
GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS

NO. 45

25 JANUARY 2017

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

I, Bomo Edith Edna Molewa, Minister of Environmental Affairs, hereby give notice of my intention to make regulations regarding fees for the provision of aviation and meteorological services, under section 28(1)(b), read with sections 4(2)(e) and 21(1)(b) of the South African Weather Service Act, 2001 (Act No. 8 of 2001), set out in the Schedule hereto.

Members of the public are invited to submit to the Minister, within 30 days after the publication of the notice in the *Gazette*, written comments or inputs to the following address:

By post to: The Director-General: Environmental Affairs
 Attention: Ms Babalwa Bokwe
 Private Bag X447
 Pretoria
 0001

By hand: Ground Floor (Reception), Environment House, 473 Steve Biko Road,
 Arcadia, Pretoria 0001.

By email to: Bbokwe@environment.gov.za

Comments received after the closing date may not be considered.



BOMO EDITH EDNA MOLEWA
MINISTER OF ENVIRONMENTAL AFFAIRS

APPENDIX 1**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:

$$\text{Fee} = T \times W \times D$$

Where T = Tariff amount in ZAR

W = Square root of (MCM in metric tonnes divided by 50)

D = Distance flown in kilometers within the flight information region of South Africa divided by 100

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

1 April 2017 – 31 March 2018: R50.53

1 April 2018 – 31 March 2019: R55.69

1 April 2019 – 31 March 2020: R56.06

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 aircraft that qualify according to the exception rule, the tariff is set at zero.

SCHEDULE**FEEES FOR THE PROVISION OF AVIATION METEOROLOGICAL SERVICES****1. Liability to pay fees for provision of aviation meteorological services**

- (1) The Weather Service charges the operator of an aircraft fees for aviation meteorological services contemplated in sections 4(2)(e) and 21(1)(b) of the Act, in respect of a flight undertaken within any flight information region established by the Director for Civil Aviation in terms of the Civil Aviation Act, 2009 (Act No. 13 of 2009).
- (2) The fees contemplated in sub regulation (1) are set out in Appendix 1 to these Regulations.
- (3) The fees referred to in sub regulation (2) are exclusive of value-added tax and are therefore subject to the appropriate rate as may be applicable to any specific fee.
- (4) The fees contemplated in sub regulation (1) are payable within 30 days of receipt of an invoice from the Weather Service.

2. Information of flights taking place and payment of fees

The Weather Service uses all the relevant information provided by the operator of an aircraft to the Air Traffic and Navigation Services Company SOC Limited of South Africa, which enables that company to calculate an air traffic service charge for the flight, to calculate the fees as contemplated in regulation 1(1) for that flight.

3. General

- (1) The fees contemplated in regulation 1(1) are payable in respect of South African and Foreign State aircraft, unless other provision has been made by means of a written agreement with the Weather Service.
- (2) No fees contemplated in regulation 1(1) are payable in respect of an aircraft engaged in search and rescue operations and coastal patrol flights of the South African Air Force.