

DEPARTMENT OF TRANSPORT

NO. R. 1167

13 SEPTEMBER 2019

**CONVENTION ON THE INTERNATIONAL RECOGNITION OF RIGHTS IN
AIRCRAFT ACT, 1993 (ACT No. 59 OF 1993)****FOURTH AMENDMENT OF THE MORTGAGING OF AIRCRAFT REGULATIONS,
2019**

I, Fikile April Mbalula Minister of Transport hereby, in terms section 14 of the Convention on International Recognition of Rights in Aircraft Act, 1993 (Act No. 59 of 1993), make the Regulations set out in the Schedule hereunder.

Mr FA Mbalula, MP**Minister of Transport****Date:**

SCHEDULE

CONVENTION ON THE INTERNATIONAL RECOGNITION OF RIGHTS IN AIRCRAFT ACT, 1993 (ACT No. 59 OF 1993)

FOURTH AMENDMENT OF THE MORTGAGING OF AIRCRAFT REGULATIONS, 2019

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.

SCHEDULE

Definition

1. In this Schedule “the Regulations” means the Mortgaging of Aircraft Regulations, 2019, published by Government Notice No. R. 1739 dated 24 December 1997, as amended.

Substitution of regulation 8 of the Regulations

2. The following regulation is hereby substituted for regulation 8 of the Regulations:

“8. Fees

The following fees shall be payable when application is made for:

(a) the recording of a mortgage in the register of aircraft mortgages	[1731,00] 1 840, 00
(b) a notification of the discharge of a mortgage	[1731,00] 1 840, 00
(c) a transfer of mortgage by deed of cession	[1731,00] 1 840, 00
(d) a declaration of transmission of rights in a mortgage	[1731,00] 1 840, 00
(e) a certificate of mortgage	[1290,00] 1 370, 00
(f) access to the register of aircraft mortgages	[220,00] 230, 00
(g) the furnishing of information from the register of aircraft mortgages, per page	[1,50] 1, 60

MOTIVATION

The Mortgaging of Aircraft Regulations regulates the process of registering, transferring and discharging of mortgages and the fees connected therewith. The Regulations were last amended in 2018 and certain provisions thereof, in particular the fees, have become outdated. The proposal is intended to amend the fees relating to mortgaging by a CPI plus 1 %.