo encane kufanele aqede ngempumelelo ngaphansi kokusuphavayizwa umkhuzi wendiza okalwe izinga ngokufanele noma umuntu okhethelwe inhloso ngokubhalela Ukhomishina noma inhlango ekhethelwe leyo nhloso ngokweNgxenye 149, njengoba kungenzeka ukudonswa kwasemoyeni okuphansi okuyi-10.”.

Ukufaka esikhundleni sesimiso somthetho 62.11.4 seZimiso zomthetho

58. Isimiso somthetho esilandelayo lapha sifakwe esikhundleni sesimiso somthetho 62.11.4 seZimiso zomthetho:

“Isivivinyo solwazi lwethiyori

62.11.4 Umuntu ofake isicelo sesikali sezinga lokudonsa noma lokudonswa kwendiza encane kakhulu noma kwendiza yezemidlalo encane kufanele ukuba uphase isivivinyo esibhalwayo esifanele njengoba kushiwo ku-Document SA-CATS-FCL 62.”.

Ukufaka esikhundleni sesimiso somthetho 62.11.5 seZimiso zomthetho

59. Isimiso somthetho esilandelayo lapha kufakwe esikhundleni saso isimiso somthetho 62.11.5 seZimiso zomthetho:

“Ukuhlolwa kwamakhono

62.11.5 Umuntu ofake isicelo sesikali sezinga lokudonsa noma lokudonswa kwendiza encane kakhulu noma kwendiza yezemidlalo encane kufanele ezinsukwini ezingama-30 ezandulela ngokushesha usuku lokufaka isicelo kube ukhombise kumkhuzi wendiza okalwe izinga ngokufanele noma umuntu okhethelwe le nhloso ngokubhalela Ukhomishina noma inhlango ekhethelwe lenhloso ngokweNgxenye 149, njengoba kungenzeka, ikhono lokusebenzisa ngokwanelisayo amakhono njengoba kushiwo ku-Document SA-CATS-FCL 62.”.

Ukufakwa kwesimiso somthetho 62.11.5A eZimisweni zomthetho

60. Isimiso somthetho esilandelayo lapha sifakwe emva kwesimiso somthetho 62.11.5 seZimiso zomthetho

“Ukuqinisekiswa kokudonsa ngokumpezisa emoyeni (hang-gliding)

62.11.5A (1) Akukho mshayeli wendiza onesikali sezinga lokudonsa lezindiza ezincane ngokwendalo ongadonsa i-hang-glider ngaphandle kwesiqinisekiso sokudonsa ngokumpezisa emoyeni esiyiqiniso esikhishwe Ukhomishina noma inhlango ekhethelwe le nhloso ngokweNgxenye 149, njengoba kungenzeka, ongadinga ukuqeqeshwa okwengeziwe kuthiyori noma kokwenza.

(2) Ngesiqinisekiso sokudonsa ngokumpeza emoyeni, umshayeli wendiza kuzodingeka ukuthi akhombise okungenani ukudonsa kokumpeza emoyeni okuyi-10 okungenani, noma oku-5 ezimeni zezulu ezikahle.

(3) Umshayeli webhanoyi onesiqinisekiso sezinga lokudonsa okumpeza emoyeni angayidonsa i-hang-glider, uma kungukuthi umshayeli we-

hang-glider umnikazi welayisense yomshayeli wendiza yokuzithokozisa eyiqiniso esigabeni sama-hang-glider anesikali sezinga lokudonsa emoyeni eliyiqiniso..

(4) Isiqinisekiso sokudonsa kumpezwa emoyeni singatholakala ngokuzimela esikalini sokudonsa, kodwa umnikazi wesiqinisekiso sokudonsa kumpezwa emoyeni angeze adonsa noma yini ngaphandle kwe-hang-glider.”.

Ukufaka esikhundleni sesimiso somthetho 62.11.6 seZimiso zomthetho

60. Isimiso somthetho esilandelayo lapha sifakwe esikhundleni sesimiso somthetho 62.11.6 seZimiso zomthetho:

“Ukufaka isicelo

62.11.6 Umuntu ofake isicelo sesikali sezinga lokudonsa noma lokudonswa kwendiza encane kakhulu noma kwendiza yezemidlalo encane kufanele alethe kanye kanye noma isicelo sakhe sesitifiketi, esisayinwe umkhuzi wendiza okalwe ngezinga elifanele, esiqinisekisa ukuthi umuntu ofake isicelo uphase isivivinyo solwazi lwethiyoei kanye nokuhlolwa kwamakhono, okushiwo ezimisweni zomthetho 62.11.4 kanye no-62.11.5, futhi ucatshangwa ukuthi ukulungele ukusebenza njengomshayeli wendiza omkhulu wendiza encane kakhulu ngesikhathi idonsa.”.

Ukufaka esikhundleni sesimiso somthetho 62.11.7 seZimiso zomthetho

61. Isimiso somthetho esilandelayo lapha sifakwe esikhundleni sesimiso somthetho 62.11.7 seZimiso zomthetho:

“Ukukhipha

62.11.7 Ukhomishina noma inhlango ekhethelwe lenhloso ngokweNgxenye 149, njengoba kungenzeka, kufanele aqinisekise ilayisense yomuntu ofake isicelo enesikali sezinga lokudonsa noma ukudonswa uma kungukuthi ofake isicelo uhambisana nazidingo ezishiwo ngokusemthethweni ku-62.11.1.”.

Ukufaka esikhundleni sesimiso somthetho 62.11.8 seZimiso zomthetho

- 62.** Isimiso somthetho esilandelayo lapha sifakwe esikhundleni sesimiso somthetho 62.11.8 seZimiso zomthetho:

“Amalungelo kanye nemikhawulo

62.11.8 Umnikazi welayisense yomshayeli wendiza esigabeni sezindiza ezincane kakhulu noma ezindizeni zezemidlalo ezincane eqinisekisiwe enesikali sezinga lokudonsa noma lokudonswa kufanele abe nelungelo lokuba umshayeli wendiza omkhulu wendiza encane kakhulu ngokwendabuko noma wendiza yezemidlalo omkhulu yohlobo olufanele ngegama noma ekilasini elifanele ngesikhathi kudonswa.”.

Isichibiyelo sesimiso somthetho 62.14.1 seZimiso zomthetho

- 63.** Isimiso somthetho 62.14.1 seZimiso Zomthetho lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (4) sesimiso somthetho esilandelayo:

“(4) Izidingo zokugunyazwa kweNgxenywe 96, njengoba kusebenza ezinhlotsheni zendiza engasetshenziswa umshayeli wendiza onelayisense ngokweNgxenywe 62, zishiwo kule Ngxenywe encane: Kuya ngokuthi le Ngxenywe encane akufanele isebenze emisebenzini yama-paraglider, hang-glider, noma amahlelo anikezwe amandla .”.

Isichibiyelo sesimiso somthetho 62.14.3 seZimiso zomthetho

- 64.** Isimiso somthetho 62.14.3 seZimiso zomthetho lapha sichitshiyelwe ngokufaka esikhundleni sendima (a) sendima elandelayo:

- “(a) esimeni sesigaba sezindiza ezincane kakhulu kanye nezindiza zezemidlalo ezincane –
- (i) unamahora angama-200 esikhathi sokundiza njengomshayeli wendiza encane kakhulu noma indiza yezemidlalo, njengoba kungenzeka, okufanele kulawo mahora angangaphansi kwayi-150 abe umshayeli wendiza omkhulu; noma
 - (ii) amahora ayi-100 njengomshayeli wendiza omkhulu wendiza enesisindo esiqinisekisiwe ukungeqi ebukhulwini obungu- 5

700 kg noma ngaphansi futhi okungenani amahora ayi-100 njengomshayeli wendiza omkhulu esigabeni esifanayo lapho okufunwa khona imvume eNgxenyeni 96.”.

Isichibiyelo sesimiso somthetho 62.14.10 seZimiso zomthetho

65. Isimiso somthetho 62.14.10 seZimiso zomthetho lapha sichitshiyelwe ngokufaka esikhundleni esimisweni somthetho esincane (1) sendima (b) sendima elandelayo:

“(b) enze njengomshayeli wendiza omkhulu ekukhokhelweni emisebenzini yeNgxenyeni 96 kunanoma iyiphi indiza eyakhelwe ukukhiqiza, kubandakanya indiza encane kakhulu noma eyezemidlalo, noma nanoma iyiphi i-gyroplane enesisindo esiphezulu esingeqi ku-2000 kg, akanesikali sezinga lesigaba esiyiqiniso, isikali sezinga lekilasi noma isikali sezinga lohlobo.”.

Ukufaka ingxenye encane yengxenye 62 eZimisweni Zomthetho

66. Ingxenye encane elandelayo lapha ifakwa eNgxenyeni 62 emva kweNgxenyeni encane 14:

“IZIDINGO ZENGXENYE ENCANE 15 YOKUKHETHWA KWABAHLOLI

Izigaba zabahloli bezindiza abakhethiwe

62.15.1 (1) Ukukhethwa kwabahloli kungaba kokukodwa noma ngaphezu kwalezi zigaba ezilandelayo:

- (a) Umhloli wezindiza ezincane kakhulu ngokwendalo;
- (b) Umhloli wendiza encane kakhulu elawulwayo yokugudluzisa isisindo;
- (c) Umhloli we-gyroplane; kanye
- (d) noMhloli wendiza yezemidlalo encane .

(2) Abahloli bangakhethwa ezigabeni zezindiza ezingaphezu kwesisoda esishiwo esimisweni somthetho esincane (1), kuya ngokuthi bayahlangabezana nezidingo zezinga lokuphasa kanye nezolwazi ezishiwo eNgxenyeni encane yezigaba zendiza ngazinye okufuneka ukhetho lwazo.

(3) (a) Ukuhlinzeka izimo ezingajwayelekile, Ukhomishina noma inhlango egunyazelwe inhloso ngokweNgxenyeni 149, njengoba kungenzeka, ngokufaka isicelo

esibhaliwe, angagunyaza umuntu wezwe leZwe Elinenkontileka ukuthi lisebenze njengomhloli wendiza esemthethweni, isikhathi esingeqi ezinyangeni eziyi-12, ngenhloso yokuvuselela, izikali zezinga lohlobo lokuqala, lapho okungekho khona isakhamuzi saseNingizimu Afrika esingumhloli okhethiwe .

(b) Umhloli wendiza osemthethweni oshiwo endimeni (a) kufanele ahambisane nezidingo zokuqinisekiswa kwesimiso somthetho 61.01. 14 salezi Zimiso zomthetho.

(4) Ukhomishina noma inhlango egunyazelwe inhloso ngokweNgxenywe 149, njengoba kungenzeka, kufanele ikhiphe isikhundla esishiwo esimisweni somthetho (3) ngokubhala, kuncike ekukhokhweni kwemali esebenzayo njengoba ishiwo eNgxenyeni 187.

(5) Ukuze ucatshangelwe ukukhethwa, umuntu ofake isicelo kufanele ahlangebezane okungenani nolwazi kanye namazinga okuphasa aphantsi alandelayo:

- (a) abe nesikhundla somhloli esilinganayo, noma amazinga okuphasa njengalawo ashiwo eSimisweni somthetho 62.15.2 akhishwe yisiphathimandla esifanele seZwe Elinenkontileka elamukelekayo kuKhomishina ; noma
- (b) abe nesikali sezinga leZinga A lomkhuzi wendiza yokuzithokozisa eyiqiniso noma elinganayo; futhi
- (c) ebe eqoqele ndawonye amahora okundiza angangaphansi kwayi-1 500, kuwo --
 - (i) amahora ayi-1000 kufanele kube isikhathi sendiza esigabeni; kanye
 - (ii) namahora angama-50 ohlotsheni.

Izidingo

62.15.2 (1) Umuntu ofake isicelo somhloli osesikhundleni kufanele --

- (a) Okungenani abe neminyaka yobudala engama-21;
- (b) kube usebenza emkhakheni wezindiza njengamanje lapho okunwa khona isikhundla sakhona; futhi
- (c) abe nesikali sezinga labakhuzi bokuzithokozisa leZinga A esigabeni okufuneka kuso isikhundla somhloli iminyaka emincane engangaphansi kwemi-5; noma
- (d) abe neLayisense Yomshayeli Wendiza Yokuhweba ekhishwe ngokweNgxenywe 61 onesikali sezinga loMkhuzi Wezinga II ; futhi

- (e) eqoqele ndawonye ezindizeni amahora okundiza angangaphansi kwe-1 500, amahora angama-500 okungenani kufanele abe sesigabeni okufuneka kuso isikhundla .

Ukufaka isicelo

62.15.3 (1) Umuntu ofake isicelo sesikhundla njengomhloli okhethiwe kufanele isicelo senziwe kuKhomishina noma enhlanganweni egunyazelwe inhloso ngokweNgxenywe 149, njengoba kungenzeka, efomini elishiwo ku-Document SA-CATS-FCL 62 futhi liphelekezwe –

- (a) ikhophi yokuqala noma efakazisiwe yamakhasi amaduze kakhulu amabili e-logbook yokundiza yomuntu ofake isicelo ekhombisa ulwazi lokundiza;
- (b) ubufakazi bokuba nelayisense eyiqiniso edingekayo kanye nesikali sezinga;
- (c) isifingqo esiphelele solwazi lokundiza kanye nezikali zokundiza;
- (d) incwadi yokukhuthaza izizathu zokuthi kungani umuntu ofake isicelo ekholelwa ukuthi kufanele acatshangelwe isikhundla ; kanye
- (e) nemali efanele njengoba kushiwo eNgxenyeni 187.

Ukukhishwa kwesikhundla

62.15.4 (1) Ukhomishina noma inhlango egunyazelwe inhloso ngokweNgxenywe 149, njengoba kungenzeka, ingakhetha umuntu njengomhloli okhethiwe uma umuntu ofake isicelo –

- (a) ehlangabezana nezidingo ezishiwo ngokusemthethweni kule Ngxenywe encane ;
- (b) enerekhodi elihle njengomshayeli wendiza nomkhuzi wendiza maqondana nokuphepha nokubambelela kulezi Zimiso zomthetho ; futhi
- (c) esayina isifungo sokuhamba ngokwendlela yokuziphatha kwabahloli abakhethiwe njengoba kushiwo ku-Document SA-CATS-FCL 62.

(2) Isikhundla njengomhloli kufanele sikhishwe Ukhomishina noma inhlango egunyazelwe le nhloso ngokweNgxenywe 149, njengoba kungenzeka, efomini elishiwo ngokusemthethweni ku-Document SA-CATS-FCL 62, sikhombise isikhathi isikhundla esisebenza ngaso, isigaba saso, kanye neziqinisekiso, imingcele noma imikhawulo engaba khona.

(3) Lapho okwaliwe khona nesikhundla, Ukhomishina noma inhlango egunyazelwe inhloso ngokweNgxenywe 149 njengoba kungenzeka, kufanele inikeze umuntu ofake isicelo ngokumbhalela ezinsukwini ezingama-30, izizathu zokwala.

Isikhathi seqiniso

62.15.5 Isikhundla njengomhloli sikhishwa isikhathi esiphezulu esingeqi ezinyangeni ezingama-36 kusukela ngosuku lokukhethwa.

Ukukhethwa esikhundleni futhi kanye nokunikezwa kabusha

62.15.6 (1) Izicelo zokukhethwa kabusha kanye nezokunikezwa kabusha kufanele zenziwe njalo ezinyangeni ezingama-36 efomini njengoba kushiwo ku-Document SA-CATS-FCL 62, kuKhomishina noma enhlanganweni egunyazelwe inhloso ngokweNgxenywe 149, njengoba kungenzeka, hhayi ngaphansi kwezinsuku ezingama-30 ngaphambi kokuqala kwenyanga isikhundla esiphelelwa isikhathi ngayo, futhi kufanele siphelkezelwe imali eshiwo eNgxenyeni 187.

(2) Ukulethwa kwaleso sicelo akube sekunikeza umuntu ofake isicelo ngokuzenzakalela ukuthi aqhubeke nokusebenzisa amalungelo omhloli okhethiwe emva kokudlula kosuku .

Isikhundla, Ukwengamela, Ukumiswa kanye noKuhoxa

62.15.7 (1) Umhloli okhethiwe ukhethelwe ukwenza ukuhlolwa noma ukubheka egameni likaKhomishina.

(2) Ukhomishina noma inhlango egunyazelwe inhloso ngokweNgxenywe 149, njengoba kungenzeka, kufanele isebenzise ukwengamela maqondana nabahloli abakhethiwe ngezinhloso zokunakekela indiza kanye namazinga okuphepha.

(3) Ukhomishina noma inhlango egunyazelwe inhloso ngokweNgxenywe 149, njengoba kungenzeka, ingamisa noma ihoxise isikhundla somhloli okhethiwe noma nini lapho kunezizathu ezizwakalayo zokusola ukungaziphathi kahle, okungaholela ekubekeni engozini ukuphepha endizeni.

(4) Ukhomishina noma inhlango egunyazelwe inhloso ngokweNgxenywe 149, njengoba kungenzeka, kufanele ihlinzeke ngokubhala izizathu zokumisa noma zokuhoxisa isikhundla esishiwo esimisweni somthetho esincane (3).

Amalungelo nemikhawulo

62.15.8 Ukhomishina noma inhlango egunyazelwe inhloso ngokweNgxenywe 149, njengoba kungenzeka, kufanele inqume amalungelo kanye nemikhawulo yomhloli okhethiwe kuncike emazingeni okuphasa omuntu ofake isicelo, ulwazi lwendiza lwamanje kanye nalo lonke futhi kufanele kukhonjiswe la malungelo kanye nemikhawulo yesitifiketi esikhishiwe.”.

Ukufakwa kweNgxenywe encane 16 yeNgxenywe 62 eZimisweni zomthetho

67. Ingxenywe encane lapha iyafakwa eNgxenyeni 62 eva kweNgxenywe encane 15:

“INGXENYE ENCANE 16: IZIDINGO ZOKUNIKEZWA KWESIKALI SEZINGA LOHLOBO NGEGAMA LEZINDIZA ZEZEMIDLALO EZINCANE

Okujwayelekile

62.16.1 Umuntu ofake isicelo sokunikezwa isikali sezinga lohlobo ngegama lezindiza zemidlalo ezincane kufanele –

- (a) abe okungenani nesitifiketi esiyiqiniso esinemingcele yamakhono ocingweni lomsakazo (ukundiza emoyeni);
- (b) abe ethole ulwazi olushiwo esimisweni somthetho 62.16.2;
- (c) aqede ngempumelelo ukuqeqeshwa okushiwo esimisweni somthetho 62.16.3 ;
- (d) ephase isivivinyo solwazi lwethiyori olushiwo esimisweni somthetho 62.16.4; futhi
- (e) ephase ngempumelelo ukuhlolwa kwamakhono okushiwo esimisweni somthetho 62.16.5.

Ulwazi

62.16.2 (1) Umuntu ofake isicelo sokunikezwa isikali sezinga lohlobo ngegama lezindiza zezemidlalo ezincane kufanele agcwalise amahora angangaphansi kwangama-35 esikhathi sokundiza mnjengomshayeli wendiza yezemidlalo encane, amahora ayi-15 kuwo kufanele kube isikhathi sokuhamba yedwa, okufanele sibandakanye–

- (a) uhambo olulodwa ngendiza enqamula amazwe nibabili kanye nohambo olulodwa olunqamula amazwe uwedwa ngalunye okungenani lwemilenze emithathu kanye nesikhathi esingangaphansi kwemizuzu engama-90 andiziwe esivinini sokuhamba esijwayelekile; kanye
- (b) nohambo olulodwa olunqamula amazwe nibabili okungenani lwemilenze emithathu kanye nesikhathi esingangaphansi kwemizuzu engama-90 okundiza ngesivinini sokuhamba esijwayelekile futhi kubandakanya ukuhlala kokuma okuphelele esikhumulweni esilawulwayo ngaphandle kwendawo yokusuka;
- (c) amahora ama-3 nibabili kanye namahora ama-2 uhamba uwedwa kanye nokuhlala esikhumulweni esilawulwayo

(2) nangale kokuhlinzeka kwesimiso somthetho esincane (1), esimeni somuntu ofake isicelo onelayisense yomqhubi ekhishwe ngokweNgxenye 61, izidingo zamahora kanye nezidingo zokunqamula amazwe ezishiwo endimeni (a) yesimiso somthetho esincane (1) ingaxegiswa ngokubona komkhuzi wendiza oqhuba ukuhlolwa kwamakhono, okubhekiswe kukho eSimisweni Somthetho 62.16.5 .

(3) Nangale kokuhlinzeka kwesimiso somthetho esincane (1), esimeni somuntu ofake isicelo ongumnikazi welayisense yomshayeli wendiza yokuzithokozisa onesikali sezinga lesigaba le-gyroplane noma izindiza ezincane kakhulu, izidingo zokunqamula amazwe ezishiwo endimeni (a) yesimiso somthetho esincane (1) ungaxegiswa ngokubona komkhuzi wendiza oqhuba ukuhlolwa kwamakhono, okushiwo eSimisweni somthetho 62.16.5.

Ukuqeqeshwa

62.16.3 Umuntu ofake isicelo ukuze anikezwe isikali sezinga lohlobo ngegama lezindiza zemidlalo ezincane kufanele aqede ngempumelelo ukuqeqesha okufanele njengoba kushiwo ku-Document SA-CATS-FCL 62.

Isivivinyo solwazi lwethiyori

62.16.4 (1) Umuntu ofake isicelo sokunikezwa isikali sezinga lohlobo ngegama lezindiza zezemidlalo ezincane kufanele ukuba uphase isivivinyo esibhalwayo esifanele njengoba kushiwo ku-Document SA-CATS-FCL 62.

(2) Nangale kokuhlinzeka kwesimiso somthetho esincane (1), esimeni somuntu ofake isicelo ongumnikazi welayisense yomshayeli wendiza, ekhishwe ngokweNgxenye 61, umuntu ofake isicelo anganikezwa ikhredithi yananoma iyiphi ithiyori ngokubona komkhuzi wokuhlolwa.

(3) Nangale kokuhlinzeka kwesimiso somthetho esincane (1), esimeni somuntu ofake isicelo ongumnikazi welayisense yomshayeli wendiza yokuzithokozisa eqinisekiselwe isigaba sezindiza ezincane kakhulu noma ama-gyrocopters, umuntu ofake isicelo anganikezwa ikhredithi yananoma iyiphi ithiyori ngokubona komkhuzi wokuhlolwa. Uma kungukuthi izivivinyo zolwazi lwethiyori “yeMigomo Yokundiza” kanye “noMthetho Wezomoya” kufanele kubhalwe.

Ukuhlolwa kwamakhono

62.16.5 (1) Umuntu ofake isicelo sokunikeza isikali sezinga lohlobo lokuqala ngegama lezindiza zezemidlalo ezincane kufanele akhombise kumnikazi weZinga B noma weZinga A isikali sezinga lomkhuzi wendiza yezemidlalo encane, noma umkhuzi wendiza ekalwe izinga ngokufanele ngokweNgxenye 61, ukukwazi ukusebenza, njengomshayeli wendiza ophethe wendiza yezemidlalo encane, izinqubo kanye namakhono njengoba kushiwo ngokusemthethweni ku-Document SA-CATS-FCL 62, ngezinga lokukwazi ukwenza umsebenzi elifanele emalungelweni anikezwe umnikazi welayisense yendiza yokuzithokozisa.

(2) Umuntu ofake isicelo kufanele enze ukuhlolwa kwamakhono okushiwo esimisweni somthetho esincane (1) ezinyangeni eziyi-12 zokwedlula kwesivivinyo solwazi lwethiyori okukhulunywe ngalo eSimisweni Somthetho 62.16.4 kanye nezinsuku ezingama-60 ngokushesha ezandulela usuku lokufaka isicelo.

Ukukhredithwa kwesikhathi sokundiza

62.16.6 Umnikazi welayisense yomshayeli we-glider, noma welayisense yomshayeli wendiza yokuzithokozisa eqinisekisiwe esigabeni sendiza noma ye-gyroplane encane kakhulu, kufanele abe nelungelo lokunikezwa ikhredithi yamahora angangaphezu kwangama-25 esikhathi sokundiza atholwe ku-glider, indiza encane kakhulu noma i-gyroplane, njengoba kungenzeka maqondana nolwazi lwesikhathi sokundiza selulonke olushiwo ngokusemthethweni ukuze kukhishwe ilayisense yomshayeli wendiza yokuzithokozisa eqinisekisiwe yesigaba sendiza yezemidlalo encane.

Izikali zamazinga ohlobo ezengeziwe ngegama lezindiza zemidlalo ezincane

62.16.7 Umuntu ofake isicelo sokunikezwa isikali sezinga lohlobo esengeziwe ngegama lezindiza zemidlalo ezincane kufanele –

- (a) enze ukuhlolwa kwamakhono nomkhuzi weZinga C, B noma A onesikali sezinga lohlobo olufanele njengoba kushiwo ngokusemthethweni ku-Document SA-CATS-FCL 62 ;

- (b) nomhloli ekulawuleni ngababili benze okungenani ukusuka oku-5 kanye nokuhlala oku-5 kanye nomunye umsebenzi okucatshangwa ukuthi uyadingeka
- (c) aphase izivivinyo zobuchwepheshe njengoba kushiwo ngokusemthethweni ku-Documents SA-CATS-FCL 62.

Ukufaka isicelo

62.16.8 Isicelo sokunikezwa isikali sezinga lohlobo ngegama lezindiza zemidlalo ezincane kufanele—

- (a) senziwe kuKhomishina noma enhlanganweni, ekhethelwe inhloso ngokweNgxenywe 149, njengoba kungenzeka, efomini elifanele njengoba kushiwo ngokusemthethweni ku-Documents SA-CATS-FCL 62 ; futhi
- (b) siphelkezelwe –
 - (i) isicelo esiyiqiniso sokunikezwa kwelayisense;
 - (ii) ubufakazi obuqinisekisiwe bokuthi izidingo ezishiwo ngokusemthethweni eSimisweni Somthetho 62.16.1 noma 62.16.7 uma kwenzeka, kuhanjiswa naso;
 - (iii) imali efanele njengoba ishiwo ngokweNgxenywe 187 noma inhlangano ekhethelwe inhloso ngokweNgxenywe 149, njengoba kungenzeka, ihlinzeke ngokuthi izimali ezibekwe inhlangano angeke zeqe lezo ezishiwo ngokusemthethweni eNgxenyeni 187.

Ukukhishwa

62.16.9 (1) Ukhomishina, noma inhlangano ekhethelwe inhloso ngokweNgxenywe 149, njengoba kungenzeka, izokhipha isikali sezinga lohlobo ngegama lezindiza ezincane zemidlalo uma umuntu ofake isicelo ehambisana nezidingo ezishiwo ngokusemthethweni kusimiso somthetho 62.16.8 .

(2) Isikali sezinga lohlobo ngegama lezindiza zezemidlalo ezincane kufanele likhishwe ngesimo sokwakheka esishiwo ngokusemthethweni ku-Documents SA-CATS-FCL 62.

Isikhathi seqiniso

62.16.10 Isikali sezinga lohlobo ngegama lezindiza zezemidlalo ezincane kufanele zibe yiqiniso uma ngabe nje ilayisense yomshayeli wendiza yokuzithokozisa nayo isahleli iyiqiniso, ngombandela wokuthi amalungelo esikali sezinga lohlobo kufanele

singasetshenziswa umnikazi ngaphandle uma ehambisana nokuhlinzeka kwesimiso somthetho 62.16.12.

Amalungelo kanye nemikhawulo

62.16.11 (1) Umnikazi wesikali sezinga lohlobo ngegama lezindiza zezemidlalo ezincane kufanele abe nelungelo lokubamba njengomshayeli wendiza omkhulu wendiza yezemidlalo encane lapho akakalwe khona ngegama, uma kungukuthi ayenzelwa ukuhlinzeka kwezinsizakalo zasemoyeni –

- (a) nesikhala sasemoyeni seKilasi F kanye neKilasi G ;
- (b) ngaphakathi esikhaleni sasemoyeni esilawulwayo , ngaphandle uma –
 - (i) kutholakale imvume ngaphambilini kuyunithi yezithuthi zomoya ezifanele ukungena kuleso sikhala;
 - (ii) kwenziwa lokho kuxhumana kwezindlela ezimbili ngomsakazo njengoba kungadingwa iyunithi eshiwo;
 - (iii) kugcinwa ukuqashwa komsakazo okuqhubekayo; futhi
 - (iv) ngesikhathi ungaphakathi esikhumulweni sezindiza ezincane, kuhanjiswa nenqubo yokubika indawo yomsakazo .

(2) Nangale kokuhlinzeka kwesimiso somthetho esincane(1) –

- (a) umnikazi wesikali sezinga lohlobo ngegama lezindiza zezemidlalo ezincane engasebenzisa amalungelo okukhokhelwa kwezinga lakhe endizeni esetshenziswa ngokweNgxenye 96, uma kungukuthi ungumnikazi wemvume yeNgxenye 96 eyiqiniso ekhishwe ngokweNgxenye encane 14 yale Ngxenye

Ukunakekelwa kokwazi umsebenzi

62.16.12 Umnikazi wesikali sezinga ngegama lezindiza zezemidlalo ezincane kufanele abambe njengomshayeli wendiza omkhulu wendiza yezemidlalo encane ngaphandle uma –

- (a) ebambe njengomshayeli wendiza omkhulu wendiza yezemidlalo encane amahora aphantsi ama-5 ezinyangeni eziyi-12 ngokushesha okwandulela indiza ehlosiwe futhi leso sikhathi esiphansi singabandakanya ukundiza okwenziwe umshayeli wendiza ngesikhathi esathola ukuqeqeshwa okufanele ohlotsheni lwendiza yezemidlalo encane; noma

- (b) ephase ukuhlolwa kwamakhono ngumkhuzi wokundiza okulwe izinga ngendlela efanele ezinyangeni ezintathu ngokushesha okwandulela indiza ehlosiwe; futhi
- (c) uma uthwele umgibeli, unezinsuku ezingama-90 ngokushesha okwandulela indiza umgibeli lowo okufanele athuthwe, umshayeli omkhulu owenze kuphela ukusuka kanye nokuhlala endizeni yezemidlalo encane.”.

Isichibiyelo seNgxenye 64 seZimiso zomthetho

68. Ingxenye 64 yeZimiso zomthetho lapha iyachitshiyelwa ngokufaka esikhundleni setemu “Document SA-CATS-FCL” noma nini uma livela ngetemu “Document SA-CATS-FCL 64”.

Isichibiyelo sesimiso somthetho 64.01.9 seZimiso zomthetho

69. Isimiso somthetho 64.01.9 seZimiso zomthetho lapha sichitshiyelwe –

(a) ngokufaka esikhundleni sesimiso esincane (2) sesimiso esincane esilandelayo:

“(2) Amalungelo ashiwo esimisweni esincane (1) kufanele sisetshenziswe futhi senziwe ngokwemibandela, imithetho, izidingo, izinqubo noma amazanga njengoba eshiwo ngokusemthethweni ku-Document SA-CATS-FCL 64.”.

(b) ukufaka izinamba futhi esimisweni samanje somthetho esincane (4) njengesimiso somthetho esincane (3).

(c) ukufakwa kwesimiso somthetho esincane esilandelayo emva kwesimiso esincane (3)”

“(4) Isisebenzi sokuhlola amazanga esikhethiwe noma umhloli kufanele aqhube ukwengamela emisebenzini yomhloli ngonyaka, njengoba kushiwo ku-Document SA-CATS-FCL 64.”.

Ukufakwa kwesimiso somthetho 64.01.9A eZimisweni zomthetho

70. Isimiso somthetho esilandelayo lapha sifakwe eZimisweni zomthetho emva kwesimiso somthetho 64.01.9:

“Ukukhethwa kwabakhuzi

64.01.09A (1) Ukhomishina, kuncike ekuhlinzekeei kwesigaba 4 (2) no-(3) soMthetho, angakhetha umkhuzi ukuthi aqhube ukuphepha kanye nokuqeqesha kwesimo esiphuthumayo ethimbeni lekhebhini.

(2) Amalungelo ashiwo esimisweni somthetho esincane (1) kufanele sisetshenziswe futhi senziwe ngokwemibandela, imithetho, izidingo, izinqubo noma amazanga ashiwo ngokusemthethweni ku-Documents SA-CATS-FCL 64.

(3) Isicelo esizocatshangelwa ukukhethwa njengoba kushiwo esimisweni somthetho esincane (1) kufanele senziwe njengoba kushiwo ngokusemthethweni ku-Documents SA-CATS-FCL 64.

(4) Isisebenzi sokuhlola amazanga esikhethiwe noma umhloli kufanele aqhube imisebenzi yokwengamela yomkhuzi ngonyaka, njengoba kushiwo ngokusemthethweni ku-Documents SA-CATS-FCL 64.”.

Isichibiyelo sesimiso somthetho 64.01.12 seZimiso zomthetho

71. Isimiso somthetho 64.01.12 seZimiso zomthetho lapha sichitshiyelwe –

(a) ngokufaka esikhundleni sezimiso zomthetho ezincane (2) no-(3) zezimiso zomthetho ezincane esilandelayo:

“(2) Isicelo esokuqinisa, okushiwo esimisweni somthetho esincane (1), kufanele siphelkezelwe –

- (a) imibhalo ebalwe ku-Documents SA-CATS-FCL 64; kanye
- (b) nemali efanele, njengoba ishiwo eNgxenyeni 187 .

(3) Ilayisense, isikali sezinga noma ikhadi lokwazi ukwenza umsebenzi, elikhishwe isiphathimandla esifanele, ingaqinisekiswa Ukhomishina –

- (a) uma Ukhomishina ecabanga ukuthi izinga lelayisense, isikali sezinga noma ikhadi lokukwazi ukwenza umsebenzi liyalingana, noma likhulu, kunezinga elishiwo ngokusemthethweni kule Ngxenye ukukhipha ilayisense yethimba lekhebhini;

- (b) kuncike emingceleni efanayo esebenza kulayisense, isikali sezinga noma ikhadi lokukwazi ukwenza umsebenzi okufanele liqinisekiswe; futhi
- (c) kuncike kuleyo mibandela kanye nemikhawulo eyengeziwe njengoba Ukhomishina angacabanga kunesidingo ekuphepheni kwezezindiza.”.

(b) ukufakwa kwesimiso somthetho esincane esilandelayo emva kwesimiso somthetho esincane (3):

“(3A) Ukhomishina, ukuqinisekisa ukuhambelana namazinga ashiwo ngokusemthethweni kule Ngxenye ukunikeza ilayisense yethimba lekhebhini, angadinga ukuthi umuntu ofake isicelo—

- (a) aqeqeshelwe ukuvala igebe futhi asho ngokusemthethweni izinga lalokho kuqeqeshwa ngokomuntu ngamunye; futhi
- (b) enze okunye ukuhlolwa kokukwazi ukwenza umsebenzi.”.

Ukufaka esikhundleni sesimiso somthetho 64.02.02 seZimiso zomthetho

72. Isimiso somthetho esilandelayo lapha sifakwa esikhundleni sesimiso somthetho 64.02.2 sezimiso zomthetho:

“Ukuqeqeshwa

64.02.2 (1) Umuntu ofake isicelo ukunikezela ilayisense yamalungu ethimba lekhebhini kufanele aqede ngempumelelo ukuqeqeshwa okufanele njengoba kushiwo ngokusemthethweni ku-Document SA-CATS-FCL 64.

(2) Ukuqeqeshwa okushiwo esimisweni somthetho esincane (1) kufanele siqhutshwe umkhuzi onesitifiketi asinikwe nguKhomishina njengoba kushiwo ngokusemthethweni ku-Document SA-CATS-FCL 64.”.

Isichibiyelo sesimiso somthetho 65.03.11 seZimiso zomthetho

73. Isimiso somthetho 65.03.11 lapha siyachitshiyelwa ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela isikali sezinga lomsizi wemisebenzi yezithuthi zasemoyeni asedlulelwe yisikhathi ngenxa yokweqa kwesikhathi esishiwo eSimisweni somthetho esincane 65.03.4 noma Isimiso somthetho 65.03.9, umnikazi wesikali sezinga

esiphelelwe isikhathi kufanele afake isicelo kuKhomishina ukuvuselela lesi sikali sezinga esiphelelwe isikhathi.”

Isichibiyelo sesimiso somthetho 65.04.11 seZimiso zomthetho

74. Isimiso somthetho 65.04.11 lapha siyachitshiyelwa ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela isikali sezinga lomsizi (umxhumanisi) wemisebenzi yezithuthi zasemoyeni esesidlulelwe isikhathi ngenxa yokweqiwa isikhathi esishiwo eSimisweni somthetho 65.04.4 noma Isimiso somthetho 65.04.9, umnikazi wesikali sezinga esidlulelwe isikhathi kufanele afake isicelo kuKhomishina ukuvuselela lesi sikali sezinga esidlulelwe isikhathi.”

Isichibiyelo sesimiso somthetho 65.05.11 seZimiso zomthetho

75. Isimiso somthetho 65.05.11 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela isikali sezinga lomsizi (ukulethwa kwemvume) wemisebenzi yezithuthi zasemoyeni esesidlulelwe isikhathi ngenxa yokweqiwa isikhathi esishiwo eSimisweni somthetho 65.05.4 noma Isimiso somthetho 65.05.9, umnikazi wesikali sezinga esidlulelwe isikhathi kufanele afake isicelo kuKhomishina ukuvuselela lesi sikali sezinga esesidlulelwe isikhathi.”

Isichibiyelo sesimiso somthetho 65.06.11 seZimiso zomthetho

76. Isimiso somthetho 65.06.11 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela isikali sezinga lomsizi (insizakalo yolwazi lokundiza) wemisebenzi yezithuthi zasemoyeni esesidlulelwe isikhathi ngenxa yokweqiwa isikhathi esishiwo eSimisweni somthetho 65.06.4 noma Isimiso somthetho 65.06.9, umnikazi wesikali sezinga esidlulelwe isikhathi kufanele afake isicelo kuKhomishina ukuvuselela lesi sikali sezinga esidlulelwe isikhathi.”

Isichibiyelo sesimiso somthetho 65.06.11 seZimiso zomthetho

77. Isimiso somthetho 65.07.11 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela isikali sezinga lomsizi (insizakalo yolwazi lokundiza esikhumulweni sezindiza ezincane) wemisebenzi yezithuthi zasemoyeni esesidlulelwe isikhathi ngenxa yokweqiwa isikhathi esishiwo eSimisweni somthetho 65.07.4 noma

Isimiso somthetho 65.07.9, umnikazi wesikali sezinga esidlulelwe isikhathi kufanele afake isicelo kuKhomishina ukuvuselela lesi sikali sezinga esidlulelwe isikhathi.”.

Isichibiyelo sesimiso somthetho 65.08.11 seZimiso zomthetho

78. Isimiso somthetho 65.08.11 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) ukuvuselela isikali sezinga lokulawula isikhumulo sezindiza ezincane esesidlulelwe isikhathi ngenxa yokweqa kwesikhathi esishiwo eSimisweni somthetho 65.08.4 noma eSimisweni somthetho 65.08.9, umnikazi wesikali sezinga esiphelelwe isikhathi kufanele bafake isicelo kuKhomishina sokuvuselela lesi sikali sezinga esidlulelwe isikhathi.”.

Isichibiyelo sesimiso somthetho 65.09.11 seZimiso zomthetho

79. Isimiso somthetho 65.09.11 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela isikali sezinga lokulawula indlela yokusondela esidlulelwe isikhathi ngenxa yokweqa kwesikhathi esishiwo eSimisweni somthetho 65.09.4 noma eSimisweni somthetho 65.09.9, umnikazi wesikali sezinga esiphelelwe isikhathi kufanele afake isicelo kuKhomishina sokuvuselela lesi sikali sezinga esidlulelwe isikhathi.”.

Isichibiyelo sesimiso somthetho 65.10.11 seZimiso zomthetho

80. Isimiso somthetho 65.10.11 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela isikali sezinga lokulawula indawo esidlulelwe isikhathi ngenxa yokweqa kwesikhathi esishiwo eSimisweni somthetho 65.10.4 noma eSimisweni somthetho 65.10.9, umnikazi wesikali sezinga esiphelelwe isikhathi kufanele afake isicelo kuKhomishina sokuvuselela lesi sikali sezinga esidlulelwe isikhathi.”.

Isichibiyelo sesimiso somthetho 65.11.11 seZimiso zomthetho

81. Isimiso somthetho 65.11.11 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela isikali sezinga lokulawula indlela yokusondela (radar) esidlulelwe isikhathi ngenxa yokweqa kwesikhathi esishiwo eSimisweni somthetho 65.11.4 noma eSimisweni somthetho 65.11.9, umnikazi wesikali sezinga esiphelelwe

isikhathi kufanele afake isicelo kuKhomishina sokuvuselela lesi sikali sezinga esidlulelwe isikhathi.”.

Isichibiyelo sesimiso somthetho 65.12.11 seZimiso zomthetho

82. Isimiso somthetho 65.12.11 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela isikali sezinga lokulawula indawo (radar) esidlulelwe isikhathi ngenxa yokweqa kwesikhathi esishiwo eSimisweni somthetho 65.12.4 noma eSimisweni somthetho 65.12.9, umnikazi wesikali sezinga esiphelelwe isikhathi kufanele afake isicelo kuKhomishina sokuvuselela lesi sikali sezinga esidlulelwe isikhathi.”.

Isichibiyelo sesimiso somthetho 65.13.5 seZimiso zomthetho

83. Isimiso somthetho esilandelayo lapha sifakwe esikhundleni sesimiso somthetho 65.13.5 sezimiso zomthetho:

“Izidingo zokuqinisekisa isikali sezinga lomkhuzi womsebenzi wezithuthi zasemoyeni zeZinga Lokuqala (lokusebenza)

65.13.5 Umuntu ofake isicelo sokuqinisekisa isikali sezinga lomkhuzi wemisebenzi yezithuthi zomoya weZinga Lokuqala (lokusebenza) kufanele okungenani abe neminyaka emibili yolwazi lwangempela njengomlawuli weithuthi noma njengomsizi wemisebenzi yezithuthi emoyeni njengoba kufanelekile ekuqinisekiseni kwesikali sezinga.”.

Ukufakwa kwesimiso somthetho 66.01.14

84. Lapha kufakwe isimiso somthetho esilandelayo eZimisweni zomthetho emva kwesimiso somthetho 66.01.13:

“Ama-Logbook

66.01.14 (1) Nanoma yimuphi umuntu oqeqeshwa ngaphansi kohwebo lwezindiza noma umnikazi welayisense ye-AME kufanele agcine i-logbook futhi kufanele arekhode lapho kuyo wonke umsebenzi owenziwe endizeni nasezingxenyeni zayo.

(2) Ifomu kanye nolwazi okufanele lube ku-logbook eshiwo esimisweni somthetho esincane (1) kanye nendlela leyo logbook okufanele igcinwe ngayo, kufanele kushiwo ngokusemthethweni ku-Documents SA-CATS-AMEL.

(3) Ukhomishina uzovumela nanoma yiziphi izinguquko ze-logbook uma ngabe seyisayinwe umuntu okhethiwe.”

Isichibiyelo sesimiso somthetho 66.02.9 seZimiso zomthetho

85. Isimiso somthetho 66.02.9 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sezimiso zomthetho ezilandelayo:

“(1) Ukuvuselela ilayisense yobunjiniyela bokunakekela indiza yeKilasi II ngesikali sezinga leSigaba A, umnikazi kufanele, ezinyangeni ezingama-24 ezandulela usuku lokuphelelwa yisikhathi kwelayisense, abe esesebenzise amalungelo elayisense isikhathi esingangaphansi kwezinyanga eziyisithupha –

- (a) njengonjiniyela wokunakekela izindiza onelayisense kuleso sikali sezinga ;
- (b) esesuphavayize ukunakekelwa kwendiza efanele ezikalini zamazinga aphethwe emandleni okuphatha e; noma
- (c) ebe esenze umsebenzi wokuqeqeshelwa ubuchwepheshe ofanele izikali zamazinga aphethwe inhlango yokuqeqesha enesitifiketi .”

Isichibiyelo sesimiso somthetho 66.03.9 seZimiso zomthetho

86. Isimiso somthetho 66.03.9 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela ilayisense yobunjiniyela bokunakekela indiza yeKilasi II ngesikali sezinga leSigaba C, umnikazi kufanele, ezinyangeni ezingama-24 ezandulela usuku lokuphelelwa yisikhathi kwelayisense, abe esesebenzise amalungelo elayisense isikhathi esingangaphansi kwezinyanga eziyisithupha–

- (a) njengonjiniyela wokunakekela izindiza onelayisense kuleso sikali sezinga;
- (b) esesuphavayize ukunakekelwa kwendiza efanele ezikalini zamazinga aphethwe emandleni okuphatha; noma
- (c) ebe esenze umsebenzi wokuqeqeshelwa ubuchwepheshe obufanele izikali zamazinga aphethwe inhlango yokuqeqesha enesitifiketi.”

Isichibiyelo sesimiso somthetho 66.04.9 seZimiso zomthetho

87. Isimiso somthetho 66.04.9 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela ilayisense yobunjiniyela bokunakekela indiza yeKilasi II ngesikali sezinga leSigaba W, umnikazi kufanele, ezinyangeni ezingama-24 ezandulela usuku lokuphelelwa yisikhathi kwelayisense, abe esesebenzise amalungelo elayisense isikhathi esingangaphansi kwezinyanga eziyisithupha–

- (a) njengonjiniyela wokunakekela izindiza onelayisense kuleso sikali sezinga;
- (b) esesuphavayize ukunakekelwa kwendiza efanele ezikalini zamazinga aphethwe emandleni okuphatha ; noma
- (c) ebe esenze umsebenzi wokuqeqeshelwa ubuchwepheshe obufanele izikali zamazinga aphethwe inhlango yokuqeqesha enesitifiketi.”

Isichibiyelo sesimiso somthetho 66.05.9 seZimiso zomthetho

88. Isimiso somthetho 66.04.9 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela ilayisense yobunjiniyela bokunakekela indiza yeKilasi II ngesikali sezinga leSigaba B, umnikazi kufanele, ezinyangeni ezingama-24 ezandulela usuku lokuphelelwa yisikhathi kwelayisense, abe esesebenzise amalungelo elayisense isikhathi esingangaphansi kwezinyanga eziyisithupha –

- (a) njengonjiniyela wokunakekela izindiza onelayisense kuleso sikali sezinga;
- (b) esesuphavayize ukunakekelwa kwendiza efanele ezikalini zamazinga aphethwe emandleni okuphatha; noma
- (c) ebe esenze umsebenzi wokuqeqeshelwa ubuchwepheshe obufanele izikali zamazinga aphethwe inhlango yokuqeqesha enesitifiketi..”

Isichibiyelo sesimiso somthetho 66.06.9 seZimiso zomthetho

89. Isimiso somthetho 66.06.9 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela ilayisense yobunjiniyela bokunakekela indiza yeKilasi II ngesikali sezinga leSigaba A, umnikazi kufanele, ezinyangeni ezingama-24 ezandulela usuku lokuphelelwa yisikhathi kwelayisense, abe esesebenzise amalungelo elayisense isikhathi esingangaphansi kwezinyanga eziyisithupha–

- (a) njengonjiniyela wokunakekela izindiza onelayisense kuleso sikali sezinga;

- (b) esesuphavayize ukunakekelwa kwendiza efanele ezikalini zamazinga aphethwe emandleni okuphatha; noma
- (c) ebe esenze umsebenzi wokuqeqeshelwa ubuchwepheshe obufanele izikali zamazinga aphethwe inhlango yokuqeqesha enesitifiketi..”

Isichibiyelo sesimiso somthetho 66.07.9 seZimiso zomthetho

90. Isimiso somthetho 66.07.9 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (1) sesimiso somthetho esincane esilandelayo:

“(1) Ukuvuselela ilayisense yobunjiniyela bokunakekela indiza yeKilasi II ngesikali sezinga leSigaba A, umnikazi kufanele, ezinyangeni ezingama-24 ezandulela usuku lokuphelelwa yisikhathi kwelayisense, abe esesebenzise amalungelo elayisense isikhathi esingangaphansi kweziyanga eziyisithupha –

- (a) njengonjiniyela wokunakekela izindiza onelayisense kuleso sikali sezinga;
- (b) esesuphavayize ukunakekelwa kwendiza efanele ezikalini zamazinga aphethwe emandleni okuphatha; noma
- (c) ebe esenze umsebenzi wokuqeqeshelwa ubuchwepheshe obufanele izikali zamazinga aphethwe inhlango yokuqeqesha enesitifiketi.”

Isichibiyelo sesimiso somthetho 91.02.3 seZimiso zomthetho

91. Isimiso somthetho 91.02.3 lapha sichitshiyelwe –

- (a) ngokufaka esikhundleni sesimiso somthetho esincane (3) sendima (e) ssendima elandelayo:

“(e) esimeni somsebenzi owenziwe ngokweNgxenywe 121, Ingxenywe 127, Ingxenywe 135, Ingxenywe 138 noma Ingxenywe 141, imikhawulo yesikhathi sokundiza kanye nesikimu somsebenzi esivunyelwe umsebenzi nguKhomishina .”;

(b) ngokufaka esikhundleni sesimiso somthetho esincane (4) sesimiso somthetho esincane:

“(4) Uma ilungu lethimba lendiza lilindele amahora alo okundiza anqwabelene acatshangelwe umsebenzi othize, ukweqa umkhawulo ofanele oshiwo esimisweni somthetho esincane (3), ilungu lethimba lendiza kufanele lazise umsebenzisi ngokufanele .

Isichibiyelo sesimiso somthetho 91.07.26 seZimiso zomthetho

92. Isimiso somthetho esilandelayo lapha sifakwa esikhundleni sesimiso somthetho 91.07.26 seZimiso zomthetho:

“Ukuhlolwa ngaphakathi endizeni ezindizeni ezithwala abagibeli nempahla

91.07.26 Umnikazi noma umsebenzisi wendiza, uma ngabe kugibele abagibeli noma impahla kuleyo ndiza, kufanele aqinisekise ukuthi akukho muntu

- (a) olingisa izimo eziphuthumayo endizeni eziphazamisa izimpawu zokundiza zaleyo ndiza;
- (b) oqhuba ukuhlolwa kwendiza kokuhlola amakhono okuqala noma ukuvuselelwa kwezinga lento yokusebenza;
- (c) oqhuba noma yikuphi ukuhlola indiza noma amakhono ngaphandle kokuhlola amakhono omgudu ; noma
- (d) oqhuba nanoma yikuphi ukuhlolwa kwesikali sezinga lekilasi noma lohlobo.”.

Isichibiyelo sesimiso somthetho 121.02.3 seZimiso zomthetho

93. Isimiso somthetho 121.02.3 lapha sichitshiyelwe –

(a) ngokufaka esikhundleni sesimiso somthetho esincane (4) sesimiso somthetho esincae esilandelayo:

“(4) Umsebenzisi kufanele enze ukukhombisa kokukhipha esimeni esiphuthumayo esishiwo esimisweni somthetho esincane (3) uma uhlobo olusha noma olwehlukile lwendiza noma ukuhlanganiswa okusha kwendiza evele ikhona kwethulelwe ukuthi kusetshenziswe futhi kungakaqinisekiswa ngaphansi kohlelo lokufakazisa olwamukelekile kuKhomishina, njengoba kuhlinzekwe ku-Documents SA-CATS-OPS 121 .”.

(b) ukufaka esikhundleni sesimiso somthetho (5) sesimiso somthetho esilandelayo:

“(5) Akukho muntu ongasebenzisa uhlobo lwendiza kanye nesakhiwo emisebenzini yokuthwala abagibeli esithuthini somoya sohwebo ngaphandle uma kuqalwe kwenziwa, Isiphathamandla, ukukhombisa kokukhipha esimeni esiphuthumayo kwamandla agcwele kwangempela ekuhlanganiseni emizuzwaneni engama-90 noma ngaphansi.

(c) ukufakwa kwesimiso somthetho esincane emva kwesimiso somthetho esincane (5) :

“(6) Kungeze kwadingeka ukukhonjiswa kwangempela kwamandla agcwele, uma umsebenzisi ehlinzeka ngephethishini ebhaliwe yokuphambuka endleleni ngobufakazi bokuthi –

- (a) ukukhishwa kwesimo esiphuthumyo samandla agcwele okwanelisayo ukuthi indiza isetshenziswe kukhonjisiwe ngesikhathi kunikezwa isitifiketi sohlobo lwendiza noma ngesikhathi kunikezwa isitifiketi omunye umsebenzisi wezomoya; futhi
- (b) akukho kucutshungulwa kobunjiniyela, obukhombisa ukuthi ukukhishwa kusangenzeka ezingeni lemizuzwana engama-90, uma ngabe ukhlanganiswa kwendiza kunikezela maqondana nenamba yokuphuma noma uhlobo lokuphuma noma inamba yamalungu ethimba lekhebhini noma indawo yethimba lekhebhini .”.

Isichibiyelo sesimiso somthetho 121.02.10 seZimiso zomthetho

94. Isimiso somthetho 121.02.10 lapha sichitshiyelwe ngokufaka esikhundleni sesimiso somthetho esincane (2) sesimiso somthetho esilandelayo:

“(2) Ngaphandle kwemvume kaKhomishina, isikhathi sendiza kanye nesikimu somsebenzi somsebenzisi kufanele kungaxabani nokuhlinzeka kwendima (e) yesimiso somthetho 91.02.3(3).”.

Isichibiyelo sesimiso somthetho 121.03.10 seZimiso zomthetho

95. Isimiso somthetho 121.03.10 lapha sichitshiyelwe –

- (a) ngokufaka esikhundleni isihloko sesihloko esilandelayo:

“Uhlobo, umehluko kanye nokuqeqesha kokufundisa umsebenzisi ”;

(b) ngokufaka esimisweni somthetho esincane (1) sesimiso somthetho esincane:

“(1) Umsebenzisi wendiza yezithuthi zomoya yohwebo enkulu kufanele aqinisekise ukuthi ilungu lethimba lekhebhini ngalinye liqede uhlobo noma umehluko kanye nokuqeqeshwa kokufundiswa komsebenzisi, okucaciswe encwadini yemisebenzi eshiwo eSimiseni somthetho 121.04.2, ngaphambi kokwenza imisebenzi abanikwe yona.”;

(c) ukufakwa kwalesi simiso somthetho esilandelayo emva kwesimiso somthetho (3):

“(3A) Ilungu lethimba lekhebhini kufanele liqede izifundo zokuqeqeshelwa ukufundisa komsebenzisi uma liqashwe umsebenzisi njengelungu lethimba lekhebhini .”.

(d) ukufakwa kwesimiso somthetho esincane (5) sesimiso somthetho esilandelayo:

“(5) Umsebenzisi kufanele aqinisekise ukuthi –

- (a) uhlobo kanye nokuqeqesha kokufundisa komsebenzisi kwenziwa ngendlela ehleliwe, ngokuvumelana nezidingo njengoba zishiwo ngokusemthethweni ku-Document SA-CATS-OPS 121;
- (b) ukuqeqesha komehluko kwenziwa ngendlela ehleliwe ; kanye
- (c) nohlobo, umehluko kanye nokuqeqesha kokufundisa komsebenzisi kubandakanya ukusebenzisa yonke impahla yesimo esiphuthumayo kanye nokusinda kanye nazo zonke izinqubo zesimo esiphuthumayo ezisebenza ohlotsheni lwendiza noma kumehluko futhi kubandakanya ukuqeqesha kanye nokwenza kusisetshenziswa sokuqeqesha esimelele noma endizeni yangempela .”.

Ukufaka esikhundleni sesimiso somthetho 121.03.14 seZimiso zomthetho

96. Isimiso somthetho esilandelayo lapha kufakwe esikhundleni saso isimiso somthetho 121.03.14 seZimiso zomthetho:

“Ukuhlola

121.03.14 (1) Umsebenzisi wendiza enkulu eyisithuthi sasemoyeni kufanele aqinisekise ukuthi ngesikhathi sokuqeda ukuqeqesha okushiwo ngokusemthethweni eZimisweni zomthetho 121.03.9, 121.03.10, 121.03.12, 121.03.13, ilungu lekhebhini ngalinye liyahlolwa, kubhekelwa ukuqeqesha elikutholile, ukuze kuqinisekise ulwazi lwakhe lokwenza imisebenzi yezokuphepha neyesimo esiphuthumayo.

(2) Ukuhlolwa okushiwo esimisweni somthetho esincane (1) kuzokwenziwa umhloli okhethiwe wethimba lekhebhini.

(3) Umsebenzisi kufanele aqinisekise ukuthi ilungu lethimba lekhebhini ngalinye liyahlolwa izinto zokuqala, uhlobo lwendiza, umehluko kanye nokufundisa komsebenzisi, kanye nokuqeqesha okuqhubekayo, njengoba kushiwo ngokusemthethweni ku-Document SA-CATS-OPS-121.”.

Ukucishwa kwesimiso somthetho 139.01.31 seZimiso zomthetho

97. Isimiso somthetho 139.01.31 lapha sicishiwe.

Ukufaka esikhundleni sesimiso somthetho 139.01.32 seZimiso zomthetho

98. Isimiso somthetho esincane esilandelayo lapha sifakwe esikhundleni sesimiso somthetho esincane 139.01.32 seZimiso zomthetho:

“Imithetho engavunyelwe esikhumulweni sezindiza ezincane, esikhumulweni samahelikhoptha noma ezakhiweni zokufikela nokugibela abagibeli esikhumulweni sezindiza

139.01.32 (1) Akukho muntu esikhumulweni sezindiza ezincane esinelayisense noma esikhumulweni samahelikhoptha esinelayisense noma esigunyaziwe—

- (a) ongaphazamisa noma agxambukele ekusebenzeni okufanele kwesikhumulo sezindiza esincane noma samahelikhoptha;
- (b) ongaphazamisa nanoma yimuphi umuntu oqashwe ngokugcwele esikhumulweni sezindiza ezincane zoma umsebenzisi wehelikhoptha owenza umsebenzi wakhe maqondana nesikhumulo sezindiza ezincane noma samahelikhoptha;
- (c) ongasusa nanoma yiliphi ibhodi lezaziso elakhiwe umsebenzisi wesikhumulo sezindiza ezincane noma samahelikhoptha, noma ngemvume yomsebenzisi wesikhumulo sezindiza ezincane noma samahelikhoptha, noma nanoma yimuphi umbhalo noma umbhalo okhonjiswe kulelo bhodi lezaziso, noma amoshe nanoma yimuphi kuleyo mibhalo noma umbhalo noma nanoma yikuphi ukumaka kulelo bhodi lezaziso noma lombhalo;
- (d) ongalahla, ashiye moma awise nanoma yini ekwaziyo ukulimaza nanoma yimuphi omunye umuntu noma isilwane noma umonakalo kunanoma iyiphi impahla;
- (e) alahle nanoma yikuphi ukungcola kwenye indawo kunalapho okugunyazelwe leyo nhloso ngumsebenzisi wesikhumulo sezindiza ezincane noma samahelikhoptha;
- (f) enze nanoma yini ecasulayo noma engenandlela yokwenza noma isenzo esingahloniphi noma abe sesimeri sokudakwa noma aziphathe ngendlela enodlame noma edelelayo ezodelela noma icasule omunye umuntu esikhumulweni sezindiza ezincane noma samahelikhoptha noma asebenzise ulimi oludelelayo;

- (g) abhale, adwebe noma afake nanoma yini engahloniphi, igama elibi, elingahloniphi noma elihlukumezayo, udaba, isethulo noma isimo somuntu esikhumulweni sezindiza ezincane noma samahelikhoptha, noma empahleni esikhumulweni sezindiza ezincane noma samahelikhoptha;
- (h) alahle noma achithe nanoma yini ekwazi ukubanga ukungcola kwamanzi, kungaba into eqinile, uketshezi, umhwamuko noma igesi noma inhlanganisela-ke, kwenye indawo ngaphandle kwasendaweni egunyazelwe leyo nhloso ngumsebenzisi wesikhumulo sezindiza ezincane noma samahelikhoptha.
- (2) Ngaphandle kwemvue ebhaliwe yomsebenzisi wesikhumulo sezindiza ezincane noma samahelikhoptha, akukho muntu—
- (a) ozoletha imoto ngaphakathi noma ayishayeke ngaphakathi noma esakhiweni sokufikela nokugibela abantu esikhumulweni sezindiza ezincane esinelayisense noma samahelikhoptha esinelayisense noma esigunyaziwe; noma
- (b) aphazamise ukungena noma iphaseji kuleso sakhiwo sokugibela nokufikela abantu ngaleyo ndlela ukuze kuphazamiseke abanye abasebenzisi endaweni yokungena noma ephaseji okuqondenwe nalo.
- (3) Ngaphandle kwemvume ebhaliwe yomsebenzisi wasesikhumulweni sezindiza ezincane noma samahelikhoptha, akukho muntu okufanele esikhumulweni sezindiza ezincane noma samahelikhoptha esinelayisense noma esigunyaziwe noma kunanoma yimuphi umgwaqo womphakathi noma indawo yokupaka eseduze nesikhumulo sezindiza ezincane noma samahelikhoptha —
- (a) alimaze, agxambukele noma aphazamise nanoma iyiphi ingxenye yesikhumulo sezindiza ezincane noma samahelikhoptha noma nanoma iyiphi impahla ehambelana nnemisebenzi yasesikhumulweni sezindiza ezincane noma samahelikhoptha;
- (b) agibele nanoma yiluphi ubonda, uthango, isivimbo, imigoqo yokuvala, idsango noma isigxobo;
- (c) ageze noma ahlanze ngenye indlela noma apholishe imoto kwenye indawo endaweni egunyazelwe leyo nhloso umsebenzisi wesikhumulo sezindiza ezincane noma samahelikhoptha ;
- (d) asike, ambe, alimaze noma asuse nanoma iyiphi inhlabathi, utshani, isihlahla, amahlamvu noma imbali ;
- (e) aqhubeke noma alimaze nanoma yimuphi umbhede wezimbali noma nanoma yini enye ekhula lapho;
- (f) asuse, acoshe noma alimaze ngenye indlela nanoma yisiphi isihlahla, ihlamvu, izimila noma imbali;

- (g) ahambe ongwengweni noma enhlabathini okutshalwe kuyo imbewu noma okutshalwe ngenhloso yokukhulisa utshani ukuze kwenziwe umgwegwe;
- (h) akhangise;
- (i) abeke nanoma yimaphi amaphosta, amabhena noma nanoma yini efana nakho, ngaphandle kwamagama ngezinhlalo zokuhlangana nokuqoqa ;
- (j) aphahe nanoma yimuphi umthwalo noma aqonde ngqo kubagibeli eyobathwalela imithwalo yabo;
- (k) akhangise nganoma yimuphi umsebenzi, kubandakanya izithuthi zomphakathi, itekisi, i-car valet, indawo yokuhlala, izinsizakalo zokupaka nezokugeza izimoto; noma
- (l) acele izimali.

(4) Ilungelo lokungena ezakhiweni zokugibela nokufikela abagibeli esikhumulweni sezindiza ezincane esinelayisense noma samahelikhoptha esinelayisense noma esigunyaziwe kugodliwe ngokuqinile, kanti nezimpawu eziqondene nalokhu kufanele zakhiwe ezindaweni ezibonakalayo eduze kwezindawo zokungena zonke kulezi zakhiwo.

(5) Umsebenzisi wesikhumulo sezindiza ezincane noma samahelikhoptha, umphathi wesikhumulo sezindiza ezincane noma samahelikhoptha noma isisebenzi sezokuvikela esisebenza egameni lakhe, kanye namalungu Ophiko Lombutho Wamaphoyisa eNingizimu Afrika angacela nanoma yimuphi umuntu osesikhumulweni sezindiza ezincane esinelayisense noma samahelikhoptha esinelayisense noma esigunyaziwe ukuthi achaze izizathu zokuba lapho, futhi uma izizathu esizwakalayo singekho, mtshela lowo muntu ukuthi aphume esikhumulweni sezindiza ezincane noma samahelikhoptha nasemagcekeni aso.

(6) Umuntu otshelwe umsebenzisi wesikhumulo sezindiza ezincane noma samahelikhoptha esikhumulo sezindiza ezincane esinelayisense noma samahelikhoptha esinelayisense noma esigunyaziwe, umphathi wesikhumulo sezindiza ezincane nomaisisebenzi sezokuvikela esisebenza egameni lakhe, noma ilungu loPhiko Lombutho Wamaphoyisa aseNingizimu Afrika ukuthi aphume esikhumulweni sezindiza ezincane nesamahelikhoptha nasemagcekeni aso, ahluleke ukwenza kanjalo, uzotholakala enecala .

(7) Umsebenzisi wesikhumulo sezindiza ezincane noma samahelikhoptha wesikhumulo sezindiza ezincane noma samahelikhoptha esinelayisense noma esigunyaziwe, umphathi wesikhumulo sezindiza ezincane noma sehelikhoptha noma isisebenzi sezokuvikela esisebenza egameni lakhe, noma ilungu loPhiko loMbutu Wamaphoyisa aseNingizimu Afrika angaphenya nanoma iyiphi i-athikili, iphasela noma umthwalo awuphethe, noma ngaphaansi kokulawula, umuntu ongafuneki, isinqibi, umhambuma noma umuntu osolisayo

(8) Akukho muntu esikhumulweni sezindiza ezincane esinelayisense noma samahelikhoptha esinelayisense noma esigunyaziwe oqhuba nanoma yikuphi ukuhweba noma ibhizinisi ngaphandle uma engumnikazi wemvume eyiqiniso, ilayisense noma imvume, ekhishwe umsebenzisi wesikhumulo sezindiza ezincane noma samahelikhoptha noma egameni lakhe, enikeza umnikazi ilungelo lokuhweba noma ibhizinisi elicacisiwe kuleso sikhumulo sezindiza ezincane noma samahelikhoptha.”

Isichibiyelo sesimiso somthetho 172.03.12 seZimiso zomthetho

99. Isimiso somthetho 172.03.12 lapha sichitshiyelwe –

(a) ngokufaka esikhundleni sendima (a) sokulandelayo:

“(a) ukuhlinzeka ngezinsizakalo ezibalwe encwadini yaso yezinqubo kanye nokuhambisana namazinga adingekayo, ngokuvumelana namazinga kanye nezinqubo ezishiwo ngokusemthethweni ku-Document SA-CATS- ATS ;”;

(b) ukucishwa kwendima (h).

Ukufakwa kweNgxenywe 176 ezimisweni zomthetho

100. Ingxenywe elandelayo lapha ifakwe eZimisweni zomthetho emva kweNgxenywe 175:

“ UKUBEKWA KWEZIMPAWU ZOKUSHAYA IZINGCINGO ZOMSAKAZO (RADIO TELEPHONY (RTF)), IZIKHUNDLA ZEZINDIZA, IZIMPAWU ZOKUKHOMBA ENDIZENI EZINEZINHLAMVU EZI-3 KANYE NEZINDAWO ZEZINKOMBA

OKUQUKETHWE

176.00.1	Ukusebenziseka
176.00.2	Ukubekwa kwezimpawu zokushaya ze-RTF nezinkomba zendiza ezinezinhlamvu ezi-3
176.00.3	Ukubekwa kwezinkomba yendawo

Ukusebenziseka

176.00.1 Le Ngxenywe izosebenza emisebenzini –

- (a) Yokwabiwa okusha, izinguquko noma ukucisha izimpawu zezingcingo zomsakazo kanye nezinkomba zezindiza ezinezinhlamvu ezi-3; kanye and
- (b) Nokusetshenziswa kokwabiwa okusha, izinguquko noma ukucisha ukusetshenziswa kokwabiwe okusha, izinguquko noma ukucishwa kwezinkomba zezindawo.

Ukubekwa kwezimpawu zokushayela i-Radio Telephony (RTF) kanye nezinkomba zezindiza ezinezinhlamvu ezi-3

176.00.2 Izicelo zokwabiwa kwezimpawu zokushaya ucingo lomsakazo kanye nezinkomba zezinhlamvu ezi-3 kufanele zenziwe kukhomishina futhi ziphelekezelwe yilokhu –

- (a) ubufakazi bemibhalo yokuthi unikezwe Ilayisense Yezinsizakalo Zasemoyeni noma Ilayisense Yezinsizakalo Zasemoyeni Yamazwe Omhlaba ngokoMthetho Wamalayisense Ezinsizakalo Zasemoyeni, 1990 (Umthetho 115 ka-1990) noma Umthetho Wezinsizakalo Zasemoyei Zamazwe Omhlaba, 1993, (Umthetho 60 ka-1993), njengoba kungenzeka;
- (b) izimpawu zokushaya eziphakanyisiwe ze-RTF okufanele zicatshangelwe; kanye
- (c) nezimali ezifanele njengoba zishiwo ngokusemthethweni esimisweni somthetho 187.00.28 (c).

Ukufakwa kwezinkomba zendawo

176.00.3 Isicelo sokufaka izinkomba zendawo kufanele zenziwe kuKhomishina futhi ziphelekezelwe –

- (a) ubufakazi bombhalo bokuthi kunikezwe ilayisense yamagceke ezindiza; kanye
- (b) nenkomba yendawo ethandwayo ukuze kucatshangwe ngayo.”.

Isihloko esifushane nokuqala

101. Lesi Sichibiyelo sibizwa ngokuthi Isichibiyelo Samashumi Amathathu Nane Sezimiso Zomthetho Wezindiza Zomphakathi, 1997, kanti sizoqala ukusebenza ngosuku lokushicilelwa kuGazethi KaHulumeni.
