# PROPOSAL FOR THE AMENDMENT OF PART 141 OF THE CIVIL AVIATION REGULATIONS, 2011

**PROPOSER**

South African Civil Aviation Authority

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# PROPOSER’S INTEREST

## The 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 solid square bracket]** indicate deletions from the existing regulations. Words underlined with a solid line indicate insertions in the existing regulations.

1. **PROPOSAL FOR AMENDMENT OF REGULATION 141**
	1. It is hereby proposed to amend Part 141 by:
2. the substitution of regulation 141.01.5 of the following regulation:

**“141.01.5** (1)An organisation shall not advertise as an approved ATO without a valid ATO certificate and a valid training Opspec issued in accordance with this Part.

(2) An ATO may not make any statement, either in writing or orally, about itself that is false or designed to mislead.

(3) Where an ATO advertises in terms of subregulation (1), such advertisement shall clearly state the Authority ATO approval number”.”

1. the insertion after regulation 141.01.25 of the following regulation:

**“Introductory flights at an ATO or DTO**

**141.01.26** (1) An introductory flight conducted at an ATO/DTO is for the purpose of providing air experience to a student or learner and such flight is preceded by a full pre-flight briefing and concluded with a full post flight debriefing with comments entered into a student training file.

(2) The requirements in respect to an introductory flight is prescribed in Document SA-CATS 141”.”

1. the substitution in regulation 141.02.3 subregulation (2) for paragraph (a) of the following paragraph:

“(2) The application referred to in subregulation (1) shall be made on the appropriate form and accompanied by –

*(a)* **[2 copies]** an electronic copy in PDF format of the training course intended to be conducted;

*(b)* the information prescribed in sub-regulation (5); and

*(c)* the fees prescribed in Part 187”.”

# the substitution of regulation 141.08.4 of the following regulation:

**“141.08.4** (1) An organisation shall not advertise as an approved DTO without a valid DTO certificate and a valid training Opspec issued in accordance with this Part.

(2) A DTO may not make any statement, either in writing or orally, about itself that is false or designed to mislead.

(3) **[When the advertising of a DTO indicates that it has been approved, such advertisement shall clearly state a DTO certificate number].** An advertisement referred to in sub regulation (1) shall clearly state the Authority DTO approval number”.”

# MOTIVATION A

Regulation 141.01.26 is introduced to ensure that ATOs do not contravene regulation 96.01.1 (7) by conducting flipping operations. Proposal for regulation 141.02.3(2)(a) is amended due to the fact that the Authority now only accepts electronic submissions of documents.

# MOTIVATION B

Regulation 141.01.5 and 141.08.4. both relate to Advertising. The proposed amendment seeks to align the wording of the regulations between that of ATO. and DTOs. Confusion could exist with referencing a certificate number and this is amended to indicate the SACAA approval number.