

PROPOSAL FOR THE AMENDMENT OF PART 114 OF THE CIVIL AVIATION REGULATIONS, 2011

PROPOSER

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PROPOSER'S INTEREST

The proposer has been established in terms of the Civil Aviation Act, 2009 (Act No. 13 of 2009), to control and regulate civil aviation in South Africa and to oversee the functioning and development of the civil aviation industry and to control, regulate and promote civil aviation safety and security.

GENERAL EXPLANATORY NOTE

Words in **[bold and square brackets]** indicate deletions from the existing technical standards. Words underlined with a solid line indicate insertions in the existing technical standard.

1. PROPOSAL FOR AMENDMENT OF PART 114

1.1 It is hereby proposed to amend Part 114 of the Regulations by:

(a) the substitution for Regulation 114.01.1 of the following Regulation:

“114.01.1 (1) This Part is applicable to—

- (a) a non-scheduled domestic and foreign air carrier;
- (b) catering stores and catering supplies service provider; **[and]**
- (c) a person employed or otherwise engaged by an air carrier;
- (d) Aerial work; and
- (e) Corporate Aviation Operator”

(b) the insertion after Regulation 114.12.3 of the following Regulation:

“Oversight of Air Carrier operating outside the Republic

114.12.4 (1) An air carrier conducting operations from a base outside the Republic using an aircraft and AOC registered in the Republic shall ensure that security measures consistent with those contained in its approved air carrier security programme are effectively implemented and maintained and shall be subject to inspection by the Authority’s authorised inspectors/officers to verify compliance with these measures.

(2) An air carrier conducting operations from a base outside the Republic shall be responsible for all arrangements necessary to conduct such inspection functions contemplated in subregulation (1).

MOTIVATION

There exists a need to propose an amendment to Part 114 to include a requirement for SACAA to oversee the sustenance of the implementation of security measures approved in the air carrier’s security programme at bases outside the Republic. This is to ascertain continuity and effective implementation of these security measures the objective being the security both the aircraft and personnel, and a secure return of the aircraft.