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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF FORESTRY, FISHERIES AND THE ENVIRONMENT

NO. 544

22 June 2021

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

I, Barbara Dallas Creecy, Minister of Forestry, Fisheries and the Environment, hereby consult on the proposed Regulations regarding Fees for the Provision of Aviation Meteorological Services, made 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), as set out in the Schedule hereto.

Members of the public are invited to submit to the Minister, within 30 (thirty) days after the publication of the Notice in the Government Gazette; written comments or inputs to the following address:

By post to: The Director-General: Forestry, Fisheries and the Environment,
Attention: Mr Phathutshedzo Raphalalani
Department of
Private Bag X447
PRETORIA
0001

By hand: Ground Floor (Reception), Environment House, 473 c/o Steve Biko and
Soutpansberg Street, Arcadia, Pretoria 0001

Please note that anyone entering the Department's building will be subjected to COVID 19 procedures. Due to the COVID 19 pandemic delivering comments by hand at the Department is being discouraged.

By e-mail to: PRaphalalani@environment.gov.za

Any enquiries in connection with the draft Notice can be directed to Mr Phathutshedzo Raphalalani at 012 399 8878

Comments received after the closing date may not be considered.



BARBARA DALLAS CREECY
MINISTER OF FORESTRY, FISHERIES AND THE ENVIRONMENT

SCHEDULE

FEEs FOR THE PROVISION OF AVIATION METEOROLOGICAL SERVICES

1. Liability to pay fees for provision of aviation meteorological services

- (1) The South African 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 South African Weather Service Act, 2001 (Act No. 8 of 2001). This is 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 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 contemplated in subregulation (1) are payable within 30 days of receipt of an invoice from the South African Weather Service.

2. Information of flights taking place and payment of fees

The South African 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 South African 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.

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 in kilometer divided by 100

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

1 April 2021 – 31 March 2022: R53.00

1 April 2022 – 31 March 2023: R55.81

1 April 2023 – 31 March 2024: R56.73

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.

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