



# STAATSKOERANT

## VAN DIE REPUBLIEK VAN SUID-AFRIKA

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### REPUBLIC OF SOUTH AFRICA

# GOVERNMENT GAZETTE

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KANTOOR VAN DIE EERSTE MINISTER

OFFICE OF THE PRIME MINISTER

No. 284. 13 Februarie 1981.

No. 284 13 February 1981.

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

It is hereby notified that the State President has assented to the following Act which is hereby published for general information:—

No. 4 van 1981: Wysigingswet op Misdrywe teen Burgerlike Lugvaart, 1981.

No. 4 of 1981: Civil Aviation Offences Amendment Act, 1981.

Act No. 4, 1981

CIVIL AVIATION OFFENCES AMENDMENT ACT, 1981

**GENERAL EXPLANATORY NOTE:****[**

Words in bold type in square brackets indicate omissions from existing enactments.

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Words underlined with solid line indicate insertions in existing enactments.

**ACT**

To amend the Civil Aviation Offences Act, 1972, so as to authorize the Minister to make regulations relating to the appointment of a committee to advise the Minister and interested persons as to the safety of civil aviation; the drawing-up and application of safety plans; the persons who shall be responsible for the application of safety measures at certain airports and in respect of certain flights made with aircraft; the administrative steps which shall precede the designation of aerodromes and heliports as airports; the part of certain expenses which shall be met by the State, and the duty of airport managements and air carriers to render available particular equipment and to employ certain persons for certain purposes; and to substitute a certain expression; and to provide for incidental matters.

*(English text signed by the State President.)  
(Assented to 4 February 1981.)*

**BE IT ENACTED** by the State President and the House of Assembly of the Republic of South Africa, as follows:—

Amendment of section 1 of Act 10 of 1972, as amended by section 1 of Act 63 of 1978.

1. Section 1 of the Civil Aviation Offences Act, 1972 (hereinafter referred to as the principal Act), is hereby amended by the substitution for the definition of "Minister" of the following definition: 5

"'Minister' means the Minister of Transport Affairs;".

Amendment of section 2L of Act 10 of 1972, as inserted by section 3 of Act 63 of 1978.

2. Section 2L of the principal Act is hereby amended—

(a) by the substitution for paragraphs (a) to (f), inclusive, of subsection (1) of the following paragraphs: 10

"(a) the establishment, constitution and functions of a

committee to advise the Minister and interested persons with regard to the safety of civil aviation and the effective application of the provisions of this Act; 15

(b) the drawing-up of plans with regard to measures which shall be adopted in order to promote or ensure the safety of civil aviation and the effective application of the provisions of this Act (hereinafter in this section referred to as safety plans), the approval by the Minister of safety plans and the secrecy thereof; 20

(c) the designation of officers in the service of the State to apply the provisions of this Act or any safety plan, and the other functions of such officers; 25

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- (d) the designation, training, qualifications and functions of persons charged with the application of safety measures at particular airports and in respect of flights with aircraft;
- (e) the administrative steps which shall precede the designation by the Minister, in accordance with the provisions of the definition of 'airport', of any aerodrome or heliport as an airport; 5
- (f) (i) the part of the expenses incurred in connection with the application of the provisions of a safety plan or of this Act which shall be met by the State; 10
- (ii) the duty of airport managements and air carriers to render available particular equipment at airports and to employ persons for the purposes of the application of the provisions of this Act or any safety plan;"; and 15
- (b) by the substitution for subsection (2) of the following subsection:
- "(2) The regulations may provide for penalties in respect of any contravention of, or failure to comply with, any provision thereof or of any safety plan approved by the Minister." 20

Substitution of section 2M of Act 10 of 1972, as inserted by section 3 of Act 63 of 1978.

3. The following section is hereby substituted for section 2M of the principal Act: 25

"Delegation of powers.

2M. The Minister may delegate to the **[Secretary for Transport]** Director-General: Transport any power conferred upon him by sections 2F (1) (b) and (3) (b) and 2J (1)."

Short title and commencement.

4. This Act shall be called the Civil Aviation Offences Amendment Act, 1981, and shall come into operation on a date fixed by the State President by proclamation in the *Gazette*. 30