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## GOVERNMENT NOTICE

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### DEPARTMENT OF TRANSPORT

No. R. 691

29 August 2011

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

The Minister of Transport has under section 155(1) of the Civil Aviation Act, 2009, (Act No. 13 of 2009) amended the Civil Aviation Security Regulations, 2011 as contained in the Schedule hereunder.

#### SCHEDULE

##### Amendment of Civil Aviation Security Regulations, 2011

1. Regulation 2 of the Civil Aviation Security Regulations, 2011, is hereby amended in sub-regulation (1) by –
  - (a) the insertion of the following paragraphs after paragraph (j):
    - “(k) a National Civil Aviation Security Quality Control Program, to determine compliance with and validate the effectiveness of the NASP;
    - (l) a National Training Program in order to determine that persons, applying and monitoring the NASP, are in a position to comply with the laid-down requirements;
    - (m) a National Certification Program for the certification of persons carrying out screening operations according to the requirements of the NASP to ensure that performance standards are consistently and reliably achieved;
    - (n) the establishment of a centralised security reporting system for analysing security information, which shall focus on the following types of reports:
      - (i) Mandatory incident reports: incident reports that are required to be made in terms of the Civil Aviation Regulations, with the exception of an accident or serious incident that is reported to the Aviation Safety Investigation Board;
      - (ii) Voluntary reports: reporting of a hazard or incident without any legal or administrative requirement to do so at the reporter's own will and initiative;
      - (iii) Confidential reports: voluntary incident or hazard reports where the reporter's identity is protected by providing a means by which individuals are able to raise issues of concern without

being identified to their peer group, management or respective organisations. Confidentiality is achieved by the de-identification of the reporter's details and following the requirements of the confidential aviation hazard reporting system; and";

- (b) the substitution for the existing paragraph (k) which is renumbered to paragraph (o) of the following paragraph:

"(o) any other matter, including international standards as they are amended in ICAO Annex 17, that are deemed necessary in the interests of aviation safety and security relating to civil aviation.";

- (c) the insertion of sub-regulation (1A) after sub-regulation (1):

"(1A) The Department may incorporate directly into the NASP any international aviation standard contained in Annex 17."

#### **Short title and commencement**

2. These Regulations are called the First Amendment of the Civil Aviation Security Regulations, 2011, and shall come into force on 1 September 2011.