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IMPORTANT

Information

from Government Printing Works

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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF TRANSPORT**NO. R. 1025****30 OCTOBER 2015****CIVIL AVIATION ACT, 2009 (ACT NO. 13 OF 2009)****ELEVENTH AMENDMENT OF THE CIVIL AVIATION REGULATIONS, 2015**

I, Dipuo Peters, Minister of Transport, after consultation with the Minister of Finance, hereby in terms section 155(1)(z)(i), read with section 74(1) (a), of the Civil Aviation Act, 2009, (Act No. 13 of 2009), make the regulations set out in the Schedule hereunder.

Ms Dipuo Peters
Minister of Transport

SCHEDULE**CIVIL AVIATION ACT, 2009 (ACT NO.13 OF 2009)****ELEVENTH AMENDMENT OF THE CIVIL AVIATION REGULATIONS, 2015****Definition**

1. In this Schedule "the Regulations" means the Civil Aviation Regulations, 2011 published by Government Notice No. R. 425 of the 01st June 2012.

Amendment of Part 187 of the Regulations

2. Part 187 of the Regulations is hereby amended by the substitution for Subpart 1 of the following Subpart:

“SUBPART 1: USER FEES**Fees relating to Part 11**

187.01.1 The following fees are payable:	R
(a) For an exemption	1,260.00
(b) For an exemption to be considered within 3 working days of request	2,900.00

Fees relating to Part 21

187.01.2 The following fees are payable:	R
(a) For a copy of the register of certificates (regulation 21.01.6(5)), per page	1.55
(b)(i) For the type certification approval evaluation, per type, for Class I products (regulation 21.02.2(1)), per hour	645.00
(ii) For the issuing of a type certificate for Class I products or an amendment thereof (regulation 21.02.2(1))	1,560.00
(c)(i) For the type acceptance certification approval evaluation, per type, for Class I products (regulation 21.04.2), per hour	645.00

(ii)	For the issuing of a type acceptance certificate for Class I products or amendment thereto (regulation 21.04.2)	1,560.00
(d)	For the issuing of a supplemental type certificate or an amendment thereof (regulation 21.05.2)	1,130.00
(e)	For the issuing of a production certificate or an amendment thereof (regulation 21.07.2)	1,550.00
(f) (i)	For the issuing or re-issuing of a standard or restricted certificate of airworthiness (regulation 21.08.2(2)), as prescribed in Table 1 below;	
(ii)	For the amendment of a standard or restricted certificate of airworthiness (regulation 21.08.2(2))	735.00
(g) (i)	For the issuing of an experimental certificate (regulation 21.08.2(3)) in respect of –	
(aa)	an aircraft with a maximum certificated mass exceeding 5 700 kg	3,060.00
(bb)	an aircraft with a maximum certificated mass of 5 700 kg or less	1,530.00
(ii)	For the amendment of an experimental certificate (regulation 21.08.2(3))	735.00
(h) (i)	For the issuing of a special flight permit (regulation 21.08.7(3))	375.00
(ii)	For the amendment of a special flight permit (regulation 21.08.7(3))	135.00
(i) (i)	For the issuing of a ZA-PMA (regulation 21.09.3(2))	430.00
(ii)	For review of submitted documentation for purposes of issuing ZA-PMA, per hour	645.00
(j) (i)	For the issuing of an export airworthiness approval in respect of Class 1 products (regulation 21.11.2(3)), as prescribed in Table 1 below;	
(ii)	For the issuing of an export airworthiness approval in respect of products other than Class I products (regulation 21.11.2(3))	1,560.00
(k) (i)	For the issuing of a ZA-TSO authorisation (regulation 21.12.2(2))	430.00
(ii)	For review of submitted documentation for purposes of issuing ZA-TSO authorisation, per hour	645.00
(l)	For the issuing of a duplicate of any certificate, approval or authorisation issued under Part 21	315.00

Fees relating to Part 24

R

187.01.3 The following fees are payable:

(a)	For the issuing of an authority to fly or an amendment thereof (regulation 24.02.1)	260.00
(b)	For the issuing of a proving flight authority or an amendment thereof (regulation 24.02.5(a) and(7))	260.00
(c)	For the issuing of a special flight permit (regulation 24.02.4(2))	375.00
(c)	For the amendment of a special flight permit (regulation 24.02.4(3))	135.00
(d)	Currency fee on the anniversary of the authority to fly (regulation 24.02.8)	260.00

Fees relating to Part 34

R

187.01.4 The following fees are payable:

- | | | |
|-----|---|---------------|
| (a) | For the issuing of a fuel venting certificate (regulation 34.02.3) | 555.00 |
| (b) | For a copy of the register of fuel venting certificates (regulation 34.01.4)(3), per page | 1.55 |
| (c) | For the issuing of an engine emissions certificate (regulation 34.03.3) | 555.00 |
| (d) | For a copy of the register of engine emissions certificates (regulation 34.01.4(3)), per page | 1.55 |

Fees relating to Part 36

R

187.01.5 The following fees are payable:

- | | | |
|-----|--|---------------|
| (a) | For the issuing of a noise certificate (regulation 36.00.5) | 555.00 |
| (b) | For a copy of the register of noise certificates (regulation 36.00.11), per page | 1.55 |

Fees relating to Part 43

R

187.01.6 The following fees are payable:

- | | | |
|-----|--|---------------|
| (a) | For the approval of modifications, repairs and installations on an aircraft (regulation 43.02.15) | 470.00 |
| (b) | For the evaluation of documentation for purposes of an approval of modifications, repairs and installations on an aircraft, per hour (regulation 43.02.15) | 645.00 |

Fees relating to Part 44**187.01.7** The following fees are payable:

- | | | |
|-----|--|---------------|
| (a) | For the notification of a minor modification (regulation 44.01.10(1)(a)) | 105.00 |
| (a) | For the approval of a major modification (regulation 44.01.10(1)(b)) | 470.00 |

Fees relating to Part 47

R

187.01.8 The following fees are payable:

- | | | |
|-----|---|---------------|
| (a) | For registration of an aircraft (regulation 47.02.1(2)) | 625.00 |
| (b) | For the amendment of a certificate of registration (regulation 47.02.4) | 450.00 |
| (c) | For the issuing of a replacement certificate of registration (regulation 47.02.5) | 450.00 |
| (d) | For the uplifting of a grounding (regulation 47.02.6(6)) | 625.00 |

(e)	For the cancellation of a certificate of registration (regulation 47.02.7)	625.00
(f)	For an excerpt from the South African Civil Aircraft Register (regulation 47.01.7), per page	8.40
(g)	For the allocation of special registration marks (regulation 47.01.4(1))	2,220.00
(h)	For the re-allocation of aircraft registration marks (regulation 47.01.3(2))	2,220.00

Fees relating to Part 48

R

187.01.9 The following fees are payable:

(a)	For the approval of dry lease-in of aircraft (regulation 48.03.1(1))	1,260.00
(b)	For the approval of wet lease-in of aircraft (regulation 48.03.3(1))	1,260.00
(c)	For the approval of wet lease-out of aircraft (regulation 48.03.4(4))	1,260.00

Fees relating to Part 61

R

187.01.10 The following fees are payable:

(a)	For validation of the following air crew licences:	
(i)	Airline transport pilot licence	600.00
(ii)	Commercial pilot licence	555.00
(iii)	Private pilot licence	375.00
(iv)	Airship pilot licence	375.00
(b)	For a copy of the register of pilot licences	230.00
(c)	For the issuing or reissuing of the following air crew licences:	
(i)	Student pilot licence	310.00
(ii)	Private pilot licence	525.00
(iii)	Airship pilot licence	525.00
(iv)	Commercial pilot licence	565.00
(v)	Airline transport pilot licence	615.00
(d)	For the issuing or reissuing of any rating that will be reflected on a licence:	
(i)	Instructor rating:	
	Category A & B for Aeroplane and Helicopter	430.00
(ii)	Other ratings	270.00
(iii)	Any authorisation or approval pertaining to a licence	270.00
(e)	For examinations provided by the Director in respect of any pilot licence or rating, per subject:	
(i)	On-line PPL examinations	85.00
(ii)	All other on-line examinations	270.00

(iii)	Out-station (hand written) examinations	385.00
(f)	For the remarking of examinations by the Director in respect of any pilot licence or rating, per subject	385.00
(g)	For the issuing of the following duplicate pilot licences:	
(i)	Student pilot licence	325.00
(ii)	Private pilot licence	365.00
(iii)	Airship pilot licence	365.00
(iv)	Commercial pilot licence	555.00
(v)	Airline transport pilot licence	560.00
(h)	For the annual currency of the following air crew licences:	
(i)	Student pilot licence	355.00
(ii)	Private pilot licence	375.00
(iii)	Airship pilot licence	375.00
(iv)	Commercial pilot licence	410.00
(v)	Airline transport pilot licence	470.00
(i)	For the initial designation and the renewal thereof in respect of the following examiners:	
(i)	Flight examiner	1,150.00
(ii)	Radio telephone operator examiner	900.00
(j)	For the monitoring of the process of Flight instructor Grade 1 upgrade	1,150.00

Fees relating to Part 62

R

187.01.11 The following fees are payable:

(a)	For validation of foreign pilot license and ratings (regulation 62.01.15(5)(a))	375.00
(b)	For the issuing or reissuing of the following pilot licences:	
(i)	National pilot learner certificate (regulation 62.02.5 (2)(b))	410.00
(ii)	National pilot license (regulation 62.03.2(b)(v))	410.00
(c)	For the issuing or reissuing of any of the following rating that will be reflected on a licence:	

(i)	Instructor rating (regulation 62.09.6(b))	430.00
(ii)	Other ratings (Part 62)	270.00
(iii)	Part 96 Authorisation (regulation 62.14.7(b)(vi))	555.00
(iii)	Instructor rating renewal (regulation 62.09.9(b))	270.00
(d)	For examinations provided by the designated body in respect of any pilot licence or rating:	
(i)	Online (new licence)	270.00
(ii)	Online (Category conversion)	135.00
(iii)	Online (Air law for lapsed license)	135.00
(e)	For the annual currency of the following pilot licences:	
(i)	National pilot learner certificate (regulation 62.02.7)	325.00
(ii)	National pilot license (regulation 62.01.9(8)(a))	325.00
(f)	For the issuing of the following duplicate pilot licences:	
(i)	National pilot learner certificate (regulation 62.02.7)	325.00
(ii)	National pilot license (regulation 62.01.9(8)(a))	325.00
(g)	For the initial designation and review thereof in respect of the following examiner:	
(i)	Flight examiner (regulation 62.15.3(1)(e))	900.00

Fees relating to Part 63

187.01.12 The following fees are payable:

(a)	For validation of a flight engineer licence	555.00
(b)	For a copy of the register of flight engineer licences	230.00
(c)	For the issuing or reissuing of a flight engineer licence	555.00
(d)	For the issuing or reissuing of the following ratings that will be reflected on flight engineer licences:	
(i)	Flight engineer instructor rating	430.00
(ii)	Other	270.00
(e)	For examinations provided by the Director in respect of any flight engineer licence or rating, per subject	

(i)	Online	270.00
(ii)	Outstation	385.00
(f)	For remarking of examinations in respect of any flight engineer licence or rating, per subject	375.00
(g)	For the issuing of a duplicate flight engineer licence	555.00
(h)	For the annual currency of a flight engineer licence	345.00
(i)	For the designation of a flight engineer examiner (annually)	880.00

Fees relating to Part 64

R

187.01.13 The following fees are payable:

(a)	For a copy of the register of cabin crew member licences	240.00
(b)	For the issuing or reissuing of a cabin crew member licence	345.00
(c)	For examinations provided by the Director in respect of any cabin crew member licence or rating, per subject	
(i)	On-line	270.00
(ii)	Out-station	385.00
(d)	For remarking of examinations in respect of any cabin crew member licence or rating, per subject	375.00
(e)	For the issuing of a duplicate cabin crew member licence	345.00
(f)	For the annual currency of a cabin crew member licence	270.00
(g)	For the designation of a cabin crew member examiner (annually)	880.00
(h)	For the validation of a cabin crew member licence or equivalent Document	525.00

Fees relating to Part 65

187.01.14 The following fees are payable:

(a)	For the conversion of a foreign air traffic service licence or rating	680.00
(b)	For a copy of the register of air traffic service licences	155.00
(c)	For the issuing or reissuing of an air traffic service licence	555.00
(d)	For an addition of a rating to an air traffic service licence	275.00
(e)	For endorsement of an air traffic service licence	275.00
(f)	For the issuing of a duplicate air traffic service licence	555.00
(g)	For the currency of an air traffic service licence	345.00

Fees relating to Part 66

R

187.01.15 The following fees are payable:

(a)	For the validation of an aircraft maintenance engineer licence	625.00
(b)	For a copy of the register of aircraft maintenance engineer licences	230.00
(c)	For the issuing or reissuing of an aircraft maintenance engineer licence	625.00
(d)	For amendment of or addition to an aircraft maintenance engineer licence	385.00
(e)	For the renewal of an aircraft maintenance engineer licence	645.00
(f)	For the issuing of a duplicate aircraft maintenance engineer licence	645.00
(g)	For the writing and remarking of examinations in respect of any aircraft maintenance engineer licence or rating, per subject	375.00
(h)	For the issuing of a letter of confirmation of an aircraft maintenance engineer experience/qualifications to interested parties	680.00
(i)	For the designation of an aircraft maintenance engineer examiner (annually)	840.00
(j)	For the initial issue of an approved person certificate (subpart 66.04)	385.00
(j)	For the renewal of an approved person certificate (subpart 66.04)	210.00

Fees relating to Part 67

R

187.01.16 The following fees are payable:

(a)	For appeal against being found medically unfit	1,885.00
(b)	For designation of the following medical examiners:	
(i)	Senior examiner	870.00
(ii)	Regular examiner	430.00
(c)	For the designation of a medical cabin crew examiner	805.00
(d)	For other services to be provided, per hour	645.00

Fees relating to Part 68

R

187.01.17 The following fees are payable:

(a)	For the issuing or reissuing of the following licences:	
(i)	Glider pilot licence (regulation 68.03.7(b)(iii))	410.00
(ii)	Student glider pilot license (regulation 68.03.7(b)(vii))	410.00
(b)	For validation of the following foreign licences:	

(i)	Glider pilot licence (regulation 68.01.9(5)(a))	385.00
(c)	For issuing of duplicates of the following licences:	
(i)	Glider pilot licence	325.00
(ii)	Student glider pilot license	325.00
(d)	For the annual currency of the following licences:	
(i)	Glider pilot licence (regulation 68.01.4(7)(a))	325.00
(ii)	Student glider pilot license (regulation 68.02.7)	325.00
(e)	For the issuing or reissuing of any of the following ratings that will be reflected on a licence:	
(i)	Instructor rating (regulation 68.04.6(d))	410.00
(ii)	Other ratings	270.00
(iii)	Any authorisation or approval pertaining to a licence	270.00
(iv)	Instructor rating renewal (regulation 68.04.6(d))	270.00
(f)	For the issuing of the following duplicate pilot licences:	
(i)	Student pilot licence	325.00
(g)	For the annual currency of the following air crew licences:	
(i)	Student pilot licence	360.00
(h)	For examinations provided by the designated body in respect of any of the following licence or rating:	
(i)	Online (new licence)	270.00
(ii)	Online (other)	135.00

Fees relating to Part 69

R

187.01.18 The following fees are payable:

(a)	For the issuing or reissuing of the free balloon pilot licence	525.00
(b)	For validation of the free balloon pilot licence	375.00
(c)	For issuing of duplicates of the free balloon pilot licence	365.00
(d)	For the annual currency of the free balloon pilot licence	375.00

Fees relating to Part 91

R

187.01.19 The following fees are payable:

(a)	For the issuing of a duplicate mass and balance report	535.00
(b)	For the issuing of a duplicate flight manual approval	365.00
(c)	For the issuing of a duplicate aircraft equipment list	535.00
(d)	For the issuing or reissuing of Reduced Vertical Separation Minima certificate	865.00
(e)	For the issuing or reissuing of Minimum Navigation Performance Specification certificate	365.00
(f)	For the issuing or reissuing of FM Immunity certificate	355.00
(g)	For the issuing or reissuing of area navigation certificate	375.00
(h)	For the issuing or reissuing of transponder binary / decimal / hexadecimal codes	275.00
(i)	For the issuing or reissuing of a certificate of permission to import an aircraft	375.00

Fees relating to Part 92

R

187.01.20 The following fees are payable:

(a)	For an exemption in terms of regulation 92.00.3	1,260.00
(b)	For an exemption to be considered within 3 working days of request	2,900.00
(c)	For the validation of a foreign certificate issued for the handling of goods to be conveyed by air in terms of regulation 92.00.9	335.00
(d)	For the issuing of dangerous goods approval	965.00

Fees relating to Part 105

R

187.01.21 The following fees are payable:

(a)	For new drop-zone applications	525.00
(b)	For temporary drop-zone applications	210.00
(c)	For display jump application	105.00

Fees relating to Part 108

R

187.01.22 (1) The following fees are payable:

(a)	For the initial issue of certificate of approval	3,330.00
(b)	For the renewal of certificate of approval	1,665.00
(c)	For the validation of certificate of approval	1,665.00
(d)	For the validation of training certificate	115.00
(e)	For an amendment to a security manual, per page	14.00
(f)	For an extract of the register of certificates of approval	60.00
(2)	The following fees are payable per site in respect of prescribed inspections:	
(a)	Sites up to 1 000m ²	1,110.00
(b)	Sites in excess of 1 000m ² up to and including 5 000m ²	1,550.00
(c)	Sites exceeding 5 000m ²	2,000.00
(3)	The following fees are payable in respect of the initial approval of a security manual:	
(a)	Per manual consisting of 100 or less pages	1,110.00
(b)	Per manual consisting of 101 to 200 pages	2,220.00
(c)	Per manual consisting of more than 200 pages	5,550.00

Fees relating to Part 109

R

187.01.23 The following fees are payable:

(a)	For a copy of the register of aviation security training organization approvals	200.00
(b)	For the issuing of an aviation security training organization approval	2,275.00
(c)	For an amendment of an aviation security training organization approval	1,120.00
(d)	For the renewal of an aviation security training organization approval	1,1175.00
(e)	For the issuing of an aviation security training organization temporary approval to conduct aviation security training	535.00

Fees relating to Part 110

R

187.01.24 The following fees are payable:

(a)	For the issuing of an aviation security screener certificate	290.00
(b)	For the reissuing of an aviation security screener certificate	290.00
(c)	For the issuing of a duplicate aviation security screener certificate	200.00
(d)	For the designation as an aviation security screener examiner (annually)	735.00

(e)	For a copy of the register of security screeners certificates	200.00
(f)	For examination provided by the Director in respect of aviation security screener certification, per subject:	
(i)	On-line	230.00
(ii)	At Authority examination centre	325.00
(g)	For the remarking of examination in respect of an aviation security screener certificate, per subject	315.00
(h)	For the annual recertification of a security screener	230.00
(i)	For the validation of an aviation security screener certification or equivalent document	430.00

Fees relating to Part 121

R

187.01.25 (1) The following fees are, subject to the provisions of sub-regulation (2), payable:

(a)	For the issuing of an operating certificate in terms of regulation 121.06.2 for aeroplanes in the certificated mass class of <input type="checkbox"/>	
(i)	5 701 kg - 20 000 kg	14,545.00
(ii)	20 001 kg - 130 000 kg	18,195.00
(iii)	Greater than 130 000 kg	21,840.00
(b)	For each aeroplane placed on the operating certificate in the mass classes referred to below –	
(i)	5 701 kg - 20 000 kg	1,435.00
(ii)	20 001 kg - 130 000 kg	1,590.00
(iii)	Greater than 130 000 kg	3,185.00
(c)	For the renewal of an operating certificate referred to in paragraph (a) above in respect of aeroplanes in the certificated mass class of –	
(i)	5 701 kg - 20 000 kg	13,320.00
(ii)	20 001 kg - 130 000 kg	17,720.00
(iii)	Greater than 130 000 kg	22,110.00
(d)	For the placing of each aeroplane on the renewed operating certificate, the fees referred to in paragraph (b) above	
(e)	For a copy of the register of operating certificates in respect of Part 121	155.00
(f)	For the issuing of a certificate of approval for an operations manual in respect of Part 121	6,235.00

- | | | |
|------|--|---------------|
| (g) | For the approval of the following amendments to an operations manual in respect of Part 121: | |
| (i) | A text or content amendment, per page | 1.55 |
| (ii) | A name or numbering change, per page | 3.15 |
| (h) | For the removal of an aeroplane from the certificate of approval | 165.00 |
- (2) Where an application for an operating certificate or an application for a renewal thereof relates to more than one aeroplane, the fee payable is in respect of an aeroplane in the highest all-up certificated mass class applicable to Part 121.

Fees relating to Part 127

R

187.01.26 (1) The following fees are, subject to the provisions of sub-regulation (2), payable:

- | | | |
|-------|--|------------------|
| (a) | For the issuing of an operating certificate in terms of regulation 127.06.2 for helicopters in the certificated mass class of | |
| (i) | Less than 1 500 kg | 7,830.00 |
| (ii) | 1 500 kg - 5 700 kg | 9,360.00 |
| (iii) | Greater than 5 700 kg | 12,325.00 |
| (b) | For each helicopter placed on the operating certificate in the mass classes referred to below – | |
| (i) | Less than 1 500 kg | 1,175.00 |
| (ii) | 1 500 kg - 5 700 kg | 1,490.00 |
| (iii) | Greater than 5 700 kg | 1,665.00 |
| (c) | For renewal of an operating certificate referred to in paragraph (a) above in respect of helicopters in the certificated mass class of – | |
| (i) | Less than 1 500 kg | 4,790.00 |
| (ii) | 1 500 kg - 5 700 kg | 6,390.00 |
| (iii) | Greater than 5 700 kg | 9,570.00 |
| (d) | For the placing of each aeroplane on the renewed operating certificate, the fees referred to in paragraph (b) above | |
| (e) | For a copy of the register of operating certificates in respect of Part 127 | 155.00 |

(f)	For the issuing of a certificate of approval for an operations manual in respect of Part 127	6,215.00
(g)	For the approval of the following amendments to an operations manual in respect of Part 127:	
(i)	A text or content amendment, per page	1.55
(ii)	A name or numbering change, per page	3.15
(h)	For the removal of a helicopter from the certificate of approval	165.00
(2)	Where an application for an operating certificate or an application for a renewal thereof relates to more than one helicopter, the fee payable is in respect of a helicopter in the highest all up certificated mass class applicable to Part 127.	

Fees relating to Part 135

R

187.01.27 The following fees are payable:

(a)	For the issuing of an operating certificate in terms of regulation 135.06.2 for aeroplanes with a maximum certificated mass of 5 700 kg or less	9,410.00
(b)	For each aeroplane placed on the operating certificate in the class referred to in paragraph (a) above	1,625.00
(c)	For renewal of an operating certificate referred to in paragraph (a) above	6,445.00
(d)	For the placing of each aeroplane on the renewed operating certificate, the fees referred to in paragraph (b) above	1,625.00
(e)	For a copy of the register of operating certificates	155.00
(f)	For the issuing of a certificate of approval for an operations manual in respect of Part 135	7,250.00
(g)	For the approval of the following amendments to an operations manual in respect of Part 135:	
(i)	A text or content amendment, per page	1.55
(ii)	A name or numbering change, per page	3.15
(h)	For the removal of an aeroplane from the Certificate of Approval	165.00

Fees relating to Part 136

R

187.01.28 The following fees are payable:

(a)	For the initial issuing of an operating certificate	3,890.00
(b)	For each additional balloon placed on an operating certificate	670.00
(c)	For the renewal or variation of an operating certificate	2,610.00
(d)	For the renewal in respect of each additional balloon	670.00
(e)	For a copy of register of operating certificates	135.00
(f)	For an approval of the following amendments to an operations manual in respect of Part 136:	
(i)	A text or content amendment, per page	1.55
(ii)	A name or numbering change, per page	3.15
(g)	For the removal of a balloon from the register of operating certificates	165.00

Fees relating to Part 137

187.01.29 The fees payable for an operating certificate prescribed by regulation 137.01.3 to be issued for Part 121, Part 127 of Part 135, as the case may be, shall be the fees prescribed by the appropriate Part.

Fees relating to Part 138

187.01.30 The fees payable for an operating certificate prescribed by regulation 138.01.2 to be issued for Part 121, Part 127 of Part 135, as the case may be, shall be the fees prescribed by the appropriate Part.

Fees relating to Part 139

187.01.31 (1) The fees reflected in **Table 2** below are payable for the services reflected therein.

(2)	The following fees are payable:	R
(a)	For a copy of the register of aerodrome licences, heliport approvals and heliport licences (regulation 139.01.6(5)), per page	1.55
(b)	For the issuing of a licence of intent (regulation 139.02.18(2))	4,770.00
(c)	For the issuing of a heliport licence (regulation 139.03.10)	4,035.00
(d)	For the renewal of a heliport licence (regulation 139.03.17(1))	4,035.00
(e)	For the approval and renewal of a helistop	4,035.00
(f)	For the issuing of an approval for the erection of a cellular telephone mast or any other obstacle	725.00

Fees relating to Part 141

R

187.01.32 The following fees are payable:

(a)	For a copy of the register of aviation training organisation approvals	230.00
(b)	For the issuing of an aviation training organisation approval	
(i)	Per application	3,700.00
(ii)	Hourly rate per inspection time	645.00
(c)	For an amendment of an aviation training organisation approval	1,310.00
(d)	For the renewal of an aviation training organisation approval	
(i)	Per application	1,580.00
(ii)	Hourly rate per inspection time	645.00
(e)	For the issuing of a temporary aviation training organisation approval	
(i)	Per application	1,580.00
(ii)	Hourly rate per inspection time	645.00
(f)	For a copy of the register of operating certificates in respect of Part 141	155.00
(g)	For each aircraft placed on the aviation training approval certificate referred to in par (b) and (d)	
(i)	aircraft with a maximum certificated mass of 5,700 kg or more	1,625.00
(ii)	aircraft with a maximum certificated mass of less than 5,700 kg	1,260.00
(iii)	aircraft with a maximum certificated mass of less than 2,700.00 kg	585.00
(h)	For the approval of the following amendments to an operations manual in respect of Part 141:	
(i)	A text or content amendment, per page	3.15
(ii)	A name or numbering change, per page	1.55
(iii)	For the temporary addition of an aircraft or instructor in the operations manual for temporary training approval per amendment	250.00
(i)	For the initial approval of a training and procedures manual	3700.00

Fees relating to Part 145

R

187.01.33 (1) The following fees are payable for services rendered within the borders of South Africa:

(a)	For a copy of the register of aircraft maintenance organisation approvals (regulation 145.01.10 (5)), per page	1.55
(b)	For the issuing of an aircraft maintenance organisation approval:	
(i)	Per application	1,675.00
(ii)	The hourly rate for inspection time	645.00
(c)	For the amendment of an aircraft maintenance organisation approval	725.00
(d)	For the renewal of an aircraft maintenance organisation approval:	
(i)	Per application	775.00
(ii)	The hourly rate for inspection time 580.00	
(e)	For the issuing of a duplicate aircraft maintenance organisation approval	115.00
(2)	The following fees are be payable for services rendered outside the borders of South Africa:	US\$
(a)	For the issuing of an aircraft maintenance organisation approval, the hourly rate for inspection time	125.00
(b)	For the renewal of an aircraft maintenance organisation approval, the hourly rate for inspection time	125.00

Fees relating to Part 147**R****187.01.34** The following fees are payable:

(a)	For a copy of the register of design organisation approvals (regulation 147.01.6(5)), per page	1.55
(b)(i)	For the issuing of a design organisation approval to design products or changes thereto (regulation 147.02.6)	3,920.00
(ii)	For the amendment of a design organisation approval to design products or changes thereto (regulation 147.02.6(b)(i))	145.00
(c)	For the renewal of a design organisation approval to design products or changes thereto (regulation 147.02.15(1))	315.00
(d)(i)	For the issuing of a design organisation approval to design parts and appliances or changes thereto (regulation 147.03.6)	3,920.00
(ii)	For the amendment of a design organisation approval to design parts and appliances or changes thereto (regulation 147.03.6)	145.00
(e)	For the renewal of a design organisation approval to design parts and appliances or changes thereto (regulation 147.03.14(1))	315.00
(f)	For the issuing of a duplicate design organisation approval	165.00

Fees relating to Part 148**187.01.35** The following fees are payable:

(a)	For a copy of the register of manufacturing organisation approvals (regulation 148.01.8(5)), per page	1.55
(b)(i)	For the issuing of a manufacturing organisation approval (regulation 148.02.2)	3,920.00
(ii)	For the amendment of a manufacturing organisation approval (regulation 148.02.2)	155.00
(c)	For the renewal of a manufacturing organisation approval (regulation 148.02.2)	315.00
(d)	For the issuing of a duplicate manufacturing organisation approval	165.00
(e)	For each additional rating (per application)	1,560.00
(f)	For the inspection of an organisation for issuance of a Certificate of Approval per hour per inspection	645.00
(g)	For the annual currency of a Certificate of Approval (regulation 148.02.14)	375.00
(h)	For the annual inspection in respect of continued approval per hour per inspection	645.00

Fees relating to Part 149

R

187.01.36 The following fees are payable:

(a)	For a copy of the register of aviation recreation organisation approvals (regulation 149.01.7(5)), per page	1.55
(b)(i)	For the issuing of an aviation recreation organisation approval (regulation 149.02.6)	3,920.00
(ii)	For the amendment of an aviation recreation organisation approval (regulation 149.02.6)	145.00
(c)	For the renewal of an aviation recreation organisation approval (regulation 149.02.12(1))	625.00
(d)	For the issuing of a duplicate aviation recreation organisation approval	165.00

Fees relating to Part 172

R

187.01.37 The following fees are payable:

(a)	For a copy of the register of air traffic service unit approvals (regulation 172.01.7(5)), per page	1.55
(b)(i)	For the issuing of an air traffic service unit approval (regulation 172.03.5)	3,900.00
(ii)	For the amendment of an air traffic service unit approval (regulation 172.03.5)	90.00
(c)	For the renewal of an air traffic service unit approval (regulation 172.03.9(1))	3,900.00
(d)	For the issuing of a duplicate air traffic service unit approval	125.00
(e)	For the approval of:	
(i)	Aerodrome control service	18,665.00
(ii)	Approach control service	23,065.00
(iii)	Area control service	23,065.00
(iv)	Flight information service	23,065.00
(v)	Approach surveillance service	38,400.00
(vi)	Area surveillance service	38,400.00
(vii)	Aerodrome flight information service	5,745.00

Fees relating to Part 173

R

187.01.38 (1) The following fees are payable for services rendered within the borders of South Africa:

(a)	For a copy of the register of flight procedure design approvals (regulation 173.01.6(5)), per page	1.55
(b)	For the application or amendment of a category (A) flight procedure design approval (regulation 173.01.10(1)(b)(i))	
(i)	Per application	5,765.00
(ii)	The hourly rate for inspection time	645.00
(c)	For the renewal of a category (A) flight procedure design approval (regulation 173.01.13(1)(b)(i))	
(i)	Per application	3,875.00
(ii)	The hourly rate for inspection time	645.00
(d)	For the application or amendment of a category (B) flight procedure design approval (regulation 173.01.10(1)(b)(i))	
(i)	Per application	4,505.00
(ii)	The hourly rate for inspection time	645.00
(e)	For the renewal of a category (B) flight procedure design approval (regulation 173.01.13(1)(b)(i))	

(i)	Per application	2,620.00
(ii)	The hourly rate for inspection time	645.00
(f)	For the issuing of a replacement a flight procedure design approval (regulation 173.01.11(4))	125.00
(g)	For the submission of a flight procedure (regulation 173.02.4(2)(e)): (2)(e)):	
(i)	Preparation & checking for new or revised design per aerodrome, per submission	3,875.00
(ii)	Precision approach segment	4,500.00
(iii)	APV / Baro VNAV / SBAS segment	4,500.00
(iv)	Non-precision approach (including: 3x IAF, 3x Hold, VMA, TAA/MSA)	8,385.00
(v)	VMA (Circling)	1,940.00
(vi)	Hold	1,940.00
(vii)	TAA/ MSA	1,940.00
(viii)	SID	8,385.00
(ix)	STAR (including: 1xHold)	6,495.00
(x)	En-route	1,940.00
(ix)	For all other submissions not listed above, the hourly rate shall apply	645.00

Fees relating to Part 175

R

187.01.39 The following fees are payable:

(a)	For a copy of the register of aeronautical information service unit approvals, per page.	1.55
(b)	For the issuing of an aeronautical information service unit approval.	3,410.00
(c)	For the amendment of an aeronautical information service unit approval.	125.00
(d)	For the issuing of duplicate aeronautical information service unit approval.	125.00
(e)	For the renewal of aeronautical information service unit approval.	3,410.00
(f)	For a copy of the South African Aeronautical information Publication (excluding postage)	525.00
(h)	For subscribing to the South African Aeronautical Information Publication Annual Amendment service	375.00

Breakdown Note:

AIM Unit: (c) & (f) (5 hours x R615 hourly rate - rounded off).	3,410.00
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Fees relating to Part 176

R

187.01.40 The following fees are payable:

- | | |
|---|---------------|
| | 435.00 |
| (a) For a radio telephony call sign (regulation 176.00.2) | |

Fees for appeal to the Director**R****187.01.41** (1) The following fees are payable:

- | | |
|--|-----------------|
| (a) For the lodging of an appeal to the Director in terms of regulation 185.00.5 and 185.00.6 | 1,885.00 |
| (b) For the lodging of an appeal to the Director in terms of regulation 185.00.3(19) | 1,255.00 |
| (2)(a) If the Director sets aside any decision on an appeal, the fees referred to in sub-regulation (1) must be refunded to the appellant. | |
| (b) If the Director varies any such decision, he or she may direct that the whole or part of such fees be refunded to the appellant. | |

Fees for appeal to appeal committee**R****187.01.42** (1) The following fees are payable:

- | | |
|--|-----------------|
| (a) For the lodging of an appeal to the appeal committee in terms of section 121 of the Act | 3,145.00 |
| (2)(a) If the appeal committee sets aside any decision on an appeal, the fees referred to in sub-regulation (1) must be refunded to the appellant. | |
| (b) If the appeal committee varies any such decision, it may direct that the whole or part of such fees be refunded to the appellant. | |

Hourly rate**R**

- | | |
|--|------------------------|
| (a) For services that are provided by the Authority in South Africa for which no specific fee has been set out in this Part | 645.00 |
| (b) For services that are provided by the Authority outside South Africa for which no specific fee has been set out in this Part | US\$
125.00 |

TABLE 1

Weight Category	Issue/reissue: Certificate of airworthiness/Export airworthiness approval R	Currency fee
		R
0 - 1 800 kg	4,085.00	840.00
1 801 - 3 600 kg	5,135.00	1,260.00
3 601 - 5 700 kg	6,080.00	1,680.00
5 701 - 20 000 kg	8,175.00	2,515.00
20 001 - 50 000 kg	12,365.00	3,355.00
50 001 kg +	16,245.00	5,030.00

TABLE 2

CAT	Fire services, Security and Dangerous Goods National Aerodromes	International Aerodromes	Infrastructure	Lighting (Relevant to all the categories listed in the Table)	Instrumentation (Relevant to all the categories listed in the Table)
1	600.00	4,190.00	315.00	Instrument	VOR: 1 425.00
2	2,100.00	9,430.00	315.00	RWS: R2.60/metre	ILS: 1 675.00
3	4,190.00	12,570.00	630.00	Non- Instrument	NDB: 460.00
4	7,340.00	19,910.00	1,360.00	RWS: R1.35/metre	
5	9,430.00	26,200.00	1,570.00		
6	10,480.00	29,340.00	3,140.00		PAPI (Audit): per set 860.00
7	33,540.00	58,680.00	9,430.00		
8	73,360.00	157,200.00	23,050.00		
9	157,200.00	293,440.00	31,440.00		VHF Spectrum: 1,110.00
10	245,230.00	466,360.00	49,250.00		

Short title and commencement

3. These Regulations are called the Eleventh Amendment of the Civil Aviation Regulations and shall come into operation on 1 December 2015.

DEPARTMENT OF TRANSPORT

NO. R. 1026

30 OCTOBER 2015

CIVIL AVIATION ACT, 2009 (ACT NO. 13 OF 2009)**TENTH AMENDMENT OF THE CIVIL AVIATION REGULATIONS, 2015**

I, Dipuo Peters, Minister of Transport hereby in terms section 155(1)(z)(i), read with section 74(1) (a), of the Civil Aviation Act, 2009, (Act No. 13 of 2009), make the Regulations set out in the Schedule hereunder.

Ms Dipuo Peters**Minister of Transport**

SCHEDULE

CIVIL AVIATION ACT, 2009 (ACT NO.13 OF 2009)

TENTH AMENDMENT OF THE CIVIL AVIATION REGULATIONS, 2015

GENERAL EXPLANATORY NOTE:

[] Words in bold type in square brackets indicate omissions from existing regulations.

_____ Words underlined with a solid line indicate insertions in existing regulations.

Definition

1. In this Schedule "the Regulations" means the Civil Aviation Regulations, 2011 published by Government Notice No. R. 425 of the 01st June 2012.

Amendment of Regulation 21.08.4 of the Regulations

2. Regulation 21.08.4 is herewith amended by the insertion in sub-regulation (2) after paragraph (a) of the following paragraph:

“(aA) the aircraft complies with the noise standards prescribed in Part 36;”.

Substitution of Part 34 of the Regulations

3. The following Part is herewith substituted for Part 34 of the Regulations:

“PART 34: AIRCRAFT ENGINE EMISSIONS [CERTIFICATION]

List of regulations

- [34.00.1]34.01.1** **Applicability**
- [34.00.2]34.02.1** **Fuel venting standards**
- [34.00.3]34.02.2** **Aircraft engine emission standards**
- [34.00.4]34.02.3** **Aircraft engine emission evaluation methods**
- 34.03.1** **Intentional fuel venting and environmental management**
- 34.03.2** **Local air quality**
- 34.03.3** **Ecosystems and species**
- 34.03.4** **Aerodromes and heliports environmental committees**

SUBPART 1: GENERAL**Applicability**

[34.00.1]34.01.1 This Part applies –

- (a) in respect of fuel venting, to turbine engine powered aircraft manufactured after 18 February 1982; and
- (b) in respect of engine emissions, to aircraft with –
 - (i) turbo-jet and turbofan engines intended for propulsion only at subsonic speeds; and
 - (ii) turbo-jet and turbofan engines intended for propulsion at supersonic speeds, of which the date of manufacture is on or after 18 February 1982.

SUBPART 2: AIRCRAFT EMISSIONS CERTIFICATION**Fuel venting standards**

[34.00.2] 34.02.1 Subject to the provisions of Regulation **[34.00.1] 34.01.1** any person who applies in terms of Part 21 for –

- (a) the issuing of or any change to a type certificate;
- (b) the issuing of or any change to a type acceptance certificate; or
- (c) **[any change to a type certificate]** a standard category certificate of airworthiness,

[(d) any change to a type acceptance certificate; or]

shall comply with fuel venting standards as prescribed in Document SA-CATS 34.

Aircraft engine emission standards

[34.00.3] 34.02.2 Subject to the provisions of Regulation **[34.00.1] 34.01.1**, any person who applies in terms of Part 21 for –

- (a) the issuing of or any change to a type certificate;
- (b) the issuing of or any change to a type acceptance certificate; or

[(c) any change to a type certificate;

(d) any change to a type acceptance certificate; or]

(c) a standard category certificate of airworthiness,

shall comply with the appropriate engine emission standards as prescribed in Document SA-CATS 34.

- (2) No subsonic jet aeroplane whose application for a type certificate was submitted before 6 October 1977 shall be issued with a noise certificate, except if the aeroplane –
- (a) requires a runway length of 610 m or less at maximum certificated mass for airworthiness;
 - (b) is powered by engines with a bypass ratio of two or more and for which a certificate of airworthiness for the individual aeroplane was first issued before 1 March 1972;
 - (c) is powered by engines with bypass ratio of less than two and for which the application for the type certificate was submitted before 1 January 1969, and for which a certificate of airworthiness for the individual aeroplane was first issued before 1 January 1976; or
 - (d) has been fitted with hush-kit that complies with the noise standards prescribed in Chapter 3 of Annex 16 to the Chicago Convention.

Aircraft engine emission evaluation methods

[34.00.4]34.02.3 The methods for the evaluation of aircraft engine emissions are prescribed in Document SA-CATS 34.

SUBPART 3: AIRCRAFT EMISSIONS -ENVIRONMENTAL PROTECTION

Intentional fuel venting and environmental incident management

34.03.1(1) In the event of intentional fuel venting that results in environmental damage, the responsible person, or where the incident occurred in the course of that person's employment, his or her employer, shall immediately after becoming aware of the incident, report it to the relevant authority.

(2) Sub-regulation (1), shall be read in conjunction with the applicable sections of the National Environmental Management Act, 1998 (Act No. 107 of 1998), the National Environmental Management: Waste Act, 2008 (Act No. 58 of 2008) and the National Water Act, 1998 (Act No. 36 of 1998) and the regulations made thereunder.

Local air quality

34.03.2 In the determination of ambient air pollutants limits, these Regulations should be read in conjunction with the applicable sections of the National Environmental Management: Air Quality Act, 2004 (Act No. 39 of 2004) and the regulations made thereunder.

Ecosystems and species

34.03.3 Where operations impact the protection of threatened or protected ecosystems and species, these Regulations should be read in conjunction with the applicable sections of the National Environmental Management: Biodiversity Act, 2004 (Act No. 10 of 2004) and the regulations made thereunder.

Aerodromes and heliports environmental committees

34.03.4 The establishment of Aerodrome and Heliports Environmental Committees (ECs) shall be as prescribed in Part 139”.

Amendment of Part 36 of the Regulations

4. The following Part is herewith substituted for Part 36 of the Regulations

“PART 36: AIRCRAFT NOISE [CERTIFICATION]

List of regulations:

[36.00.1] 36.01.1 **Applicability**

]36.00.2] 36.02.1 **Eligibility**

[36.00.3] 36.02.2 **Noise standards**

[36.004] 36.02.3 **Noise evaluation methods**

[36.00.5] 36.02.4 **Inspections**

[36.00.6] 36.02.5 Application for noise certificate

[36.00.7] 36.02.6 Issue of noise certificate

[36.00.8] 36.02.7 Duration and continued validity

[36.00.9] 36.02.8 Transferability

SUBPART 1: GENERAL

Applicability

[36.00.1] 36.01.1 This Part applies to –

- (a) subsonic jet aeroplanes;
- (b) supersonic aeroplanes;
- (c) propeller driven aeroplanes with a maximum certificated mass exceeding 5 700 kilograms;
- (d) propeller driven aeroplanes with a maximum certificated mass of 5 700 kilograms or less;
- (e) propeller-driven STOL aeroplanes; and
- (d) helicopters.

SUBPART 2: AIRCRAFT NOISE CERTIFICATION

Eligibility

[36.00.2] 36.02.1 Any person under whose name an aircraft is registered or will be registered under Part 47, may apply for a noise certificate for that aircraft under this Part.

Noise standards

[36.00.3] 36.02.2 (1) Subject to the provisions of Regulation **[36.00.1] 36.02.1**, any persons who applies in terms of Part 21 for –

- (a) the issuing of or any change to a type certificate;
- (b) the issuing of or any change to a type acceptance certificate; or
[(c) any change to a type certificate;
(d) any change to a type acceptance certificate; or]
- (c) a standard category certificate of airworthiness.

shall comply with the appropriate noise standards as prescribed in Document SA-CATS 36.

(2) No noise certificate shall be issued for a subsonic jet aeroplane whose application for a type certificate was submitted before 6 October 1977, except if the aeroplane –

- (a) requires a runaway length of 610 m or less at maximum certificated mass for airworthiness;
- (b) is powered by engines with a bypass ratio of two or more and for which a certificate of airworthiness for the individual aeroplane was first issued before 1 March 1972;
- (c) is powered by engines with bypass ratio of less than two and for which the application for the type certificate was submitted before 1 January 1969, and for which a certificate of airworthiness for the individual aeroplane was first issued before 1 January 1976; or
- (d) has been fitted with hush-kit that complies with the noise standards prescribed in Chapter 3 of Annex 16 to the Chicago Convention.

Noise evaluation methods

[36.00.4] 36.02.3 The methods for the evaluation of aircraft noise emissions are prescribed in Document SA-CATS 36.

Inspections

[36.00.5] 36.02.4 The holder of a noise certificate shall provide access to the aircraft for which that noise certificate has been issued upon request by an authorised officer, inspector or authorised person for inspection.

Application for noise certificate

[36.00.6] 36.02.5 (1) An application for a noise certificate, or amendment thereof, shall be made in the prescribed form and manner; and accompanied by the appropriate fee as prescribed in Part 187.

(2) An application in terms of sub-regulation (1) shall include, –

(a) with regard to new aircraft, –

- (i) a statement of conformity issued in terms of Regulation 21.06.6, or Regulation 148.02.12 and validated by the Director; or
- (ii) for an imported aircraft, a statement, signed by the exporting authority that the aircraft conforms to a design approved by the Director; and
- (iii) the noise information determined in accordance with the applicable noise requirements;

(b) with regard to used aircraft, –

- (i) the noise information determined in accordance with the applicable noise requirements; and
- (ii) historical records to establish the production, modification, and maintenance standard of the aircraft.

(3) Unless otherwise agreed, the statements referred to in sub-regulation (2) (a) shall be issued not more than 60 days before presentation of the aircraft to the Director.

Issue of noise certificate

[36.00.7] 36.02.6 **[An applicant shall be entitled to have a]** A noise certificate of an aircraft **[issued by the Director]** shall be issued on the appropriate form if –

[(iii) he or she] (a) the applicant complies with the provisions of Regulation 36.02.5 **[36.00.6]**;

[(iv)] (b) the aircraft has been registered in terms of Part 47 and the certificate of registration has been issued **[by the Director]**; and

[(v)] (c) the Director has determined that the noise information presented in terms of Regulation **[30.00.6(2)(a)(ii)]** 36.02.5(2)(a)(ii) or Regulation **[36.00.(2)(b)(i)]** 36.02.5(2)(b)(i), as the case may be, complies with the noise standards referred to in Regulation **[36.00.3]** 36.02.2.

Duration and continued validity

[36.00.8] 36.02.7 (1) Subject to **[subsection]** sub-regulation (2), a noise certificate shall be issued for an unlimited duration.

(2) A noise certification shall remain valid on condition that –

- (a) the holder thereof complies with the applicable type-design, environmental protection and continuing airworthiness requirements;
- (b) the aircraft for which the certificate is issued retains the same registration marks;
- (c) the type-certificate or restricted type-certificate under which it is issued has not been previously invalidated under Regulation 21.02.11; and
- (d) the certificate has not been suspended, or cancelled in terms of Part 185 or surrendered.

(3) Upon suspension or cancellation, of a noise certificate, the holder thereof shall immediately return the certificate to the Director.

Transferability

[36.00.9] 36.02.8. In the event of a change in the ownership of the aircraft, –

- (a) if the aircraft retains the same registration marks, the noise certificate shall be transferred together with the aircraft; or
- (b) if the aircraft remains on the SACAR but changes registration marks, the amended noise certificate shall be issued upon presentation of the former noise certificate **[in terms of regulation 36.00.6]**.

SUBPART 3: AIRCRAFT NOISE- MONITORING AND REPORTING

36.03.1 Monitoring and reporting of aircraft noise

36.03.2 Noise measurements

36.03.3 Noise abatement procedures

36.03.4 Aerodrome and heliport airport environmental committee

Monitoring and reporting of aircraft noise

36.03.1 The holder of an aerodrome or heliport licence is responsible for the monitoring and reporting of aircraft noise as prescribed in Part 139.

Noise measurement

36.03.2 Where the measurement of aircraft noise is made for monitoring purposes, the method prescribed in Document SA-CATS 139 shall be applied.

Noise Abatement Procedures

36.03.3 Aircraft operating procedures for noise abatement shall be introduced by aerodrome and heliport license holders as prescribed in Document SA-CATS 139.

Aerodrome and heliport airport environmental committees

36.03.4 The establishment of environmental committees shall be as prescribed in Part 139.

Amendment of Part 91

5. Regulation 91.07.16 of the Regulations is herewith amended by the substitution for the said Regulation of the following Regulation:

“Noise abatement [procedures]

91.07.16 (1) No person shall operate an aircraft contrary to noise abatement procedures established for an aerodrome in terms of the provisions of the regulations of the State into or out of which the aircraft is being flown.

(2) As from 1 January 2016, no person shall operate in the Republic a subsonic jet aeroplane for which the application for a type certificate was submitted before 6 October 1977, except for an aeroplane –

- (a) requiring a runway length of 610 m or less at maximum certificated mass for airworthiness;
- (b) powered by engines with a bypass ratio of two or more and for which a certificate of airworthiness for the individual aeroplane was first issued before 1 March 1972;
- (c) powered by engines with bypass ratio of less than two and for which the application for the type certificate was submitted before 1 January 1969, and for which a certificate of airworthiness for the individual aeroplane was first issued before 1 January 1976; or

(d) that has been fitted with hush-kit that complies with the noise standards prescribed in Chapter 3 of ICAO Annex 16.”.

Amendment of Part 139 of the Regulations

6. Part 139 of the Regulations is hereby amended by -

(a) the substitution for paragraph (h) of Regulation 139.02.3 of the following paragraph:

“(h) the aerodrome environment management programme referred to in Regulation [139.02.8]139.02.11;”.

(b) the substitution for Regulation 139.02.11 of the following Regulation:

“Establishment of aerodrome environmental management programme(s)

139.02.11 (1) The [applicant] holder of an aerodrome licence shall, in the area within its authority [and where any foreign object debris (FOD), oil and fuel spillages, bird and wildlife presents or are likely to present a hazard to aircraft operating to or from the aerodrome], establish an Environmental Management Programme (EMP) [to minimize the effects of such hazard or potential hazard, taking due cognizance of the provisions of the Environment Conservation Act, 1989 (Act No. 73 of 1989), and the regulations made thereunder]:

(a) where any foreign object debris (FOD), oil and fuel spillages, bird and wildlife presents or are likely to present a hazard to aircraft operating to or from the aerodrome;

(b) where any aviation operations present, or are likely to present, negative impact(s) on the environment.

(2) Sub regulation (1) above should be read in conjunction with applicable sections of the National Environmental Management Act, 1998 (Act No. 107 of 1998), and the regulations made thereunder.

(3) The aerodrome operator shall ensure that the environmental management programme -

- (a) is kept on site and clearly indicates all identified environmental issues that may affect operations or the environment;
- (b) contains mitigating measures to rectify all identified environmental issues that are recorded for audit purposes. This includes communication with external parties.

(4) The Director may, in the interest of aviation environmental protection, issue directives or notices regarding the establishment of consultative environmental committees for aerodromes, in order that the objects of the Act and the Regulations may be achieved.”.

(c) the substitution for sub-paragraph (iv) of paragraph (b) of Regulation 139.02.13 of the following subparagraph:

“(iv) an environmental impact report, if required in terms of the **[Environment Conservation Act, 1989]** National Environmental Management Act, 1998 (Act No. 107 of 1998).”.

(d) the substitution for paragraph (c) of sub-regulation (3) of Regulation 139.02.22 of the following paragraph:

“(c) be responsible for **[the monitoring]** handling aircraft noise [on and in the vicinity of an aerodrome, and the reporting of violations to the Director, in accordance with the requirements and standards as prescribed in Document SA-CATS 139] complaints related to the aerodrome and may, subject to such conditions and limitations as the Director may deem necessary in the interest of aviation environmental protection, be required to give effect to one or more of the following:

- (i) Conduct appropriate aircraft noise studies to determine whether a noise problem exists at the aerodrome.
- (ii) . Calculate and predict aircraft noise contours in accordance with the requirements and standards as prescribed in Document SA-CATS 139.
- (iii) Establish aircraft noise abatement operating procedures, for approval by the Director, in accordance with the requirements and standards as prescribed in Document SA-CATS 139.

(iv) Install aircraft noise monitoring stations and equipment to monitor adherence to aircraft flight track in accordance with the requirements and standards as prescribed in Document SA-CATS 139.

(iv) Report violations of noise abatement operating procedures and non-adherence to aircraft flight track, to the Director, in accordance with the requirements and standards as prescribed in Document SA-CATS 139;”.

(e) the substitution for Regulation 139.02.25 of the following Regulation:

“Maintenance of aerodrome environmental management programme(s)

139.02.25 The holder of an aerodrome licence shall:

(a) maintain and comply with the aerodrome environmental management programme(s) referred to in Regulation **[139.02.8]** 139.02.11; and

(b) operate the aerodrome in accordance with the provisions of the **[Environment Conservation Act, 1989]** applicable sections of the National Environmental Management Act, 1998 (Act No. 107 of 1998), and the regulations made thereunder, together with the recommendations and requirements prescribed in any relevant Specifications or Codes of Practice published under the Standards Act, 1993 (Act No. 29 of 1993).”.

(f) the substitution for Regulation 139.03.8 of the following Regulation

“Establishment of heliport environmental management programme

139.03.8 (1) The holder of a heliport licence shall, in the area within its authority establish an Environmental Management Programme (EMP) –

(a) where any foreign object debris (FOD), oil and fuel spillages, bird and wildlife presents, or is likely to present, a hazard to helicopters operating to or from the heliport;

(b) where any aviation operations present, or are likely to present, negative impact(s) on the environment.

(2) Sub-regulation (1) above should be read in conjunction with applicable sections of the National Environmental Management Act, 1998 (Act No. 107 of 1998), and the regulations made thereunder.

(3) The heliport operator shall ensure that the environmental management programme:

(a) is kept on site and should clearly indicate all identified environmental issues that may affect the operations or the environment;

(b) contains the mitigating measures to rectify all identified environmental issues that are recorded for audit purposes. This includes communication with external parties.

(4) The Director may, in the interest of aviation environmental protection, issue directives or notices regarding the establishment of consultative environmental committees for heliports, in order that the objects of the Act and the Regulations may be achieved.”.

(g) the substitution for subparagraph (iv) of paragraph (b) of Regulation 139.03.10 of the following subparagraph:

“(iv) an environmental impact report, if required in terms of the **[Environment Conservation Act, 1989]** National Environmental Management Act, 1998 (Act No. 107 of 1998) and including the provision of rescue and firefighting service as contemplated in regulation 139.03.7;

(h) the substitution for paragraph(c) of sub-regulation (3) of Regulation 139.03.19 of the following paragraph;

“(c) be responsible for handling aircraft noise complaints related to the heliport and may be required, subject to such conditions and limitations as the Director may deem necessary in the interest of aviation environmental protection, to give effect to one or more of the following: –

- (i) Conduct appropriate aircraft noise studies to determine whether a noise problem exists at the heliport.;
- (ii) Calculate and predict aircraft noise contours in accordance with the requirements and standards as prescribed in Document SA-CATS 139;.
- (iii) Establish aircraft noise abatement operating procedures, for approval by the Director, in accordance with the requirements and standards as prescribed in Document SA-CATS 139;.
- (iv) Install aircraft noise monitoring stations and equipment to monitor adherence to aircraft flight track in accordance with the requirements and standards as prescribed in Document SA-CATS 139; and
- (v) Report violations of noise abatement operating procedures and non-adherence to aircraft flight track, to the Director, in accordance with the requirements and standards as prescribed in Document SA-CATS 139.”.

(i) the substitution for Regulation 139.03.22 of the following Regulation:

“Maintenance of heliport Environmental Management Programme(s)

139.03.22 The holder of a heliport licence shall:

- (a) maintain and comply with the heliport environmental management programme(s) referred to in Regulation 139.03.08;
- (b) operate the heliport in accordance with the provisions of the applicable sections of the **[Environment Conservation Act, 1989]** National Environmental Management Act, 1998 (Act No. 107 of 1998), and the regulations made thereunder, together with the recommendations and requirements prescribed in any relevant Specifications or Codes of Practice published under the Standards Act, 1993 (Act No. 29 of 1993); and

(c) comply with the provisions of Regulation 139.03.8.”.

(j) the substitution for Subpart 4 of the following Subpart

“SUBPART 4: APPROVAL AND OPERATION OF HELISTOPS”

Requirements for Issuing of a helistop approval

139.04.1 (1) A helistop approval shall be issued subject to the helistop complying with these Regulations as complemented by the standards contained in Document SA-CATS 139.

(2) Compliance with the said Regulations and standards, for the purposes of approval of a Helistop shall be determined by means of audit procedures and inspections, by an authorized officer, inspector or authorized person.

Helistop design standards

139.04.2 An applicant for the issuing of a helistop approval shall ensure that the physical characteristics, obstacle limitation surfaces, visual aids, equipment and installations provided at the helistop comply with the appropriate helistop design standards as prescribed in Document SA-CATS 139.

Standard operating procedures

139.04.3 An applicant for the issuing of a helistop approval shall provide the Director with a copy of the standard operating procedures (SOP) commensurate with the operations at that helistop as required by Flight Operations Part 127.

Notification of helistop data and information

139.04.4 (1) An applicant for the issuing of a helistop approval shall notify the Director –

- (a) of the helistop data and information;
- (b) of any restriction on the use of the helistop contemplated in this Regulation;
- (c) as soon as possible, of any change which may affect the use of the helistop.

Application for approval or amendment thereof

139.04.5 An application for the issuing or amendment of a helistop approval shall be made to the Director on the prescribed application form and accompanied by –

- (a) the standard operating procedures referred to in Regulation 139.04.3;
- (b) written approval from the authority in control of land;
- (c) written approval from relevant authorities in control of airspace;
- (d) letter of consent from all licensed aerodromes within 2km radius.
- (e) particulars of any non-compliance with, or deviations from the appropriate helistop design, operation or equipment standards prescribed in this Part; and
- (f) the appropriate fee as prescribed in Part 187.

Processing of application for approval

139.04.6 (1) The authorized officer, inspector or authorized person shall, as soon as practicable after the receipt of an application for approval of a helistop or an amendment thereof, conduct an inspection of the site to verify compliance with the requirements prescribed in Regulation 139.04.2.

Adjudication of application for approval or amendment thereof

139.04.7 (1) The Director shall as soon as practicable consider an application referred to in Regulation 139.04.8.

(2) The Director may grant the approval if satisfied that –

(a) the Helistop complies with the requirements prescribed in Regulations 139.04.2 to 139.04.5 inclusive; and

(b) that granting of the approval will not jeopardise aviation safety.

Issuing of approval

139.04.8 (1) The approval shall be issued on the appropriate form and shall specify the restrictions, if any, relating to non-compliance with, or deviations from the appropriate Helistop design, operation or equipment standards prescribed in this Part.

Period of validity

139.04.9 (1) A helistop approval is valid for the period determined by the Director, which period shall not exceed 5 years, calculated from the date on which the approval is issued or renewed.

(2) The approval shall remain in force until it expires or is suspended by an authorised officer, inspector or authorised person or cancelled by the Director.

(3) The holder of an approval which expires, shall notify the Director within 90 Days for the renewal or cancellation of the approval

(4) The holder of an approval which expires shall forthwith surrender the approval certificate to the Director.

(5) The holder of an approval which is cancelled shall within 30 days from the date on which the approval is cancelled, surrender the approval certificate to the Director.

Transferability

139.04.10 (1) Subject to the provisions of sub-regulation (2), a helistop approval shall not be transferable.

(2) A change in ownership of the holder of an approval shall be deemed to be a change of significance.

General duties of holder of helistop approval

139.04.11 (1) The holder of helistop approval shall ensure that –

- (a) the helistop is maintained in a serviceable condition;
- (b) the helistop is kept free of unauthorized persons, vehicles or animals, in compliance with the Civil Aviation Act and these Regulations;
- (c) all obstructions are marked as prescribed in Document SA-CATS
- (d) the Director is notified of any alterations to or obstructions or workings on the helistop;
- (e) a Wind Direction Indicator to show the surface direction of the wind, is installed and functions satisfactorily;
- (f) the markings as prescribed in Document SA-CATS, are maintained in a conspicuous condition, readily visible to helicopters in the air or on the ground;
- (g) the Director is informed whenever the helistop becomes unserviceable through any cause or whenever any portion of the surface of the touch-down area deteriorates to such an extent that the safety of a helicopter may thereby be endangered;

- (h) such reports on the condition of the helistop as may be required from time to time, are submitted to the Director.

Helistop abandoned or not maintained

139.04.12 (1) The holder of a helistop approval shall give the Director at least 90 days written notice of his or her intention to discontinue the maintenance of the helistop or to abandon the helistop.

(2) If, after the expiry of the period of notice referred to in sub regulation (1), a helistop is abandoned or is not maintained in accordance with the conditions of the approval, the owner of the helistop shall remove, obliterate or modify the marking on the helistop as prescribed in Document SA-CATS 139.

Short title and commencement

5. These Regulations are called the Tenth Amendment of the Civil Aviation Regulations, 2015 and come into force 30 days after the date of publication in the Government Gazette.

IMPORTANT Information from Government Printing Works

Dear Valued Customers,

Government Printing Works has implemented rules for completing and submitting the electronic Adobe Forms when you, the customer, submits your notice request.

Please take note of these guidelines when completing your form.

GPW Business Rules

1. No hand written notices will be accepted for processing, this includes Adobe forms which have been completed by hand.
2. Notices can only be submitted in Adobe electronic form format to the email submission address submit.egazette@gpw.gov.za. This means that any notice submissions not on an Adobe electronic form that are submitted to this mailbox will be **rejected**. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
3. Notices brought into GPW by "walk-in" customers on electronic media can only be submitted in Adobe electronic form format. This means that any notice submissions not on an Adobe electronic form that are submitted by the customer on electronic media will be **rejected**. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
4. All customers who walk in to GPW that wish to submit a notice that is not on an electronic Adobe form will be routed to the Contact Centre where the customer will be taken through the completion of the form by a GPW representative. Where a customer walks into GPW with a stack of hard copy notices delivered by a messenger on behalf of a newspaper the messenger must be referred back to the sender as the submission does not adhere to the submission rules.
5. All notice submissions that do not comply with point 2 will be charged full price for the notice submission.
6. The current cut-off of all Gazette's remains unchanged for all channels. (Refer to the GPW website for submission deadlines – www.gpwonline.co.za)
7. Incorrectly completed forms and notices submitted in the wrong format will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za)
8. All re-submissions by customers will be subject to the above cut-off times.
9. All submissions and re-submissions that miss the cut-off will be rejected to the customer to be submitted with a new publication date.
10. Information on forms will be taken as the primary source of the notice to be published. Any instructions that are on the email body or covering letter that contradicts the notice form content will be ignored.

You are therefore advised that effective from **Monday, 18 May 2015** should you not comply with our new rules of engagement, all notice requests will be rejected by our new system.

Furthermore, the fax number **012- 748 6030** will also be **discontinued** from this date and customers will only be able to submit notice requests through the email address submit.egazette@gpw.gov.za.

