



## **CIVIL AVIATION (AERODROMES AND LICENSING CHARGES) REGULATIONS 1996**

**GS 5B of 1996**

**CIVIL AVIATION ACT 1990**

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In exercise of the powers conferred on him by section 7 of the Civil Aviation Act 1990, the Minister of Civil Aviation, with the consent of Cabinet, makes the following Regulations:

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  - (1) These Regulations may be cited as the Civil Aviation (Aerodromes and Licensing Charges) Regulations 1996.
  - (2) These Regulations shall come into force on the 14th day after the date of their publication in the Gazette.
2. The Civil Aviation (Aerodromes Charges) Regulations 1991 are hereby repealed.
3. The charges specified in the schedule hereto shall be paid by the operators of all aircraft except as provided in the said schedule.

**Schedule****LANDING CHARGES**

1. Subject to the provisions of paragraphs 2 and 3 of the schedule, Landing Charges in accordance with the following scale per one tonne (1,000 kg) weight shall be charged and payable in respect of each landing at an aerodrome by an aircraft engaged in the carriage of passengers, cargo or mail.
 

(a) Domestic Operations	–	\$ 3.50 per tonne
(b) International Operations		
Fua‘amotu International Airport		
B747 Series	–	\$4,197.00
MD11/DC10 Series	–	\$2,976.00
B767 Series	–	\$1,908.00
B737 Series	–	\$ 687.00
All other aircraft types	–	\$ 10.90 per tonne
International Operations		
Lupepau‘u (Vava‘u)		
International Airport	–	\$ 8.00 per tonne
2. In calculating the landing charges in accordance with the per tonne scale set out in the preceding paragraph, the weight of the aircraft shall be the maximum permissible take-off weight of the aircraft as authorised by the Aircraft Flight Manual or other equivalent document, reckoned to the nearest 1,000 kg.
3. In the case of the landing of an aircraft with a maximum permissible take-off weight exceeding 5,000 kg whilst engaged on a flight made solely for the purpose of training aircrew personnel, the landing charges shall be 25% of the appropriate charge set out in paragraph 1 of the schedule.
4. The landing charges detailed in paragraph 1 of the schedule are inclusive of all terminal navigational aid charges.
5. The following aerodrome lighting surcharges are in addition to the above charges when flights operate between sunset and sunrise:
  - (a) if a night landing is made between sunset and sunrise and the takeoff is made within one hour of that landing, a fixed charge of \$50.00 will be made;

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- (b) if the duration of an aircraft on the ground after sunset and before sunrise exceeds the period specified in paragraph 5(a) of the schedule, each additional hour or part thereof shall be charged at \$35.00.
  6. For the determination of applicability of aerodrome lighting charges, the actual times of sunset and sunrise referred to in paragraph 5 of the schedule, are as defined in the Twilight Tables contained in the appropriate Aeronautical Publication.
  7. Payment of landing and where applicable lighting charges, shall be made in Tongan currency in the following manner:
    - (a) every domestic operator shall forward within 30 days of the end of each month a return of the number of landings for that month together with payment for the landing charges thereon unless other arrangements have been approved by the Minister;
    - (b) every scheduled international operator shall forward within 42 days of the end of each month a return on the number of landings for that month together with payment for the landing charges thereon unless other arrangements have been approved by the Minister;
    - (c) every non-scheduled international operator shall pay his landing charges before take-off unless other arrangements have been previously approved by the Minister.
  8. Charges will be reduced to one half for rotary wing aircraft.
  9. The following aircraft shall be exempt from the payment of charges:
    - (a) foreign military aircraft;
    - (b) diplomatic aircraft;
    - (c) State aircraft;
    - (d) aircraft being used for Government ceremonial purposes;
    - (e) search aircraft engaged in air/sea rescue operations;
    - (f) aircraft engaged in disaster relief or emergency medical evacuation;
    - (g) aircraft engaged in the calibration of the State's navigational facilities;
    - (h) aircraft carrying out a test flight solely for the purpose of establishing serviceability; and
    - (i) aircraft that have received an exemption in writing from the Minister.

**PARKING CHARGES**

10. Subject to the provisions of paragraph 9 of this schedule charges shall be levied and payable for the parking of aircraft at any aerodrome for any period in excess of three hours and shall be paid in accordance with the following scale:

**PERIOD AND RATES FOR PARKING**

<b>Aircraft Weight</b>	<b>Between 3 and 8 Hours</b>	<b>Each Additional Hour</b>
Not Exceeding 5 tonnes	\$ 5.00	\$ 1.00
Between 6 and 50 tonnes	\$30.00	\$ 7.00
Exceeding 50 tonnes	\$60.00	\$12.00

11. For the purposes of paragraph 10 of this schedule the weight of an aircraft shall be assessed as the maximum permissible take-off weight as authorised by the Aircraft Flight Manual or other equivalent document reckoned to the nearest 1,000 kg.
12. Payments for parking charges shall be made in Tongan currency in the time-frame and manner as prescribed in paragraph 7 of this schedule.
13. Aircraft normally operational from and based at aerodromes within the Kingdom shall be exempted from the payment of parking charges.

**CERTIFICATION OF AIRCRAFT AND LICENSING OF OPERATORS AND PERSONNEL**

14. The fees payable for the issue of a Certificate of Registration in the first instance shall be \$250.00. Thereafter a fee of \$75.00 shall be payable for each registration transfer.
15. The fees payable for the issue of a Certificate of validation for a Foreign Certificate of Airworthiness shall be \$300.00.
16. The fee to be charged for the acceptance of every type Certificate of Airworthiness, Certificate of Type Approval or introduction onto the register of a first of type shall be at the discretion of the Minister and shall be based upon, but shall not exceed, the cost of the engineering investigation into the design and construction of the aircraft or aircraft components for the purposes of the certificate.
17. The fee for the issue of every series Certificate of Airworthiness shall be:

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| (a) | for aircraft with a maximum permissible take-off weight exceeding 5,700 kg | – \$650.00 |
| (b) | for aircraft with a maximum permissible take-off weight exceeding 2,950 kg | – \$350.00 |
| (c) | for an aircraft with a maximum permissible take-off weight below 2,950 kg  | – \$200.00 |
18. The fee for the renewal of every series Certificate of Airworthiness shall be:
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| (a) | for aircraft with a maximum permissible take-off weight exceeding 5,700 kg | – \$350.00 |
| (b) | for aircraft with a maximum permissible take-off weight exceeding 2,950 kg | – \$175.00 |
| (c) | for aircraft with a maximum permissible take-off weight below 2,950 kg     | – \$75.00  |
19. A fee of \$50.00 will be charged for the issue of a Validation Certificate to any licence, rating or approval and a fee of \$25.00 may be charged for any examination either written or oral that may be required for the purpose of the Validation Certificate issue.
20. A fee of \$750.00 shall be payable for the issue of a Maintenance Organisation Certificate of Approval.
21. A fee of \$1,000.00 shall be payable for the issue of an Air Operator Certificate.
22. A fee of \$150.00 shall be payable for the issue of an Aircraft Radio Station Approval.
23. A fee of \$25.00 shall be payable for the issue of a duplicate certificate or licence of any kind when the original is lost or destroyed. In the case of aircrew or engineering licences issued under the authority delegated to Aviation Services Limited of New Zealand, the replacement fee shall be as from time to time published by that organisation.
24. Until the appropriate fees and charges have been paid, the Minister may decline to do any act or permit any act to be done or to receive any document in respect of which the fees and charges are payable under these Regulations.

Dated this 8th day of August, 1996.

Minister of Civil Aviation