

# BILL NO. 25 OF 2019

## A BILL

FOR AN ACT TO AMEND THE CIVIL AVIATION REFORM ACT 1999

ENACTED by the Parliament of the Republic of Fiji—

*Short title and commencement*

- 1.—(1) This Act may be cited as the Civil Aviation Reform (Amendment) Act 2019.
- (2) This Act comes into force on a date or dates appointed by the Minister by notice in the Gazette.
- (3) In this Act, the Civil Aviation Reform Act 1999 is referred to as the “Principal Act”.

*Section 3 amended*

2. Section 3 of the Principal Act is amended by deleting the definition of “aerial work” and substituting the following—

““aerial work” means an aircraft operation in which an aircraft is used for specialised services such as agriculture, construction, photography, surveying, observation and patrol, search and rescue or aerial advertisement;”.

*Section 10 amended***3.** Section 10 of the Principal Act is amended by—

- (a) in subsection (3)(a)—
  - (i) deleting “commercial”;
  - (ii) after “transport”, inserting “operations”; and
  - (iii) after “with the”, deleting “international”;
- (b) in subsection (3)(b)—
  - (i) after “by domestic”, deleting “commercial”;
  - (ii) deleting “but not international commercial air transport” and substituting “operations”; and
  - (iii) after “with the”, deleting “domestic”;
- (c) in subsection (4), deleting “use of a place as” and substituting “person to operate”; and
- (d) in subsection (7), deleting “, not exceeding 12 months,”.

## **CIVIL AVIATION REFORM (AMENDMENT) BILL 2019**

### **EXPLANATORY NOTE**

*(This note is not part of the Bill and is intended only to indicate its general effect)*

#### **1.0 BACKGROUND**

- 1.1 The Civil Aviation Reform (Amendment) Bill 2019 (**‘Bill’**) seeks to amend the Civil Aviation Reform Act 1999 (**‘Act’**).

#### **2.0 CLAUSES**

- 2.1 Clause 1 of the Bill provides for the short title and commencement. If passed by Parliament, the amending legislation will come into force on a date or dates appointed by the Minister by notice in the Gazette.
- 2.2 Clause 2 of the Bill amends section 3 of the Act by substituting the definition of “aerial work” with the definition provided under the Convention on International Civil Aviation.
- 2.3 Clause 3 of the Bill amends section 10 of the Act to require aerodromes serving all types of air transport operations and not just commercial air transport operations, to be designed and operated in accordance with aerodrome standards published by the Civil Aviation Authority of Fiji (**‘CAAF’**).
- 2.4 Clause 3 of the Bill also amends section 10 of the Act to clarify the issuance of a registration approval by CAAF.
- 2.5 Clause 3 of the Bill further amends section 10 of the Act to remove the maximum 12-month period of a certificate or registration approval for the operation of an aerodrome, leaving this period to be stipulated in the aviation document issued for the operation of the aerodrome.

**3.0 MINISTERIAL RESPONSIBILITY**

3.1 The Act comes under the responsibility of the Minister responsible for civil aviation.

A. SAYED-KHAIYUM  
Attorney-General