

PROPOSAL FOR THE AMENDMENT OF PART 171 OF THE CIVIL AVIATION REGULATIONS, 2011

PROPOSER

South African Civil Aviation Authority
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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 171.

1.1 It is hereby proposed to amend regulation 171.03.13 by the substitution of the following regulation:

Flight Inspection of navigation equipment

171.03.13 “(1) Navigation equipment is subject to commissioning and periodic flight inspection as prescribed in Document SA-CATS 171.

(2) The Commissioner may on good grounds shown wave or suspend the requirement for commissioning and periodic flight inspection as prescribed in Document SA-CATS 171 subject to the following:

- (a) The applicant has previously complied with the requirement for commissioning and periodic flight inspection; and
- (b) The applicant will comply with the requirements for commissioning and periodic flight inspection within a period of six months of this application for waiver or suspension provided that during the period of waiver or suspension the applicant remains compliant with acceptable safety levels as prescribed in Document SA-CATS 171”.”

2. Motivation

The Civil Aviation Amendment Act, 2021 (Act 22 of 2021) has provided for all exemptions under the purview of the Minister of Transport to approve or disapprove. While the processes for these to be brought to the Minister’s consideration are being developed it is envisaged these will be time-consuming and not accommodative to urgent requests that require shorted turnaround timeframes. The proposal for the DCAs discretionary powers will assist in this regard while not taking the legislative authority for Minister to consider these requests and applications.