



Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID-AFRIKA

Regulation Gazette

No. 9947

Regulasiekoerant

Vol. 574

Pretoria, 19 April 2013

No. 36391

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GOVERNMENT NOTICE

DEPARTMENT OF ENVIRONMENTAL AFFAIRS**No. R. 307****19 April 2013****SOUTH AFRICAN WEATHER SERVICE ACT, 2001
(ACT NO. 8 OF 2001)****REGULATIONS REGARDING FEES FOR THE PROVISION OF AVIATION METEOROLOGICAL
SERVICES**

I, Bomo Edith Edna Molewa, Minister of Water and Environmental Affairs, hereby make the regulations under section 28(b) read with sections 4(2)(e) and 21(1)(b) of the South African Weather Service Act, 2001 (Act No. 8 of 2001) regarding fees for the provision of Aviation Meteorological Services. The proposed regulations are set out in the Schedule hereto.

The Regulations will take effect on 1 April 2013.

**BOMO EDITH EDNA MOLEWA****MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS**

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 an operator of an aircraft fees for aviation meteorological services as 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 Commissioner for Civil Aviation in terms of the Civil Aviation Regulations, 1997, as amended.
- (2) The fees as contemplated in subregulation (1) are set out in Appendix 1 to these regulations.
- (3) The fees referred to in subregulation (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 as contemplated in subregulation (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

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) The fees as 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 South African Weather Service.
- (2) No fees as 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.

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 kilogram 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 kilometre within the flight information region of South Africa divided by 100

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

1 April 2013 – 31 March 2014: R36.72

1 April 2014 – 31 March 2015: R38.75

1 April 2015 – 31 March 2016: R36.84

Exception rule: Aircraft with a maximum certificated mass (MCM) between 2000 and 4999 kilogram 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 kilogram or those aircraft that qualify according to the exception rule, the tariff is set at zero.

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