
GOVERNMENT NOTICE

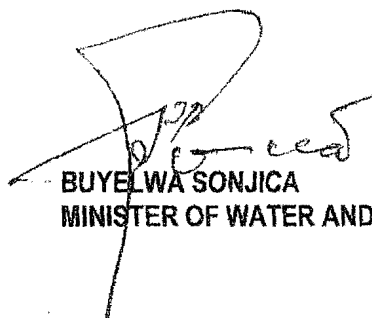
DEPARTMENT OF ENVIRONMENTAL AFFAIRS

No. R. 259

31 March 2010

SOUTH AFRICAN WEATHER SERVICE ACT, 2001 (ACT NO. 8 OF 2001) REGULATIONS REGARDING FEES FOR THE PROVISION OF AVIATION METEOROLOGICAL SERVICES

I, Buyelwa Patience Sonjica, Minister of Water and Environmental Affairs, has made the regulations under Section 28 of the South African Weather Service Act, 2001 (Act No. 8 of 2001) regarding fees for the provision of aviation meteorological services as contemplated in Sections 4(2)(e) and 21(1)(b) in the Schedule hereto. The Regulations will take effect on 1 April 2010.



BUYELWA SONJICA
MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS

SCHEDULE

FEEs FOR THE PROVISION OF AVIATION METEOROLOGICAL SERVICES

1. Liability to pay fees for provision of aviation meteorological services

- (1) The South African Weather Service charges an operator of an aircraft a fee for aviation meteorological services as contemplated in Sections 4(2)(e) and 21(1)(b) of the South African Weather Service Act, 2001 (Act No. 8 of 2001), in respect of a flight undertaken within any flight information region established by the Commissioner for Civil Aviation in terms of the Civil Aviation Regulations, 1997, as amended.
- (2) The applicable fee as contemplated in subregulation (1) is set out in Appendix 1 to these regulations.
- (3) Any fee referred to in subregulation (2) is exclusive of value-added tax and is therefore subject to the appropriate rate as may be applicable to any specific fee.
- (4) Any fee as contemplated in subregulation (1) is payable within 30 days of receipt of an invoice from the South African Weather Service.

2. Information of flights taking place and payment of fees

In order to calculate in respect of a flight a fee as contemplated in regulation 1(1), the South African Weather Service must use all the relevant information provided by an operator of an aircraft to the Air Traffic and Navigation Services Company of South Africa, which enables that company to calculate an air traffic service charge for the flight.

3. General

- (1) Any fee as contemplated in regulation 1(1) is payable in respect of a South African aircraft (other than an aircraft referred to in subregulation (2)) and a foreign state aircraft, unless provision to the contrary has been made by means of a written agreement with the South African Weather Service.

- (2) No fee as contemplated in regulation 1(1) is payable in respect of an aircraft of the South African Air Force engaged in search and rescue operations and coastal patrol flights.

APPENDIX 1

FEES FOR THE PROVISION OF AVIATION METEOROLOGICAL SERVICES

1. Category 1

The fee for the provision of aviation meteorological services in respect of an aircraft with a maximum certificated mass (MCM) of 2000 kilograms and above, is calculated according to the following formula:

$$\begin{aligned} \text{Fee} &= T \times W \times D \\ \text{Where } T &= \text{Tariff amount in ZAR} \\ W &= \text{Square root of (MCM in metric tonnes divided by 50)} \\ D &= \text{Distance flown in kilometres within the flight information region of South Africa in kilometre divided by 100} \end{aligned}$$

The tariffs for the next three financial years are as follows:

1 April 2010 – 31 March 2011	R31,79
1 April 2011 – 31 March 2012	R35,36
1 April 2012 – 31 March 2013	R28,86

Exception rule: Aircraft with a maximum certificated mass (MCM) between 2000 and 4999 kilograms that operate exclusively under Visual Flight Rules (VFR), fall into Category 2 below.

2. Category 2

In respect of an aircraft with a maximum certificated mass (MCM) below 2000 kilograms or those aircrafts that qualify according to the exception rule, the tariff is set at zero.

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