

PROPOSAL FOR THE AMENDMENT OF PART 139 OF THE CIVIL AVIATION REGULATIONS 2011

PROPOSER

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PROPOSER'S INTEREST

This 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, in particular, to control, regulate and promote civil aviation safety and security.

GENERAL EXPLANATORY NOTE

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

1. PROPOSAL FOR THE AMENDMENT OF PART 139

1.1 It is hereby proposed to amend Part 139 by the substitution in regulation 139.02.13 for subregulation (2) of the following subregulation:

“(2) An applicant for aerodrome licence shall establish a procedure for initially assessing, and a procedure for maintaining, the competence of those personnel involved in operating and maintaining an aerodrome, its services and its facilities **[.]**, and shall be as prescribed in Document SA-CATS 139.”

MOTIVATION

Following the ICAO USOAP audit conducted in April 2023, Aerodromes and Ground Aids (AGA) as an audit area was found not to have inadequate guidance in a form of Technical Standards to guide the aerodrome industry in implementing the requirements covered under

Civil Aviation Regulations Part 139.02.13. The amendment of CARS 139.02.13 seeks to address that short coming and provide the requires guidance in the supporting CATS and to subsequently close the Corrective Action Plan for the finding raised.

Furthermore, the Director has recently approved that the assessment of aviation obstacles be moved from the CAA and be conducted by approved aviation obstacles assessment organizations approved under Civil Aviation Regulations Part 178. This required the CAA to outline the competency requirements and qualifications of organisations tasked with conducting the evaluation of Obstacles Limitations Surfaces and compilation of reports emanating from WGS84 Surveys as required in CAR Part 139 Subpart 7. This proposal seeks to amend CATS Part 139.07.2 to align with the associated regulations.