

Civil Aviation Authority of Fiji

CONTENTS

	<i>Page</i>
<i>Principal</i>	
Civil Aviation Authority of Fiji Act 1979 (No 18 of 1979)	
Table of Provisions	325,021
Table of Amendments	325,101
Civil Aviation Authority of Fiji Act 1979	325,201
<i>Subsidiary</i>	
Air Navigation Facilities and Services (Charges) Regulations 1979 (LN 166 of 1979)	
Table of Provisions	331,601
Table of Amendments	331,701
Air Navigation Facilities and Services (Charges) Regulations 1979	331,801
Airport (Fees) Regulations 1979 (LN 168 of 1979)	
Table of Provisions	333,801
Table of Amendments	333,901
Airport (Fees) Regulations 1979	334,001
Civil Aviation Authority (Passenger Service Charge) Regulations 1994 (LN 84 of 1994)	
Table of Provisions	337,001
Table of Amendments	337,101
Civil Aviation Authority (Passenger Service Charge) Regulations 1994	337,201
Nadi International Airport Traffic and Vehicle Parking (Parking and Fees) Regulations 1996 (LN 130 of 1996)	
Table of Provisions	339,201
Table of Amendments	339,301
Nadi International Airport Traffic and Vehicle Parking (Parking and Fees) Regulations 1996	339,401

Civil Aviation (Fees and Charges) Regulations 2007 (LN 37 of 2007)

Page

Table of Provisions	342,401
Table of Amendments	342,501
Civil Aviation (Fees and Charges) Regulations 2007	342,601

[The next page is 325,021]

Civil Aviation Authority of Fiji Act 1979

TABLE OF PROVISIONS

Section *Title* *Paragraph*

PART 1 — PRELIMINARY

1	Short title	[CIAF 1]
2	Interpretation	[CIAF 2]
2A	Application	[CIAF 2A]

PART 2 — ESTABLISHMENT AND PROCEDURE OF THE AUTHORITY

3	Establishment of Authority	[CIAF 3]
4	Composition of Authority and procedure at meetings	[CIAF 4]
5	Frequency of meetings and powers to co-opt	[CIAF 5]
6	Fees and allowances	[CIAF 6]
7	Affixing of common seal	[CIAF 7]
8	Disclosure of interests	[CIAF 8]
9	Regulation of procedure	[CIAF 9]

PART 3 — ADMINISTRATIVE

10	Chief Executive	[CIAF 10]
11	Powers of Chief Executive	[CIAF 11]
12	Officers and Employees	[CIAF 12]
12A	Authorised persons	[CIAF 12A]
12B	Offences in relation to investigations	[CIAF 12B]
12C	Improvement notices	[CIAF 12C]
12D	Infringement notices	[CIAF 12D]
12E	Service of notices	[CIAF 12E]
12F	Appeal against Authority decisions	[CIAF 12F]
13	Protection from personal liability	[CIAF 13]

PART 4 — FUNCTIONS, POWERS AND DUTIES OF THE AUTHORITY

14	Functions of the Authority	[CIAF 14]
15	Powers in relation to other airports [<i>Repealed</i>]	[CIAF 15]
16	Functions of the Authority [<i>Repealed</i>]	[CIAF 16]
17	Powers of the Authority	[CIAF 17]
17A	Power to require information	[CIAF 17A]
17B	Confidentiality	[CIAF 17B]

<i>Section</i>	<i>Title</i>	<i>Paragraph</i>
17C	Prosecutions of offences under this Act or other civil aviation laws	[CIAF 17C]
18	Compulsory acquisition of land [<i>Repealed</i>]	[CIAF 18]
19	Directions	[CIAF 19]

PART 5 — FINANCE

20	Funds and resources	[CIAF 20]
21	Borrowing powers	[CIAF 21]
22	Security	[CIAF 22]
23	Investments	[CIAF 23]
24	Powers of expenditure	[CIAF 24]
25	Financial year	[CIAF 25]
26	Estimate of expenditure	[CIAF 26]
27	Audit	[CIAF 27]
28	Report	[CIAF 28]

PART 6 — FEES AND CHARGES

29	Fees and charges payable	[CIAF 29]
30	Detention and sale of aircraft [<i>Repealed</i>]	[CIAF 30]
31	Power to reduce etc fees and charges	[CIAF 31]
32	Expenses etc incurred in terms of section 15 [<i>Repealed</i>] ..	[CIAF 32]

PART 7 — MISCELLANEOUS

33	Secondment of public officers	[CIAF 33]
34	By-laws [<i>Repealed</i>]	[CIAF 34]

	SCHEDULE — TRANSFER OF PROPERTY RIGHTS AND LIABILITIES TO THE AUTHORITY [<i>Repealed</i>]	[CIAF Sch]
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Civil Aviation Authority of Fiji Act 1979

TABLE OF AMENDMENTS

Civil Aviation Authority of Fiji Act 1979 (No 18 of 1979) commenced on 24 August 1979, as amended by:

Amending Legislation	Date of Commencement
Higher Salaries Commission Act 1983 (No 11 of 1983)	1 December 1983
Civil Aviation Reform Act 1999 (No 16 of 1999)	12 April 1999
Civil Aviation Authority (Amendments) Promulgation 2008 (No 6 of 2008)	1 October 2008
Civil Aviation Authority (Amendment) Promulgation 2009 (No 10 of 2009)	17 March 2009
Civil Aviation Authority of the Fiji Islands (Amendment) Decree 2011 (No 31 of 2011)	11 May 2011
Civil Aviation Authority of Fiji (Amendment) Decree 2012 (No 45 of 2012)	14 May 2012
Revised Edition of the Laws (Consequential Amendments) Act 2016 (No 31 of 2016)	1 December 2016
Public Enterprises Act 2019 (No 6 of 2019)	19 July 2019

[The next page is 325,201]

AN ACT TO ESTABLISH THE CIVIL AVIATION AUTHORITY OF FIJI WITH
FUNCTIONS RELATING TO CIVIL AVIATION, IN PARTICULAR THE SAFETY OF
CIVIL AVIATION AND MATTERS INCIDENTAL THERETO

[Long title am Act 16 of 1999 s 25, opn 12 Apr 1999]

PART 1 — PRELIMINARY

[CIAF 1] Short title

1 This Act may be cited as the Civil Aviation Authority of Fiji Act 1979.

[s 1 am Act 16 of 1999 s 26, opn 12 Apr 1999; Decree 31 of 2011 s 2, opn 11 May 2011]

[CIAF 2] Interpretation

2 In this Act, unless the context otherwise requires—

aerodrome means a defined area on land or water (including any buildings, installations and equipment) intended to be used either wholly or in part for the arrival, departure and surface movement of aircraft and **airport** has a corresponding meaning;

[def insrt Promulgation 6 of 2008 s 2, opn 1 Oct 2008]

aircraft means any machine which can derive support in the atmosphere from reactions in the air but does not include projectiles and rockets;

air navigation services includes information, directions and other facilities, furnished, issued or provided in connection with the navigation or movement of aircraft and includes the control of movement of vehicles in any part of an airport used for the movement of aircraft;

airport

[def rep Promulgation 6 of 2008 s 2, opn 1 Oct 2008]

appointed day means 1 October 1979;

Authority means the Civil Aviation Authority of Fiji established under section 3;

authorised person means a person authorised by the Authority under section 17(1)(b);

[def insrt Promulgation 6 of 2008 s 2, opn 1 Oct 2008]

aviation safety standards means standards relating to the following—

- (a) the crew engaged in operations of aircraft;
- (b) the personnel engaged in the maintenance of aircraft and related equipment;
- (c) the personnel engaged in the provision of air navigation, air traffic control and associated services;
- (d) the design, construction, maintenance, operation and use of aircraft and related equipment;
- (e) the planning, construction, establishment, operation and use of airports;
- (f) the establishment and use of airspace;
- (g) the provision of air navigation, air traffic control and associated services;
- (h) the provision of aviation security services and rescue and fire fighting services,

and includes any such standards contained in the Annexes to the Chicago Convention which the State is required to implement;

[def insrt Act 16 of 1999 s 27, opn 12 Apr 1999]

Chairperson means the Chairperson of the Authority appointed under section 4;

Chief Executive means the Chief Executive of the Authority appointed under section 10;

Deputy Chairperson means the Deputy Chairperson of the Authority appointed under section 4;

employees means the officers and servants of the Authority;

member includes the Chairperson and the Deputy Chairperson;

officer includes the Chief Executive; and

operator, in relation to an aircraft, means the person for the time being having the management of the aircraft.

[CIAF 2A] Application

2A (1) This Act applies to all civil aircraft operations in Fiji.

(2) This Act binds all Fiji aviation document holders operating in or outside of Fiji and all foreign aviation document holders operating in Fiji.

[s 2A insrt Promulgation 6 of 2008 s 2, opn 1 Oct 2008; am Decree 31 of 2011 s 3, opn 11 May 2011]

[The next page is 325,401]

PART 2 — ESTABLISHMENT AND PROCEDURE OF THE AUTHORITY

[CIAF 3] Establishment of Authority

3 (1) There is hereby established the Civil Aviation Authority of Fiji which shall be a body corporate with perpetual succession and a common seal. The Authority may enter into contracts and sue and be sued in its corporate name and shall have the power to acquire, hold and dispose of property both real and personal and generally to do all such acts and things as are necessary for or incidental to the performance of its functions under this Act or any other written law.

[subs (1) am Act 16 of 1999 s 28, opn 12 Apr 1999; Decree 31 of 2011 s 3, opn 11 May 2011]

(2) Service of any document upon the Authority shall be deemed to be effected by delivering the same or sending it by registered post to the Chief Executive at the principal office of the Authority.

[CIAF 4] Composition of Authority and procedure at meetings

4 (1) The Authority shall consist of not less than 6 nor more than 9 members, all of whom shall be appointed by the Minister responsible for public enterprises in writing subject to the approval of the Prime Minister.

[subs (1) am Act 6 of 2019 s 69 and Sch 2, opn 19 July 2019]

(2) Members of Authority shall hold office for such terms not exceeding 3 years as the Minister responsible for public enterprises may determine but shall be eligible for reappointment.

[subs (2) am Act 6 of 2019 s 69 and Sch 2, opn 19 July 2019]

(3) The Minister responsible for public enterprises shall appoint one of the members to be Chairperson and the members of the Authority shall appoint one of the members to be Deputy Chairperson of the Authority.

[subs (3) am Act 6 of 2019 s 69 and Sch 2, opn 19 July 2019]

(4) The Chairperson or, in his or her absence, the Deputy Chairperson shall preside at all meetings of the Authority.

(5) If both the Chairperson and the Deputy Chairperson are absent from any meeting of the Authority, the members present at such meeting shall elect one of their number to act as Chairperson at such meeting.

(6) The decisions of the Authority shall be by a majority of votes and, in addition to an original vote, in any case in which the voting is equal, the person presiding at the meeting shall have and exercise a casting vote.

(7) Four members of the Authority shall form a quorum.

[CIAF 5] Frequency of meetings and powers to co-opt

5 (1) The Authority shall meet at least once every 3 months.

[subs (1) am Promulgation 6 of 2008 s 3, opn 1 Oct 2008]

(2) The office of a member of the Authority shall become vacant if he or she is absent from 3 consecutive meetings of the Authority without the written approval of either the Authority or the Minister responsible for public enterprises.

[subs (2) am Act 6 of 2019 s 69 and Sch 2, opn 19 July 2019]

(3) The Authority may co-opt any one or more persons to attend any particular meeting of the Authority for the purpose of assisting or advising the Authority but no such co-opted member shall have the right to vote nor shall he or she be deemed to be a member for the purpose of constituting a quorum.

[CIAF 6] Fees and allowances

6 There shall be paid to each member of the Authority out of its funds such fees and allowances as the Minister responsible for public enterprises may determine.

[s 6 am Act 6 of 2019 s 69 and Sch 2, opn 19 July 2019]

[CIAF 7] Affixing of common seal

7 (1) The common seal of the Authority shall not be affixed except pursuant to a resolution of the Authority and in the presence of either the Chairperson or the Deputy Chairperson, and one member, and such affixing shall be authenticated by the signatures of such persons.

(2) All documents to which the Authority is a party, other than those required by law to be under seal, may be signed on behalf of the Authority by either the Chairperson or the Chief Executive or by a member or employee of the Authority generally or specially authorised by a resolution passed at a meeting of the Authority.

[CIAF 8] Disclosure of interests

8 (1) If any member is present at a meeting of the Authority at which a matter is considered in which he or she has, directly or indirectly, any financial or other interest, he or she shall, as soon as practicable after the commencement of the meeting, disclose that fact and he or she shall take no further part in the consideration of that matter or vote on any question with respect to that matter and, if the majority of the other members present shall so determine, he or she shall withdraw from the meeting during such consideration, provided that such an interest, if so disclosed, shall not disqualify the interested party for the purpose of constituting a quorum.

(2) Any member of the Authority who fails to comply with the provisions of this section shall be guilty of an offence and shall be liable, on conviction, to a fine not exceeding \$1,000 or to a term of imprisonment not exceeding 6 months or to both such fine and imprisonment.

[CIAF 9] Regulation of procedure

9 Subject to the provisions of this Act, the Authority shall have power to regulate its own procedure.

PART 3 — ADMINISTRATIVE

[CIAF 10] Chief Executive

10 (1) There shall be a Chief Executive of the Authority who shall be appointed by the Authority.

[subs (1) am Act 6 of 2019 s 69 and Sch 2, opn 19 July 2019]

(2) The Chief Executive shall devote the whole of his or her services to the Authority and shall not occupy any other office or employment, whether remunerated or not, except that he or she may act as member of any board, committee or commission established by the Government.

(3) The Chief Executive shall be paid such salary as is from time to time determined in accordance with the ~~Higher Salaries Act 2011~~. **Higher Salaries Commission Act 2023**

[subs (3) insrt Act 11 of 1983 Sch 2, opn 1 Dec 1983; am Act 31 of 2016 s 28, opn 1 Dec 2016]

section 10(3) is deleting "Higher Salaries Commission Act 2011" and substituting "Higher Salaries Commission Act 2023".

This section is a Higher Salaries Commission Act 2023 which has effect on 16 Oct 2023.

[CIAF 11] Powers of Chief Executive

11 (1) The Chief Executive shall—

- (a) serve as chief officer of the Authority responsible to it for its management and the execution of its policy;
- (b) subject to the provisions of this Act and any resolution passed at a meeting of the Authority, do all things necessary or convenient to be done in connection with, or incidental to, the performance of his or her duties under this Act or any other written law and, in particular, and without limiting the generality of the foregoing, he or she may—
 - (i) enter into contracts on behalf of the Authority;
 - (ii) in any case of emergency, direct the execution of any work or the doing of any act which the Authority is empowered to execute or do and which he or she is not by the provisions of this Act expressly empowered to execute or do and the immediate execution or doing of which is, in his or her opinion, necessary for regulating the safety of civil aviation operations, and direct that the expense of executing that work or doing that act shall be paid from the funds of the Authority, provided that he or she shall report anything done under this subparagraph at the next following meeting of the Authority.

[subs (1) am Act 16 of 1999 s 29, opn 12 Apr 1999]

(2) Whenever the Chief Executive is prevented by illness, absence or other like cause from performing his or her duties or when the office of Chief Executive is vacant, the Authority shall appoint one or more of the Authority's officers to perform his or her duties during such period as he or she is so prevented from doing or the office is vacant.

[subs (2) am Act 6 of 2019 s 69 and Sch 2, opn 19 July 2019]

[CIAF 12] Officers and Employees

12 (1) ~~Subject to the provisions of the Higher Salaries Act 2011,~~ the Authority shall appoint and employ, at such remuneration and on such terms and conditions as it sees fit, such other officers and employees as it deems necessary for the proper carrying out of the provisions of this Act.

[subs (1) am Act 11 of 1983 Sch 2, opn 1 Dec 1983; Promulgation 6 of 2008 s 4, opn 1 Oct 2008; Act 31 of 2016 s 28, opn 1 Dec 2016]

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section 12(1) is deleting "Subject to the provisions of the Higher Salaries Act 2011, the" and inserting "The".

This section is amending the Higher Salaries Commission Act 2023.

(2) No person shall be eligible for employment as an officer or employee of the Authority who has, directly or indirectly, any share or interest in any contract with, for, or on behalf of the Authority.

[subs (2) am Promulgation 6 of 2008 s 4, opn 1 Oct 2008]

(3) Any officer or employee of the Authority who has or acquires any such share or interest shall be liable to dismissal.

[subs (3) am Promulgation 6 of 2008 s 4, opn 1 Oct 2008]

[CIAF 12A] Authorised persons

12A (1) An authorised person may exercise the Authority's powers or functions under this Act or any other written law, as specified in writing by the Authority.

(2) An authorised person may, at all reasonable times and for the purposes of discharging his or her power and function under this Act—

- (a) enter any aerodrome, aircraft, building or facility associated with the operation of aircraft, including access to the flight deck of an aircraft unless the pilot in command can demonstrate that the granting of such access may endanger the safety of the aircraft;
- (b) conduct such examination and inquiry including the examination of any facility associated with the operation of aircraft, building, aerodrome, aircraft or matter, as he or she considers necessary to ascertain whether there is compliance with this Act;
- (c) take or remove samples of material as may be required for analysis or evidence;
- (d) take possession of any facility, aircraft or matter for further examination, testing or for use as evidence;
- (e) take photographs, measurements, make sketches or recording using cameras, radios, audio and visual recording devices;
- (f) require the production of, examination, and take copies of extracts of, any document or part of any document;
- (g) exercise such other powers as may be conferred on him or her by the Regulations or as may be necessary for the performance of his or her functions under this Act; or
- (h) issue improvement and infringement notices.

[subs (2) am Promulgation 10 of 2009 s 2, opn 17 Mar 2009]

(3) As soon as reasonably practicable after concluding an investigation, inspection or examination, an authorised person shall—

- (a) give to the operator concerned information, preferably in the form of a draft report or draft findings, resulting from such investigations, inspections or examinations; and
- (b) also explain any step that the authorised person proposes to take as a result of that investigation, inspection or examination or any actions that the authorised person requires the operator to take and the expected timeframe for those actions.

(4) No person shall be required to answer a question or give information tending to incriminate himself or herself.

[s 12A insrt Promulgation 6 of 2008 s 4, opn 1 Oct 2008]

[CIAF 12B] Offences in relation to investigations

12B A person who—

- (a) obstructs an authorised person in the exercise of his or her powers under this Act or Regulations or induces or attempts to induce another person to do so;

- (b) conceals the location or existence of another person or any matter from an authorised person;
- (c) without lawful excuse, refuses or fails to furnish information within the time specified in the notice, to an authorised person; or
- (d) in any other way, hinders, impedes or opposes an authorised person in the performance of the Authority's functions or an authorised person from exercising his or her powers under this Act and its regulations,

commits an offence and is liable on conviction—

- (i) for an operator, to a fine not exceeding \$10,000; and
- (ii) in any other case, to a fine not exceeding \$2,000.

[s 12B insrt Promulgation 6 of 2008 s 4, opn 1 Oct 2008]

[CIAF 12C] Improvement notices

12C (1) If an authorised person is of the opinion that a person, operator or aerodrome operator—

- (a) is contravening this Act and its regulations; or
- (b) has contravened this Act and its regulations in circumstances that make it likely that the contravention will continue or be repeated,

the authorised person may issue to that person, operator or aerodrome operator an improvement notice requiring the person, operator or aerodrome operator to remedy the contravention or the matters or the activities giving rise to the contravention.

(2) An improvement notice shall—

- (a) state that the authorised person is of the opinion that the person or operator—
 - (i) is contravening this Act and its regulations; or
 - (ii) has contravened this Act and its regulations in circumstances that make it likely that the contravention will continue or be repeated;
- (b) state the reasons for that opinion;
- (c) specify the provision of this Act and its regulations in respect of which that opinion is held; and
- (d) specify the day before which the person is required to remedy the contravention or the matters or activities giving rise to the contravention.

(3) If a person fails to comply with any improvement notice issued to the person, the authorised person may issue an infringement notice to such person.

[s 12C insrt Promulgation 6 of 2008 s 4, opn 1 Oct 2008]

[CIAF 12D] Infringement notices

12D (1) An authorised person may serve an infringement notice on a person if it appears to the authorised person that the person has not complied with—

- (a) the improvement notice; or
- (b) any provision of this Act and its regulations.

(2) An infringement notice is a notice to the effect that, if the person served does not wish to have the matter dealt with by a court, the person may pay, within the time and to the person specified in the notice, the prescribed fixed penalty.

(3) If the person to whom the infringement notice pays the full amount of the prescribed fixed penalty for the alleged offence, the person is not liable to any further proceedings for the alleged offence.

(4) Payment under this section is not to be regarded as an admission of liability for the purpose of, nor should it in any way affect or prejudice, any civil claim, action or proceedings arising out of the same occurrence.

(5) The amount of a penalty prescribed under this section for an offence shall not exceed the prescribed fixed penalty.

[s 12D insrt Promulgation 6 of 2008 s 4, opn 1 Oct 2008]

[CIAF 12E] Service of notices

12E For the purposes of section 12C and section 12D, a notice may be served on a person by—

- (a) delivering it personally to the person;
- (b) leaving it at the person's usual or last known place of residence or business with some other person, apparently resident or employed there and who is apparently in charge or in a position of authority; or
- (c) posting it in a registered letter addressed to the person at the person's usual or last known place of residence or business.

[s 12E insrt Promulgation 6 of 2008 s 4, opn 1 Oct 2008]

[CIAF 12F] Appeal against Authority decisions

12F Any person who is aggrieved by the Authority's decision on the refusal, withdrawal, revocation, variation or suspension of an aviation document may appeal to the Chief Executive for the review of the Authority's decision.

[s 12F insrt Promulgation 6 of 2008 s 4, opn 1 Oct 2008]

[CIAF 13] Protection from personal liability

13 (1) No matter or thing done and no contract of any kind entered into by the Authority and no matter or thing done by any member of the Authority or any officer or servant thereof shall, if the matter or thing was done or the contract entered into *bona fide* for the purposes of this Act, subject any such member, officer or servant personally to any action, liability claim or demand whatsoever in respect thereof.

(2) Any expense incurred by the Authority or any member, officer or servant in terms of this section shall be borne by and repaid out of the funds of the Authority.

[CIAF 14] Functions of the Authority

- 14** (1) The Authority has the following functions—
- (a) any functions conferred on it by or under this Act or the Civil Aviation Act 1976 or the Civil Aviation Reform Act 1999; and
 - (b) carrying out such obligations of the State arising from the State’s membership of the International Civil Aviation Organization as the Minister directs.
- (2) The Authority also has the following safety related functions—
- (a) encouraging a greater acceptance by the aviation industry of the industry’s obligation to maintain high standards of aviation safety, through—
 - (i) comprehensive safety education and training programmes;
 - (ii) accurate and timely aviation safety advice; and
 - (iii) fostering an awareness in industry management, and within the community generally, of the importance of aviation safety and compliance with relevant legislation;
 - (b) promoting full and effective consultation and communication with all interested parties on aviation safety issues; and
 - (c) establishing and implementing a State Safety Programme in order to achieve an acceptable level of safety in civil aviation.

[subs (2) am Decree No 45 of 2012 s 2, opn 14 May 2012]

- (3) The Authority also has the function of regulating the safety of civil aviation operations in Fiji by, among other things—
- (a) issuing certificates, licences, approvals, registrations and permits after appropriate inspection, audit and examination;
 - (b) developing and promulgating appropriate, clear and concise aviation safety standards;
 - (c) developing effective enforcement strategies to secure compliance with aviation safety standards;
 - (d) assessing decisions taken by industry management at all levels for their impact on aviation safety;
 - (e) conducting regular reviews of the system of civil aviation safety in order to monitor the safety performance of the aviation industry, to identify safety related trends and risk factors and to promote the development and improvement of the system;
 - (f) conducting regular and timely assessment of international safety developments;
 - (g) conducting regular reviews of aviation security programmes and activities;
 - (h) the prosecution of any offence committed under the provisions of this Act and its regulations, other than an offence under Part 2 of the Civil Aviation (Security) Act 1994; and
 - (i) doing any other thing which the Authority deems necessary for the enforcement of aviation safety.

[subs (3) am Promulgation 6 of 2008 s 5, opn 1 Oct 2008]

[s 14 subst Act 16 of 1999 s 30, opn 12 Apr 1999]

[CIAF 15] Powers in relation to other airports

- 15** [s 15 rep Act 16 of 1999 s 30, opn 12 Apr 1999]

[CIAF 16] Functions of the Authority

16 [s 16 rep Act 16 of 1999 s 30, opn 12 Apr 1999]

[CIAF 17] Powers of the Authority

17 (1) Subject to the provisions of this Act, in the discharge of its functions, the Authority shall have the power—

- (a) to enter into any contract, covenant, bond or agreement of any kind whatsoever for the purposes of this Act;
- (b) to authorise in writing suitably qualified persons to be authorised persons to carry out any work or to perform any act in furtherance of its powers or to perform its functions or powers;
- (c) to acquire, hire, procure, construct, erect, manufacture, provide, operate, maintain or repair any thing whatsoever required for the purposes of this Act;
- (d) to control dangerous obstacles in and around airports;
- (e) to dispose of assets no longer required by the Authority for the performance of its functions;
- (f) to establish, control, manage and maintain, or contribute to, any pension scheme or provident fund approved by the Minister responsible for finance for the benefit of the Authority's employees or the dependants of deceased employees;
- (g) to issue improvement and infringement notices and collect infringement fines; and
- (h) generally to do all things necessary or convenient to be done in connection with or incidental to the performance by the Authority of its functions under this Act or any other written law.

[subs (1) am Act 16 of 1999 s 31, opn 12 Apr 1999; Promulgation 6 of 2008 s 6, opn 1 Oct 2008]

(2) In carrying out its powers under subsection (1), the Authority may, with the approval of the Minister, operate in partnership with any other person or as a member of a corporate body.

(3) The powers conferred by this section shall be in addition to and not in derogation from any other powers conferred upon the Authority by this Act or any other written law.

[CIAF 17A] Power to require information

17A (1) The Authority may, by notice in writing—

- (a) require any person to produce to it, at a time and place specified in the notice, any document which is specified or described in the notice and which is in that person's custody or under his or her control; or
- (b) require any person or organisation—
 - (i) to keep the records specified or described in the notice; and
 - (ii) provide to the Authority copies of such records and any other estimate, return or other information specified or described in the notice including information pertaining to occurrences classified for mandatory reporting.

(2) The Authority must specify the time, the manner and the form in which any such estimate, return or information is to be provided.

(3) No person may be compelled—

- (a) to produce any document which the person can not be compelled to produce in civil proceedings before a court; or
- (b) in complying with any requirement for the furnishing of information, to give any information which the person can not be compelled to give in evidence in such proceedings.

(4) A person who refuses or, without reasonable excuse, fails to do anything duly required of him or her by a notice under subsection (1), commits an offence and is liable on conviction to a fine not exceeding \$5,000 or to imprisonment for a term not exceeding 12 months.

(5) A person who—

- (a) intentionally alters, suppresses or destroys any document which the person has been required by a notice under subsection (1) to produce; or
- (b) in furnishing any estimate, return or other information required under any such notice, makes any statement which the person knows to be false in a material particular, or recklessly makes any statement which is false in material or particular,

commits an offence and is liable on conviction to a fine not exceeding \$5,000 or to imprisonment for a term not exceeding 12 months.

(6) If a person defaults in complying with a notice under subsection (1), the court may, on the application of the Authority, order the person make good the default, including an order for the costs or expenses of and incidental to the application which must be borne by the person in default or by any officer of a body corporate or other association who is responsible for the default.

[s 17A insrt Promulgation 6 of 2008 s 6, opn 1 Oct 2008]

[CIAF 17B] Confidentiality

17B (1) A person who is or has been a member, officer, employee or agent of the Authority or a member of a committee or who is or has been invited to a meeting of the Authority or of a committee must not disclose any information relating to the affairs of the Authority or of any other person which has been obtained by or in the performance of duties or the exercise of functions under this Act unless—

- (a) the disclosure is necessary for the performance of those duties or the exercise of those functions;
- (b) the disclosure is required under any written law; or
- (c) the disclosure is necessary for the performance of the Authority's functions under this Act.

(2) A person who receives any information relating to the affairs of the Authority must not use the information for his, her or any other person's financial gain.

(3) A person who contravenes subsection (1) or (2), commits an offence and is liable on conviction to a fine not exceeding \$5,000 or to imprisonment for a term not exceeding 2 years.

[s 17B insrt Promulgation 6 of 2008 s 6, opn 1 Oct 2008]

[CIAF 17C] Prosecutions of offences under this Act or other civil aviation laws

17C An authorised person may appear in the Magistrates Court and conduct the prosecution of any offence committed under the provisions of this Act or any other written laws relating to civil aviation.

[s 17C insrt Promulgation 6 of 2008 s 6, opn 1 Oct 2008]

[CIAF 18] Compulsory acquisition of land

18 [s 18 rep Act 16 of 1999 s 32, opn 12 Apr 1999]

[CIAF 19] Directions

19 (1) The Authority, in the exercise of its functions and powers under this Act, shall act in accordance with any general or special directions as to policy given to it by the Minister.

(2) The Minister shall consult with the Authority before giving any directions under this section.

[The next page is 326,001]

PART 5 — FINANCE

[CIAF 20] Funds and resources

- 20** The funds and resources of the Authority shall consist of—
- (a) any property, investments, mortgages and debentures acquired by or vested in the Authority and any moneys earned or arising therefrom;
 - (b) the fees and charges levied by the Authority under Part 6;
 - (c) sums borrowed by the Authority for the purpose of meeting any of its obligations or discharging any of its functions;
 - (d) all other sums or property which may in any manner become payable to or vested in the Authority in respect of any matter incidental to its powers and duties.

[CIAF 21] Borrowing powers

- 21** (1) Subject to the provisions of subsections (2) and (3), the Authority may borrow sums required by it for meeting any of its obligations or discharging any of its functions.
- (2) The power of the Authority to borrow shall be exercisable only with the approval of the Minister as to the amount, as to the sources of the borrowing and as to the terms on which the borrowing may be effected.
- (3) An approval given for the purposes of subsection (2) may be either general or limited to a particular borrowing or otherwise and may be conditional or unconditional.

[CIAF 22] Security

22 The repayment of any moneys borrowed or loans raised under the Authority of this Act and the payment of interest thereon may be secured by mortgage, debenture or other charge upon the assets of the Authority.

[CIAF 23] Investments

23 Moneys standing to the credit of the Authority may be invested in securities in which under the law for the time being in force in Fiji trustees are authorised to invest.

[CIAF 24] Powers of expenditure

- 24** The Authority may, from its funds and resources—
- (a) pay any expenses lawfully incurred by it, including legal, survey and other fees and costs;
 - (b) pay any other expense, cost or expenditure properly incurred or accepted by it in pursuance of its purposes under the provisions of this Act.

[CIAF 25] Financial year

25 The financial year of the Authority shall be determined by the Authority.

[s 25 am Promulgation 6 of 2008 s 7, opn 1 Oct 2008]

[CIAF 26] Estimate of expenditure

26 (1) The Authority shall, at least 2 months prior to the end of the current financial year, submit for approval by the Minister an estimate of the expenditure which the Authority will incur in the discharge of its functions during the next financial year.

(2) The Authority may, at any time during the financial year for which an estimate has been approved, cause a revised or supplementary estimate to be prepared and approved.
[s 26 am Promulgation 6 of 2008 s 8, opn 1 Oct 2008]

[CIAF 27] Audit

27 The Authority shall keep written financial records that—

- (a) correctly record and explain its transactions and financial position and performance;
- (b) enable financial statements to be prepared and audited in accordance with the Financial Management Act 2004; and
- (c) enable other reports to be prepared as required by this Act.

[s 27 subst Act 6 of 2019 s 69 and Sch 2, opn 19 July 2019]

[CIAF 28] Report

28 (1) The Authority shall, not later than 30 June in each year, submit to the Minister a report containing—

- (a) an account of its activities during the immediately preceding financial year;
- (b) a statement of the audited accounts of the Authority.

[subs (1) am Promulgation 10 of 2009 s 3, opn 17 Mar 2009; Act 6 of 2019 s 69 and Sch 2, opn 19 July 2019]

(2) The Minister shall lay a copy of the report before Parliament at the next meeting subsequent to the submission thereof.

[The next page is 326,201]

PART 6 — FEES AND CHARGES

[CIAF 29] Fees and charges payable

- 29** The Authority may, with the approval of the Minister, by regulation prescribe—
- (a) the fees payable in connection with the issue, validation, renewal, extension or variation of any certificate, licence or other document (including the issue of a copy thereof) or the undergoing of any examination, test inspection or investigation or the grant of any permission or approval for which the Authority has been made responsible under this Act or any other written law;
 - (b) the regulatory fee for oversight of safety and security payable to the Authority; and
 - (c) the fees payable to the Authority for any other service provided in the discharge of its functions under this Act.

[s 29 am Act 16 of 1999 s 33, opn 12 Apr 1999; Promulgation 6 of 2008 s 9, opn 1 Oct 2008]

[CIAF 30] Detention and sale of aircraft

- 30** [s 30 rep Act 16 of 1999 s 34, opn 12 Apr 1999]

[CIAF 31] Power to reduce etc fees and charges

31 The Authority may, with the approval of the Minister, reduce, refund or waive any fees or charges payable in terms of regulations made under section 29.

[CIAF 32] Expenses etc incurred in terms of section 15

- 32** [s 32 rep Act 16 of 1999 s 35, opn 12 Apr 1999]

[The next page is 326,401]

PART 7 — MISCELLANEOUS

[CIAF 33] Secondment of public officers

33 Without prejudice to the provisions of section 12, the Authority may enter into an agreement with a permanent secretary to provide for the secondment of public officers to the service of the Authority on such terms and conditions as may be specified in the agreement.

[CIAF 34] By-laws

34 [s 34 rep Act 16 of 1999 s 36, opn 12 Apr 1999]

[The next page is 326,601]

[CIAF Sch]

SCHEDULE

TRANSFER OF PROPERTY RIGHTS AND LIABILITIES TO THE AUTHORITY
[Sch rep Act 16 of 1999 s 37, opn 12 Apr 1999]

[The next page is 331,601]

Air Navigation Facilities and Services (Charges) Regulations 1979

TABLE OF PROVISIONS

<i>Regulation</i>	<i>Title</i>	<i>Paragraph</i>
1	Short title	[CIAF 10,005]
2	Interpretation	[CIAF 10,010]
3	Charges to be paid	[CIAF 10,015]
4	Payment	[CIAF 10,020]
5	Calculation of charge	[CIAF 10,025]
6	Exempt flights	[CIAF 10,030]
7	Penalty	[CIAF 10,035]

[The next page is 331,701]

Air Navigation Facilities and Services (Charges) Regulations 1979

TABLE OF AMENDMENTS

Air Navigation Facilities and Services (Charges) Regulations 1979 (LN 166 of 1979) commenced on 1 October 1979, as amended by:

Amending Legislation	Date of Commencement
Air Navigation Facilities and Services (Charges) (Amendment) Regulations 1979 (LN 196 of 1979)	1 October 1979
Air Navigation Facilities and Services (Charges) (Amendment) Regulations 1980 (LN 54 of 1980)	1 February 1980
Air Navigation Facilities and Services (Charges) (Amendment) Regulations 1981 (LN 28 of 1981)	15 March 1981
Air Navigation Facilities and Services (Charges) (Amendment) (No 2) Regulations 1981 (LN 113 of 1981)	1 December 1981
Air Navigation Facilities and Services (Charges) (Amendment) Regulations 1982 (LN 127 of 1982)	1 December 1982
Air Navigation Facilities and Services (Charges) (Amendment) Regulations 1984 (LN 65 of 1984)	1 July 1984
Air Navigation Facilities and Services (Charges) (Amendment) Regulations 1991 (LN 12 of 1991)	1 December 1991
Air Navigation Facilities and Services (Charges) (Amendment) Regulations 1993 (LN 52 of 1993)	1 June 1993
Nadi Flight Information Region Charges Regulations 1993 (LN 5 of 1994)	1 January 1994
Air Navigation Facilities and Services (Charges) (Amendment) Regulations 1994 (LN 108 of 1994)	1 January 1995
Air Navigation Facilities and Services (Charges) (Amendment) Regulations 1997 (LN 30 of 1997)	1 March 1997

[The next page is 331,801]

[CIAF 10,005] Short title

1 These Regulations may be cited as the Air Navigation Facilities and Services (Charges) Regulations 1979, and shall come into force on 1 October 1979.

[CIAF 10,010] Interpretation

2 In these Regulations, unless the context otherwise requires—

charge means the charge described in regulation 3(1); and

Visual Flight Rules means Visual Flight Rules contained in the Rules of the Air and Air Traffic Control.

[CIAF 10,015] Charges to be paid

3 (1) Subject to the provisions of these Regulations, the operator of any aircraft (whether or not registered in Fiji) for which navigation services (not being navigation services provided in connection with the use of an airport) are made available in the airspace defined by international agreement through the International Civil Aviation Organisation as the Nadi Flight Information Region shall pay to the Authority, in respect of each flight by that aircraft in that airspace, a charge for the services at a rate calculated in accordance with the principles given in regulation 5.

[subreg (1) am LN 196 of 1979 reg 2, opn 1 Oct 1979]

(2) If the Authority is unable, after having taken reasonable steps, to ascertain who is the operator of an aircraft, it may give notice to the owner of that aircraft that it will treat him or her as the operator until he or she establishes to the reasonable satisfaction of the Authority that some other person is the operator; and, from the time when notice is given, the Authority shall be entitled, for so long as the owner is unable to establish as aforesaid that some other person is the operator, to treat the owner as if he or she were the operator and, for that purpose, the provisions of these Regulations (other than this subregulation) shall apply to the owner of the aircraft as if he or she were the operator.

[CIAF 10,020] Payment

4 (1) The amount of the charge shall be payable to the Authority within 30 days of the presentation of a bill by the Authority.

[subreg (1) am LN 113 of 1981 reg 2, opn 1 Dec 1981]

(2) Nothing in this regulation shall prevent acceptance as a good discharge of payment of monies in a currency other than that of Fiji.

[CIAF 10,025] Calculation of charge

5 (1) Subject to the provisions of this regulation, the charge shall be calculated in accordance with the following formula—

$$r = N \times \text{Fiji } \$3.90$$

where r is the charge for the flight and N is the number of service units relating to that flight.

[subreg (1) am LN 54 of 1980 reg 2, opn 1 Feb 1980; LN 28 of 1981 reg 2, opn 15 Mar 1981; LN 113 of 1981 reg 5, opn 1 Dec 1981; LN 127 of 1982 reg 2, opn 1 Dec 1982; LN 65 of 1984 reg 3, opn 1 July 1984; LN 12 of 1991 reg 3, opn 1 June 1993; LN 52 of 1993 reg 3, opn 1 June 1993; LN 5 of 1994 reg 3, opn 1 Jan 1994; LN 108 of 1994 reg 3, opn 1 Jan 1995; LN 30 of 1997 reg 2, opn 1 Mar 1997]

(2) For the purpose of subregulation (1), the number of service units relating to a flight shall be calculated in accordance with the following formula—

$$N = d \times p$$

where d is the distance factor for the flight, p the weight factor for the aircraft concerned, and N is expressed to one place of decimals.

(3) For the purpose of subregulations (1) and (2)—

- (a) the distance factor (d) shall be the number of nautical miles in the great circle distances between the points specified in subregulation (4) minus 100 nautical miles for each landing and each take-off within the airspace to which these Regulations apply, divided by 50 and expressed to one place of decimals;
- (b) the weight factor (p) shall be determined in accordance with the following table—

Maximum Take-Off Weight Authorised.....	“p” factor
More than 100 tonnes	6
More than 30 tonnes but less than 100 tonnes	3
More than 10 tonnes but less than 30 tonnes.....	2
Less than 10 tonnes	1

(4) The points referred to in of subregulation (3)(a) are—

- (a) the airport of departure within Nadi Flight Information Region, or, if there is no such airport, the point specified in subregulation (5) as the point of entry into the airspace for the route in question; and
- (b) the airport of first destination within the Nadi Flight Information Region, or, if there is no such airport, the point specified in subregulation (5) as the point of exit from the airspace for the route in question.

(5)

- (a) The points of entry and exit referred to in subregulation (4) are the points appropriate to recognised airways or routes specified by the International Civil Aviation Organisation in Regional Air Navigation plans, or any other commonly used routes, within the Nadi Flight Information Region; but, in the case of a flight of which the airport of departure or the airport of first destination are so situated that the flight will not follow a recognised airway or route, the distance factor shall be determined by the Authority in respect of the actual route and notified to the aircraft operator;
- (b) if the operator is not satisfied that the distance factor so determined is correct, he or she may, within 10 days of the notification thereof, request in writing that the Authority review the determination.

(6) The weight factor for an aircraft shall be determined by reference to the maximum total weight authorised recorded in the Certificate of Airworthiness.

(7) Notwithstanding subregulation (3)(a) and subregulations (4) and (5), the Authority, may for administrative convenience, promulgate in a Notice to Airmen, the distance factor appropriate to any route, which will be used in calculating the number of service units in accordance with subregulation (2).

[CIAF 10,030] Exempt flights

6 These Regulations shall not apply to the following flights—

- (i) flights made for the provision of a search and rescue operation;

- (ii) flights made entirely in accordance with Visual Flight Rules;
- (iii) flights made exclusively for the purpose of checking or testing equipment used or intended to be used as aids to air navigation;
- (iv) test flights and flights made exclusively for the purpose of instruction or testing of flight crew;
- (v) by virtue of regulation 5(3)(a), any flight between 2 airports which are less than 200 nautical miles from each other;
- (vi) any flight which is not required at any time to receive any communication or air traffic control service from either the Nadi Air Traffic Control or Communication Centres;
- (vii) any specific flight at the discretion of the Authority.

[CIAF 10,035] Penalty

7 Without prejudice to the provisions of section 30 of the Act, any person required by virtue of these Regulations to pay any charges who—

- (a) fails to pay such charges; or
- (b) recklessly furnishes information which is false with the object of avoiding payment of such charges,

shall be guilty of an offence and shall be liable to a fine not exceeding \$200 or to imprisonment for a period not exceeding 3 months or to both such fine and imprisonment.

[The next page is 333,801]

Airport (Fees) Regulations 1979

TABLE OF PROVISIONS

<i>Regulation</i>	<i>Title</i>	<i>Paragraph</i>
PART 1 — PRELIMINARY		
1	Short title	[CIAF 11,035]
2	Interpretation	[CIAF 11,040]
3	Duration of parking	[CIAF 11,045]
PART 2 — LANDING FEES		
4	Landing fees	[CIAF 11,050]
5	Helicopters	[CIAF 11,055]
6	Relevant weight in calculation of land fees	[CIAF 11,060]
7	Aircraft used for training personnel	[CIAF 11,065]
8	Exemptions	[CIAF 11,070]
9	Commutation of fees for Fiji-registered aircraft	[CIAF 11,075]
PART 3 — PARKING FEES		
10	Parking fees and exemptions	[CIAF 11,080]
PART 4 — PROVISION OF INFORMATION REGARDING AIRCRAFT WEIGHT		
11	Information regarding aircraft weight	[CIAF 11,085]
12	Penalty	[CIAF 11,090]
	SCHEDULE 1 — LANDING FEES	[CIAF 11,190]
	SCHEDULE 2 — PARKING FEES	[CIAF 11,195]

[The next page is 333,901]

Airport (Fees) Regulations 1979

TABLE OF AMENDMENTS

Airport (Fees) Regulations 1979 (LN 168 of 1979) commenced on 1 October 1979, as amended by:

Amending Legislation	Date of Commencement
Airport (Fees) (Amendment) Regulations 1979 (LN 195 of 1979)	1 October 1979
Airport (Fees) (Amendment) Regulations 1980 (LN 55 of 1980)	1 February 1980
Airport (Fees) (Amendment) Regulations 1981 (LN 115 of 1981)	1 December 1981
Airport (Fees) (Amendment) Regulations 1982 (LN 128 of 1982)	1 December 1982
Airport (Fees) (Amendment) Regulations 1983 (LN 51 of 1983)	1 July 1983
Airport (Fees) (Amendment) Regulations 1984 (LN 66 of 1984)	1 July 1984
Airport (Fees) (Amendment) Regulations 1988 (LN 9 of 1988)	1 January 1988
Airport (Fees) (Amendment) Regulations 1991 (LN 13 of 1991)	1 January 1991
Airport (Fees) (Amendment) Regulations 1991 (LN 11 of 1992)	1 December 1991
Airport (Parking Fees) (Amendment) Regulations 1993 (LN 53 of 1993) ¹	1 June 1993
Airport (Landing Fees) (Amendment) Regulations 1993 (LN 58 of 1993)	1 June 1993
Landing Fees (Amendment) Regulations 1993 (LN 4 of 1994)	1 January 1994
Airport (Fees) (Amendment) Regulations 1994 (LN 106 of 1994)	1 January 1995
Airport (Fees) (Amendment) Regulations 1994 (LN 107 of 1994)	1 January 1995
Airport (Fees) (Amendment) Regulations 1997 (LN 31 of 1997)	1 March 1997

¹ This was rectified by the Corrigenda published on 16 July 1993.

[The next page is 334,001]

PART 1 — PRELIMINARY

[CIAF 11,035] Short title

1 These Regulations may be cited as the Airport (Fees) Regulations 1979.

[CIAF 11,040] Interpretation

2 In these Regulations, unless the context otherwise requires—

landing means alighting on an airport and coming to a stop.

[CIAF 11,045] Duration of parking

3 For the purpose of calculating any parking fees, an aircraft shall be deemed to be parked from the time recorded by the Authority as the time of arrival up to the time recorded by the Authority as the time of departure.

[The next page is 334,201]

PART 2 — LANDING FEES

[CIAF 11,050] Landing fees

4 Unless otherwise exempted under these Regulations, an aircraft landing at an airport owned or operated by the Authority shall be charged and shall pay, in respect of each landing, the fees prescribed in Schedule 1, provided that the Authority may waive, reduce or remit, whether prospectively or retrospectively, any of such fees in the case of a second or subsequent landing at the same airport made necessary by an emergency.

[CIAF 11,055] Helicopters

5 The landing fees charged in respect of helicopters shall be one-half of the appropriate fee set out in Schedule 1.

[CIAF 11,060] Relevant weight in calculation of land fees

6 In calculating the fees to be charged in accordance with the scale set out in Schedule 1, the weight of the aircraft shall be assessed on the basis of the maximum permissible take-off weight of the aircraft authorised by the aeronautical authority of the country in which it is registered, reckoned in tonnes or kilograms, provided that the Authority may for the purpose of fixing landing fees, determine a standard weight for each type of aircraft operated by an airline on regular schedule flights into any airport owned or operated by the Authority.

[reg 6 am LN 55 of 1980 reg 2, opn 1 Feb 1980]

[CIAF 11,065] Aircraft used for training personnel

7 In the case of the landing of an aircraft engaged on a flight made solely for the purposes of training aircraft personnel, the fee charged in respect of such landing shall be one-quarter of the appropriate fee set out in Schedule 1.

[CIAF 11,070] Exemptions

- 8 The following aircraft shall be exempted from the payment of landing fees—
- (a) aircraft being used for a Government ceremonial purpose;
 - (b) aircraft carrying out a test flight or flight before departure, provided that—
 - (i) each such flight is undertaken solely for the purpose of testing the aircraft, the engines or the instruments on the aircraft;
 - (ii) the Authority is given prior notice of any such flight and is satisfied that each such flight is necessary;
 - (c) aircraft being used to calibrate navigational aids in Fiji;
 - (d) aircraft engaged in search and rescue flights;
 - (e) aircraft for which a written application for such exemption has been made to and granted by the Authority.

[CIAF 11,075] Commutation of fees for Fiji-registered aircraft

9 The operator of any Fiji registered aircraft with a maximum permissible take-off weight of less than 3 tonnes may commute the landing fees payable under these Regulations, on flights not for the purposes of public transport, by the payment of an

annual fee of \$100 in respect of each such aircraft. The period of validity of such commutation shall be 12 months from the payment to the Authority of the fee.

[The next page is 334,401]

PART 3 — PARKING FEES

[CIAF 11,080] Parking fees and exemptions

10 (1) Subject to the provisions of this regulation, a parked aircraft shall be charged and pay fees for any period in excess of 3 hours and such amount as shall become payable shall be in accordance with the fees prescribed in Schedule 2.

(2) In calculating the fees to be charged under Schedule 2, the weight of an aircraft shall be assessed on the same basis as under the provisions of regulation 6.

(3) The following aircraft shall be exempt from the payment of parking fees—

- (a) aircraft being used for Government ceremonial purposes;
- (b) aircraft engaged in search and rescue flights;
- (c) aircraft being used to calibrate navigational aids in Fiji;
- (d) aircraft for which a written application for such exemption has been made to and granted by the Authority.

(4) Where an aircraft is parked at Nadi Airport at a position provided with an aerobridge and not actually loading or unloading passengers, mail, cargo or baggage after the Authority has given the aircraft operator or his or her agent notice that the aircraft should leave the area, then an additional charge of \$50 shall be made for each 30 minutes or part thereof, in excess of the first 30 minutes after the Authority has given the aforesaid notice.

(5) Except as provided for in subregulation (4), no parking charge shall be imposed on an aircraft delayed by weather conditions either at the airport or at the aircraft's intended destination.

(6) The parking fees charged for helicopters shall be one-half of the appropriate fee set out in Schedule 2.

(7) The Authority may waive, reduce or remit parking fees in respect of an aircraft normally based in Fiji where such aircraft is parked in an area specially designated for this purpose.

[The next page is 334,601]

PART 4 — PROVISION OF INFORMATION REGARDING AIRCRAFT WEIGHT

[CIAF 11,085] Information regarding aircraft weight

11 (1) Upon request by the Authority, the operator or pilot in command of any aircraft landing in Fiji shall provide a declaration of the maximum permissible take-off weight of the aircraft authorised by the aeronautical authority of the country within which the said aircraft is registered, reckoned in tonnes or kilograms.

(2) If a person required to provide information by virtue of this regulation fails to comply with the requirement or, in purporting to comply with the requirement, knowingly or recklessly furnishes information which is false, he or she shall be guilty of an offence and be liable to a fine not exceeding \$400 or to imprisonment for a period not exceeding 6 months or both such fine and imprisonment.

[CIAF 11,090] Penalty

12 Any person required by virtue of these Regulations to pay any fee who fails to pay such fee shall be guilty of an offence and liable to a fine not exceeding \$200 or to imprisonment for a period not exceeding 3 months or to both such fine and imprisonment.

[The next page is 334,801]

LANDING FEES

[Sch 1 am LN 195 of 1979 reg 2, opn 1 Oct 1979; LN 55 of 1980 reg 3, opn 1 Feb 1980; LN 115 of 1981 reg 2, opn 1 Dec 1981; LN 128 of 1982 reg 2, opn 1 Dec 1982; LN 51 of 1983 reg 2, opn 1 July 1983; LN 66 of 1984 reg 3, opn 1 July 1984; LN 9 of 1988 reg 3, opn 1 Jan 1988; LN 13 of 1991 reg 3, opn 1 June 1991; LN 11 of 1992 reg 3, opn 1 Dec 1991; LN 58 of 1993 reg 3, opn 1 June 1993; LN 4 of 1994 reg 3, opn 1 Jan 1994; LN 106 of 1994 reg 2, opn 1 Jan 1995; LN 107 of 1994 reg 2, opn 1 Jan 1995; LN 31 of 1997 reg 2, opn 1 Mar 1997]

<i>Weight of Aircraft</i>	<i>Each tonne or part thereof</i>	
	<i>International Flights</i>	<i>Domestic Flights</i>
(a) not exceeding 15 tonnes	\$11.40	\$1.75
(b) exceeding 15 tonnes but not exceeding 25 tonnes	\$5.40	\$2.85
(c) exceeding 25 tonnes but not exceeding 50 tonnes	\$3.65	\$4.15
(d) exceeding 50 tonnes	\$2.25	\$9.00

[The next page is 335,001]

[CIAF 11,195]

SCHEDULE 2

(Regulation 10)

PARKING FEES

[Sch 2 am LN 195 of 1979 reg 3, opn 1 Oct 1979; LN 53 of 1993 reg 3, opn 1 June 1993]

<i>Weight of Aircraft</i>	<i>Period of parking and rate</i>	
	<i>Not in excess of 6 hours</i>	<i>Per hour or part thereof in excess of 6 hours</i>
(a) not exceeding 9 tonnes	Nil	\$1
(b) exceeding 9 tonnes but not exceeding 50 tonnes	\$15	\$5
(c) exceeding 50 tonnes but not exceeding 100 tonnes	\$30	\$10
(d) exceeding 100 tonnes	\$60	\$20

[The next page is 337,001]

Civil Aviation Authority (Passenger Service Charge) Regulations 1994

TABLE OF PROVISIONS

<i>Regulation</i>	<i>Title</i>	<i>Paragraph</i>
1	Short title and commencement	[CIAF 13,220]
2	Passenger service charge	[CIAF 13,225]
3	Method of payment	[CIAF 13,230]
4	Exemptions	[CIAF 13,235]
5	Emergencies	[CIAF 13,240]
6	Penalty	[CIAF 13,245]

[The next page is 337,101]

Civil Aviation Authority (Passenger Service Charge) Regulations 1994

TABLE OF AMENDMENTS

Civil Aviation Authority (Passenger Service Charge) Regulations 1994 (LN 84 of 1994) commenced on 1 October 1994, as amended by:

Amending Legislation	Date of Commencement
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[The next page is 337,201]

[CIAF 13,220] Short title and commencement

1 (1) These Regulations may be cited as the Civil Aviation Authority (Passenger Service Charge) Regulations 1994.

(2) These Regulations shall come into force on 1 October 1994.

[CIAF 13,225] Passenger service charge

2 (1) Unless exempted under these Regulations, any passenger embarking on an aircraft at any airport within Fiji for a destination outside Fiji shall pay to the Authority a passenger service charge of \$6.82.

(2) The charge prescribed by subregulation (1) shall be exclusive of any value-added tax chargeable in relation thereto.

[CIAF 13,230] Method of payment

3 The manner in which the passenger service charge shall be paid and collected and all forms and procedures appropriate thereto shall be determined by the Authority.

[CIAF 13,235] Exemptions

4 The following passengers shall be exempted from the payment of a passenger service charge—

- (a) a Head of State;
- (b) transit passengers scheduled to depart within 12 hours of arrival from outside Fiji, whether they leave the airport or not;
- (c) children under 12 years of age;
- (d) aircraft crews travelling on duty, including positioning crews;
- (e) passengers travelling in a State aircraft or an aircraft being used for the ceremonial purposes of a Government;
- (f) passengers travelling in an aircraft being used to calibrate navigational aids in Fiji;
- (g) passengers travelling on an aircraft engaged in a search and rescue flight;
- (h) any passenger specifically exempted in writing by the Minister responsible for civil aviation.

[CIAF 13,240] Emergencies

5 In any case where an aircraft lands at an airport within Fiji because of an emergency, no passenger service charge will be payable in respect of the later departure of a passenger arriving on that aircraft, whether he or she leaves on the same aircraft or not or whether he or she leaves the airport or not.

[CIAF 13,245] Penalty

6 Any passenger who knowingly fails to pay the passenger service charge imposed by these Regulations shall be guilty of an offence and liable to a fine not exceeding \$200 or to imprisonment for a period not exceeding one month or to both such fine and imprisonment.

[The next page is 339,201]

Nadi International Airport Traffic and Vehicle Parking (Parking and Fees) Regulations 1996

TABLE OF PROVISIONS

<i>Regulation</i>	<i>Title</i>	<i>Paragraph</i>
PART 1 — PRELIMINARY		
1	Short title, commencement and application	[CIAF 14,245]
2	Interpretation	[CIAF 14,250]
PART 2 — PARKING		
3	Stopping and parking at the Airport	[CIAF 14,255]
4	Stopping places and parking areas	[CIAF 14,260]
5	Stopping places	[CIAF 14,265]
6	Parking areas	[CIAF 14,270]
7	Provision for temporary stands or parking places	[CIAF 14,275]
8	Taxis and hire cars	[CIAF 14,280]
9	Rental cars	[CIAF 14,285]
10	Buses and goods vehicles	[CIAF 14,290]
11	Maximum speed at the Airport	[CIAF 14,295]
12	Exemptions	[CIAF 14,300]
13	Duration of parking	[CIAF 14,305]
14	Parking position	[CIAF 14,310]
PART 3 — PARKING FEES		
15	Parking fees	[CIAF 14,315]
16	Exemption from payment	[CIAF 14,320]
PART 4 — CONTRACT PARKING		
17	Contract parking	[CIAF 14,325]
18	Allocated parking areas	[CIAF 14,330]
19	Tour transport operators	[CIAF 14,335]
20	Taxi operators	[CIAF 14,340]
21	Dedicated car parks	[CIAF 14,345]
22	Tenants car parking	[CIAF 14,350]
23	Parking restrictions	[CIAF 14,355]
24	Public transport	[CIAF 14,360]

PART 5 — MISCELLANEOUS

25	Miscellaneous	[CIAF 14,365]
26	Identification stickers	[CIAF 14,370]
27	Removal of vehicles	[CIAF 14,375]
28	Disclaimer	[CIAF 14,380]
29	Power to impound	[CIAF 14,385]
30	Review	[CIAF 14,390]
31	Penalties	[CIAF 14,395]
32	Revocation	[CIAF 14,400]
	PARKING FEES	[CIAF A1]

[The next page is 339,301]

Nadi International Airport Traffic and Vehicle Parking (Parking and Fees) Regulations 1996

TABLE OF AMENDMENTS

Nadi International Airport Traffic and Vehicle Parking (Parking and Fees) Regulations 1996 (LN 130 of 1996) commenced on 1 January 1997, as amended by:

Amending Legislation	Date of Commencement
Revised Edition of the Laws (Consequential Amendments) Regulations 2016 (LN 99 of 2016)	1 December 2016

[The next page is 339,401]

PART 1 — PRELIMINARY

[CIAF 14,245] Short title, commencement and application

1 (1) These Regulations may be cited as the Nadi International Airport Traffic and Vehicle Parking (Parking and Fees) Regulations 1996.

(2) These Regulations shall come into force on 1 January 1997.

(3) These Regulations shall apply to every area of land within the boundaries of Nadi International Airport (hereinafter referred to as “the Airport”) to which vehicles have access and, without limiting the generality of the foregoing, shall apply to every road, roadway, parking area and stopping place within the boundaries of the Airport, but shall not apply to any area of land at the Airport designed, equipped, set apart or commonly used for affording facilities for the landing and departure of aircraft.

[CIAF 14,250] Interpretation

2 In these Regulations, unless the context otherwise requires—

airside means that side of the terminal building from which aircraft normally operate;

authorised person means the Authority, Chief Executive, police officer or any person authorised by the Authority or the Chief Executive;

Authority means the Civil Aviation Authority of Fiji;

bus means a public service vehicle constructed or adapted to carry more than 6 passengers including the driver;

Chief Executive means the Chief Executive of the Authority;

park or **parking** means the standing of a vehicle, whether attended, occupied or otherwise anywhere in the Airport, otherwise than temporarily for the purpose of or while actually engaged in loading or unloading air freight or goods or taking on or discharging passengers;

parking area shall have the meaning assigned to it in regulation 4(1)(b);

precincts means the area within the title CL 3649 being Nadi International Airport to which the public and tenants of the Authority have access;

roadway means that portion of a road or any other area improved, designed or actually used or reasonably useable for the time being, by vehicles;

stop or **stopping** means the coming to rest of a vehicle except when necessary to avoid a collision or in compliance with the direction of a police officer or a person authorised by the Chief Executive or a traffic sign;

stopping place shall have the meaning assigned to it in regulation 4(1)(a);

traffic sign means a traffic sign prescribed or approved by the Authority and includes all warning and directing signs or notices erected by the Chief Executive for the direction or information of persons using any roadway at the Airport; and

vehicle includes any description of vehicle designed to move or to be moved on one or more wheels or revolving runners, and any truck, barrow or similar vehicle but except as may be expressly prescribed by regulations, does not include a vehicle constructed or adapted for propulsion on rails only.

For the purpose of these Regulations, “motor vehicle” shall also include “vehicle”.

[The next page is 339,601]

PART 2 — PARKING

[CIAF 14,255] Stopping and parking at the Airport

3 Except as is expressly provided for in these Regulations, no person shall stop or park any vehicle at any time or in any place at the Airport.

[CIAF 14,260] Stopping places and parking areas

- 4 (1) The Authority may allocate particular places, spaces or areas at the Airport—
- (a) where and at which vehicles may be stopped for the purpose only of taking on or discharging passengers and their baggage, or for the purpose of loading or unloading goods or air freight. Each such place, space or area is hereinafter referred to as a “stopping place”;
 - (b) where and at which different classes of vehicles may be parked. Each such place, space or area is hereinafter referred to as a “parking area”.

(2) The Authority shall cause to be marked by traffic signs all stopping places and parking areas.

(3) The traffic sign for stopping places may also indicate or show the maximum period during which any vehicle may be stopped at each such place.

(4) The traffic sign for parking areas may indicate the types or classes of vehicles which may be parked in each area. Separate parking areas may be allocated for private motor, vehicles, taxis, hire cars, rental cars, buses, trailers, goods vehicles or any other type or class of vehicle, provided that several different types or classes of vehicles may, where indicated, be allowed to park in the same parking area.

[CIAF 14,265] Stopping places

5 (1) No vehicle shall be stopped or shall remain at a stopping place for longer than the time that is required for the purpose of taking on or discharging its passengers and their baggage including the time necessary for the driver to help to transport the baggage of the passenger through the concourse, or the time that is required for the purpose of loading or unloading goods or air freight, provided that, in no event, shall any vehicle be allowed to remain at any stopping place for any period of time longer than the period (if any) that is indicated on the traffic sign marking that stopping place.

(2) No bus waiting to take on passengers at the Airport shall move onto a stopping place until the passengers to be taken onto the bus are ready to board it and the passengers' baggage is ready for immediate loading onto the bus.

(3) No goods vehicle shall move onto a stowing place until any freight to be loaded onto it is ready for loading.

(4) Notwithstanding any other provisions of these Regulations, other than those of regulation 12, no person may, without the permission of an authorised person, stop any vehicle in any stopping place at the domestic concourse at the Airport except when a domestic flight is on the ground.

[CIAF 14,270] Parking areas

6 No vehicle shall be parked in a place other than that which is allocated as a parking area for that particular type of vehicle.

[CIAF 14,275] Provision for temporary stands or parking places

7 (1) Notwithstanding any other provisions of these Regulations, any authorised person may, in the event of congestion by vehicles, or during any emergency, designate any area at the Airport as a temporary parking area for vehicles or any particular class or classes of vehicles and, in such event, every person may park and operate his or her vehicle in such a temporary parking area in such a manner and for such period as is directed by the authorised person designating it.

(2) The drivers of all vehicles parking in such temporary parking areas pursuant to the provisions of this regulation shall be constantly in attendance upon such vehicles, unless specifically authorised by an authorised person to be absent or away from their vehicles.

[CIAF 14,280] Taxis and hire cars

8 (1) The drivers of taxis and hire cars visiting the Airport must not be away from their vehicles for any period exceeding 10 minutes at any one time.

(2) No hire car may ply for hire within the Airport and the driver of any such car visiting or found at the Airport must, on demand by any authorised person, produce evidence of the prebooking of the hire car together with the names and, when available, the addresses of the passenger or passengers who have booked the hire car. A hire car can only be used for particular prebooking and, if not required for that booking must be removed immediately from the Airport, provided that it shall not be in contravention of this subregulation for hire car owners or operators whose hire cars are usually and with consent garaged within the area of the Airport to keep such hire cars so garaged but such owners or operators shall not allow any such hire car to be brought to or to remain within the passenger terminal or any other area of the Airport in contravention of the provision of this subregulation; and provided always that any hire car which is being used for purely private purposes and not on hire may be parked in an area allocated for private motor vehicles, and shall when so parked, be treated as a private motor vehicle for the purpose of this regulation.

(3) No taxi driver, operator or owner or agent for any taxi or taxi driver, operator or owner shall approach—

- (a) any passenger, guest, employee or other person using the Airport to offer him or her a taxi for hire at the Airport; or
- (b) any person employed at the Airport or employed anywhere in connection with services at or through the Airport to act at his or her agent or as an agent for his or her taxi.

The approach for the hire of taxis at the Airport may only be made by passengers, guests, employees or the persons using the Airport.

(4) Each taxi and hire car parked or remaining at the Airport must be under the charge or care of a separate driver and it shall not be permitted for the driver to be in charge or to look after 2 or more cars at the same time.

(5) (a) Parking areas for taxis may be separately marked or allocated in spaces and may provide and be marked separately for—

- (i) a taxi waiting area (ie where taxis pool or queue up before moving into vacant spaces in the taxis waiting for hire area); and
- (ii) taxis waiting for hire; and
- (iii) taxis already hired.

(b) In a parking area marked as a taxi waiting area or a taxi waiting for hire area, hereinafter respectively referred to as a “waiting rank” and as a “for hire rank”,

and in a parking area marked for taxis already hired, no more spaces than is indicated on the traffic sign for the particular parking area may be occupied at any one time by taxis.

- (c) Notwithstanding the foregoing provisions of this subregulation, any taxi which is being used for purely private purposes and not on hire may be parked in a parking area allocated for private motor vehicles and shall, when so parked, be treated as a private motor vehicle for the purpose of this regulation.
 - (d) Subject to subregulation (7), a taxi not on hire and not already hired may also be temporarily in a parking area allocated or private motor vehicles, provided that, after being so parked, it shall not be moved directly from a parking area reserved for private motor vehicles into a parking area reserved for taxis already hired, or into a for hire rank, unless the waiting rank is empty and there is a vacancy in the for hire rank.
- (6) (a) The spaces in a waiting rank or for hire rank shall be operated on a “first in, first out” basis and taxis shall be made available in such order, provided that if the driver of any taxi which holds any prior space is not available, the first taxi waiting or waiting for hire whose driver is available may move into the for hire rank or may accept the hire offered, as the case may be, and, in either such event, the driver of each taxi who was not available when the event occurred must vacate the prior space occupied by his or her taxi but may take up any vacant space behind all other taxis in the waiting rank or the for hire rank.
- (b) When a taxi vacates any space either in a waiting rank or for hire rank, the driver of the taxi waiting for hire immediately behind the vacated space shall move his or her taxi into the vacated space without delay.
- (7) (a) No taxi from outside the Nadi Airport taxi base shall occupy a space in the waiting rank or shall ply for hire from the Airport. Outside based taxis may be parked only in spaces specifically allocated or authorised for taxis already hired if they are prebooked to pick up passengers and the driver of any such taxi must, on demand by any authorised person, produce evidence of the prebooking of his or her taxi together with the names and, when available, the addresses of the passenger or passengers who have prebooked the taxi and they shall only pick up those passengers and no others from the Airport. If it is not required for a particular prebooking, a taxi from outside the Nadi Airport taxi base must be removed immediately from the Airport.
- (b) Notwithstanding any of the provisions of paragraph (a), a taxi from outside the Nadi Airport taxi base may, when being used purely for private purpose, be parked in a parking area allocated for private motor vehicles and shall, when so parked, be treated as a private motor vehicle for the purpose of this regulation.
- (8) The drivers of taxis waiting for hire must accept all hires offered, unless they have a legitimate reason for refusing a hire and, in the event of a driver refusing a hire, he or she shall, on demand by any authorised person, produce evidence or show cause why the hire was properly or reasonably refused.
- (9) The Authority may, in writing, forbid the drivers or any taxis or hire cars which/and any taxi or hire car owners or operators any of whose vehicles, have been used in breach of any of the provisions of these Regulations, or who have, or whose vehicles have, otherwise operated or been operated, in a disorderly or unreasonable manner at the Airport from plying for hire at the Airport.

[CIAF 14,285] Rental cars

- 9 (1) Rental cars may not ply for hire at the Airport and the operator of any rental car

or the driver employed by that operator visiting or found at the Airport must, on demand by any authorised person, produce evidence of the prebooking of his or her rental car together with the names and, when available, the address of the customer who has booked the rental car. The rental car may only be used for a particular prebooking and, if not required for that booking, must be removed immediately from the Airport by the operator or a driver employed by him or her. Rental cars shall be brought to the Airport by an operator or his or her driver only when a customer is ready to take delivery and not earlier, provided that it shall not be in contravention of this subregulation for rental car owners or operators whose rental cars are usually and with consent garaged within the area of the Airport to keep such rental cars so garaged but such owners or operators shall not allow any such rental car to be brought to or to remain within the passenger terminal or any other area of the Airport in contravention of the provisions of this subregulation.

(2) Hirers using a rental car may park the rental car in a parking area allocated for private motor vehicles and when so parked a rental car shall be treated as being a private motor vehicle for the purpose of these Regulations.

[CIAF 14,290] Buses and goods vehicles

10 The drivers of buses and goods vehicles visiting the Airport must not be away from their vehicles for any period exceeding 10 minutes at any one time.

[CIAF 14,295] Maximum speed at the Airport

11 No vehicle shall be driven at the Airport at a speed of more than either 30 kilometres per hour or such speed as is indicated on any traffic sign erected to control traffic on any particular part of any of the Airport roads or roadways.

[CIAF 14,300] Exemptions

- 12** These Regulations shall not apply to vehicles or to the drivers of vehicles—
- (a) whilst they are being used directly for or in connection with the maintenance or construction of roads or other services at or to the Airport;
 - (b) whilst conveying police officers on urgent police duty;
 - (c) whilst conveying fire brigade personnel in response to a fire alarm;
 - (d) being ambulances, answering an urgent call or proceeding to hospital with any sick or injured person requiring emergency treatment;
 - (e) being vehicles used in the service of the Airport authorities or for the purposes of the Airport, when such vehicles are being so used during an emergency at the Airport.

[CIAF 14,305] Duration of parking

13 For the purpose of calculating parking fees in the public car park sector, the time shall be calculated from the time shown on the parking ticket issued at the entry to the public car park, and shall extend to the time the parking ticket is handed back to the parking attendant.

[CIAF 14,310] Parking position

14 No driver of a motor vehicle shall park such vehicle in a parking space in such a position that such vehicle shall not be entirely within such parking space.

PART 3 — PARKING FEES

[CIAF 14,315] Parking fees

15 Unless otherwise exempted under these Regulations, any vehicle parking in the precincts shall be charged and shall pay the fees determined by the Authority from time to time.

[CIAF 14,320] Exemption from payment

16 The following vehicles shall be exempted from the payment of parking fees—

- (a) all Authority vehicles carrying exemption stickers;
- (b) all Government ministerial cars carrying exemption stickers;
- (c) one vehicle each carrying exemption stickers for the following departments—
 - (i) Police;
 - (ii) Quarantine;
 - (iii) Immigration;
 - (iv) Health;
 - (v) Customs;
 - (vi) Foreign Affairs;
 - (vii) Tourism Fiji;
 - (viii) Civil Aviation.

[reg 16 am LN 99 of 2016 reg 171, opn 1 Dec 2016]

[The next page is 340,001]

PART 4 — CONTRACT PARKING

[CIAF 14,325] Contract parking

17 With the exception of the members of the public using the public car parking facilities, and those to whom exemption has been granted under regulation 16 hereof no other parking will be permitted within the precincts except that authorised by contract entered into with the Authority.

[CIAF 14,330] Allocated parking areas

18 A contract entered into with the Authority shall identify the number of spaces allotted to the contracting party, the location thereof and the type of vehicle permitted to park thereon.

[CIAF 14,335] Tour transport operators

19 Tour transport operators may apply for an annual licence for which a fee will be charged. Such licence will not entitle the operator to a parking space, but will entitle the operator to pick up and set down passengers in the designated areas only. Vehicles will be denied entry to the Nadi International Airport precincts unless identification stickers as prescribed are displayed.

[CIAF 14,340] Taxi operators

20 The Authority shall issue a permit to taxi proprietors to operate out of the precincts for which it shall charge a bi-annual fee.

[CIAF 14,345] Dedicated car parks

21 The Authority shall provide a dedicated car park for the use of tenants of the terminal building who shall be charged such fee as the Authority may from time to time determine.

[CIAF 14,350] Tenants car parking

22 The Authority may provide car parking facilities and charge such fees as may from time to time be determined for all tenants occupying land or premises within the precincts.

[CIAF 14,355] Parking restrictions

23 Parking shall be prohibited in all areas other than parking areas and loading and unloading areas identified by the Authority which shall have power to remove any vehicle parked in other than a permitted area charging a fee for the recovery of that vehicle commensurate with the cost of its removal and recovery.

[CIAF 14,360] Public transport

24 The Authority shall charge scheduled public transport operators the like fee for picking up and setting down passengers within the precincts as those fees charged to tour transport operators.

[The next page is 340,201]

PART 5 — MISCELLANEOUS

[CIAF 14,365] Miscellaneous

25 (1) Notwithstanding any of the provisions of these Regulations, any authorised person may, at any time—

- (a) issue directions or instructions to the driver of any vehicle entering the Airport as to his or her behaviour or as to the driving, stopping, parking or other operations of his or her vehicle whilst at the Airport; and
- (b) direct that any vehicle or class of vehicles may not be stopped or parked at any place including a parking area or a stopping place specifically allocated for the parking or stopping of such vehicles or may direct that such vehicles may not enter the Airport, and the drivers or owners of all motor vehicles shall carry out any such instructions or directions issued to them.

(2) Notwithstanding any of the provisions of these Regulations, no vehicle shall be left parked at the Airport for a continuous period in excess of 24 hours without the written permission of the Authority.

[CIAF 14,370] Identification stickers

26 The Authority shall provide identification stickers permitting vehicles to operate or proceed to the airside at a monthly fee to be determined from time to time by the Authority.

[CIAF 14,375] Removal of vehicles

27 It shall be lawful for the Authority or its duly authorised agent to remove such vehicles from the precincts as are not parked in accordance with these Regulations, to impound those vehicles and to charge such fee for the release of the vehicle as shall be commensurate with its removal and recovery.

[CIAF 14,380] Disclaimer

28 The Authority shall not be held responsible for any damage howsoever caused to any vehicle within the precincts whether lawfully within those precincts or not, or whether lawfully parked or not, nor for any damage caused by the Authority or its agents for the removal of any vehicle within the precincts or its impounding.

[CIAF 14,385] Power to impound

29 If a motor vehicle shall park within the precincts without paying the correct or any parking fee, the Authority or its agents may impound that vehicle and shall charge such fee for the release of the vehicle as shall be commensurate with its removal and recovery and the parking fee which should have been paid in respect of that vehicle.

[CIAF 14,390] Review

30 The Authority may from time to time review all licence and other fees chargeable under these Regulations and amend its charges accordingly.

[CIAF 14,395] Penalties

31 Any person who acts in contravention, or fails to comply with any of the provisions of these Regulations shall be guilty of an offence and shall be liable in the case of a first conviction to a fine not exceeding \$100 and in the case of every subsequent conviction to a fine not exceeding \$200 or to imprisonment for a term not exceeding 2 months or to both such fine and imprisonment.

[CIAF 14,400] Revocation

32 The Nadi International Airport Traffic Order 1976 is hereby revoked.

[The next page is 340,401]

[CIAF A1]**PARKING FEES**

LN 131 of 1996 commenced on 1 January 1997

*Column 1 —
Facility/User**Column 2 — Fees*

(a) Public Carpark	— \$0.91 for first hour and thereafter \$1 for each half hour or part thereof
(b) Dedicated Carparks	— \$720 per car park space per annum
(c) Staff Carpark	— \$50 per car park space per annum
(d) Nadi Airport Taxi Operators	— \$360 per annum per vehicle
(e) Tour Transport Operators/Public Transport	
(i) Coaches and Buses	— \$200 per annum per vehicle
(ii) Mini Buses	— \$100 per annum per vehicle
(f) Operational Vehicles	
(i) Vehicle with Permanent Green Sticker Pass	— \$109.10 per annum
(ii) Non-Registered Vehicles	— \$109.10 per annum
(iii) Temporary Vehicle Pass	— \$2.27 per entry
(g) Impounding Fee	— \$50 per vehicle

2. The fees charged are exclusive of Value Added Tax (VAT).
3. The fees shall be effective from 1 day of January 1997.

[The next page is 342,401]

Civil Aviation (Fees and Charges) Regulations 2007

TABLE OF PROVISIONS

<i>Regulation</i>	<i>Title</i>	<i>Paragraph</i>
1	Short title and commencement	[CIAF 15,500]
2	Fees and charges for works and inspections at the applicant's request	[CIAF 15,505]
3	Prescribed fees	[CIAF 15,510]
4	Revocation	[CIAF 15,515]

[The next page is 342,501]

Civil Aviation (Fees and Charges) Regulations 2007

TABLE OF AMENDMENTS

Civil Aviation (Fees and Charges) Regulations 2007 (LN 37 of 2007) commenced on 1 July 2007, as amended by:

Amending Legislation	Date of Commencement
Civil Aviation (Fees and Charges) (Amendment) Regulations 2011 (LN 7 of 2011)	1 January 2011
Civil Aviation (Fees and Charges) (Amendment) Regulations 2016 (LN 28 of 2016)	1 January 2016

[The next page is 342,601]

[CIAF 15,500] Short title and commencement

1 These Regulations may be cited as the Civil Aviation (Fees and Charges) Regulations 2007 and shall come into force on 1 July 2007.

[CIAF 15,505] Fees and charges for works and inspections at the applicant's request

2 (1) The fees payable to the Authority in respect of any work or inspections carried out for the purposes of the Act is \$54.50 for each hour or part thereof spent on a work or inspection, but not exceeding 8 hours in any one day.

[subreg (1) am LN 7 of 2011 reg 2, opn 1 Jan 2011; LN 28 of 2016 reg 4, opn 1 Jan 2016]

(2) The time spent on a work or inspection shall be determined by the Authority.

(3) The Authority is entitled to determine and recover the transportation, accommodation and over-head costs pertaining to work and inspection referred to in subregulation (1).

(4) Where the Authority finds it necessary to make use of services of any other person or organisation in respect of any work or inspection, the full cost of work or inspection is to be paid.

[subreg (4) am LN 28 of 2016 reg 2, opn 1 Jan 2016]

[CIAF 15,510] Prescribed fees

3 The fees payable for the purpose of the Act are set out in the following Schedule—

- (a) Part 1 — Certificate of Registration and Airworthiness
- (b) Part 2 — Flight operations — crew personnel licensing and testing
- (c) Part 3 — Aviation Medical assessor and designated medical examiner certification
- (d) Part 4 — Certification, Registration and inspections of Aerodromes
- (e) Part 5 — General approvals, exemptions and permissions
- (f) Part 6 — Air traffic services personnel licences and approvals
- (g) Part 7 — Civil Aviation Security permits and approvals
- (h) Part 8 — Certified organisations
- (i) Part 9 — Other Air Navigation services personnel licences
- (j) Part 10 — Certification of Meteorological data and services provided to civil aviation

SCHEDULE (Regulation 2)

Part 1 — Certificate of Registration and Airworthiness	\$
	(VAT Exclusive)
1. Certificate of Registration Issue	48.44
2. Certificate of Registration re-issue	48.44
3. Certificate of Airworthiness — Application	Cost of Inspection
4. Certificate of Airworthiness — First Issue	0.30/kg of max total take off weight authorised
5. Certificate of Airworthiness — Subsequent Issue or Renewal	0.31/kg of MTAW

6.	Special survey for ensuring continued Airworthiness	48.44/mhr
7.	Approval of minor modification	48.44/mhr
8.	Approval of major modification	48.44/mhr
9.	Permit to fly without Certificate of Airworthiness — Application	48.44/mhr
10.	Permit to fly without Certificate of Airworthiness-Issue	48.44/mhr
11.	Maintenance Schedule — Approval	48.44/mhr
12.	Maintenance Schedule — Amendment	48.44/mhr
13.	Maintenance Schedule — Variations	48.44/mhr
14.	Maintenance Schedule — Authorisations	48.44/mhr
15.	Lifting of provisional suspension	48.44/mhr
16.	Issue of Maintenance approval	48.44/mhr
17.	Renewal of Maintenance approval	48.44/mhr
18.	Minimum Equipment List Approval	48.44/mhr
19.	Replace/Amend Licence, Certificate or Rating	48.44/mhr
20.	Copy or Replacement of Flight Manual/Performance Schedule	48.44
21.	Engine OCOMP Approval	48.44/mhr
22.	Inspections and Work carried out at the request of organisations under Memorandum of Understanding (MOU)	48.44/mhr
23.	Inspections to satisfy whether approval to remain in force	48.44/mhr
24.	Aircraft Maintenance Engineers Licence — Application/Grant	48.44
25.	Aircraft Maintenance Engineers Licence — Inclusion or Addition of Rating	48.44
26.	Aircraft Maintenance Engineers Licence renewals where no examination is required	48.44
27.	Aircraft Maintenance Engineers Licence renewals where examination is required	48.44/mhr
28.	Additional Examination (In addition to 27 above)	48.44/mhr
29.	Foreign Aircraft Maintenance Engineers Licence Validation	48.44
30.	Aviation Law exam prior to issue of Certificate of Validation	48.44/mhr
31.	ETOPS Initial Issue	48.44
32.	RVSM Approvals/Initial Issue	48.44
33.	RNP10 Approvals/Initial Issue	48.44
34.	Authorisation Issue	48.44/mhr
35.	Approval of Engine (Outside delegated approval)	48.44/mhr
36.	Foreign Certificate of Airworthiness First Validation Application	0.30/kg of MTAW plus \$48.44/mhr of initial issue work
37.	Foreign Certificate of Airworthiness First Validation Application (Second or Subsequent issue)	0.30/kg of MTAW plus \$48.44mhr with \$106.58 (min)

Part 2 — Flight Operations — Crew Licensing and Testing

	\$ (VAT Exclusive)
1. AOC Issue/Renewals	48.44/mhr
2(a) Grant of Licence to act as professional Pilot, Flight Navigator, Flight Engineer or Radio Tele Operator	48.44
(b) Renewal of Licence to act as Professional Pilot, Flight Navigator, Flight Engineer or Radio Tele Operator (6 monthly)	48.44
3. To act as a Flight Radio Telephony Operator (except holder of Licence in 2(a) above)	48.44 (in addition to the licence issue)
4. Private Pilot's Licence or Student Pilot Licence	48.44
5(a) For each Flight crew Technical Exam Sitting for aircraft of maximum take-off weight of less than 5700 kg	21.33
(b) For each Flight crew Technical Exam Sitting for aircraft of maximum take-off weight of 5700 kg and over	48.44
6. For each flight crew Technical Exam Recount/Review	21.33
7. Endorsement of Licence for type rating	48.44
8. Foreign Licence Conversion Check	48.44/mhr
9. Fees for an Official Flight Test for the issue of a Flight/Assistant flight instructor rating	48.44/mhr
10. Fees for an Official Flight Test for the renewal of a Flight/Assistant flight instructor rating	48.44/mhr
11. Flight Test for ANR 45 Examiner Approval	48.44/mhr
12. Authorised Examiner Check	48.44/mhr
13. Official flight test for issue of private pilot's licence	48.44/mhr
14. CPL flight test	96.89/mhr
15. CPL licence issue/renewal	48.44
16. ATPL flight test	96.89/mhr
17. ATPL licence issue/renewal	48.44
18. Check to issue Approval to conduct Line Check (ANR 45)	48.44/mhr
19. Approval to conduct Base and Instrument Rating Renewal (ANR 45)	48.44/mhr
20. Approval to conduct Base Check for Flight Engineer (ANR 45)	48.44/mhr
21. Approval to conduct Base Checks (VMC)	48.44/mhr
22. Check to issue Authorisation to conduct Type Rating Check	48.44/mhr
23. Flight Test for Instrument rating — Multi Engine (Initial)	48.44/mhr
24. Flight Test for Instrument rating (Renewal)	48.44/mhr
25. Official Flight Test (any other purpose)	48.44/mhr

Part 3 — Aviation Medical Assessor/Medical Examiner Certification

	\$ (VAT Exclusive)
1. Medical Manual Issued by the Authority	96.89
2. Medical Examiner/Assessor Approval	145.33
3. Application Fee for an Official Medical Examination for Grant or Renewal of any flight Crew licence or permit	paid to doctor

4.	Application Fee for an Official Medical Examination for any other purpose	paid to doctor
5.	Application Fee for an Official Medical Examination for an Air Traffic Controller	paid to doctor

Part 4 — Certification, Registration and inspections of Aerodromes **\$ (VAT Exclusive)**

1.	Initial Inspection of a proposed aerodrome site	48.44/mhr
2.	Official Inspection with a view to grant certificate/registration	48.44/mhr
3.	Grant of temporary aerodrome certificate and transfer of aerodrome certificate	53.29
4.	Grant and Renewal exceeding 3 days to one year	0.46/kg of the heaviest aircraft which the aerodrome will accommodate plus \$48.44/mhr
(a)	International aerodrome Certificate	
(b)	Domestic aerodrome Certificate	0.30c/kg of the heaviest aircraft which the aerodrome will accommodate plus \$48.44/mhr
(c)	Registered aerodromes	0.13c/kg of the heaviest aircraft which the aerodrome will accommodate plus \$48.44/mhr

Part 5 — General Approvals, Permissions and Exemptions **\$ (VAT Exclusive)**

1.	Publications	24 cents per page
2.	Emergency Procedures and Dangerous Goods (Permissions and Exemptions) Initial issue	48.44/mhr
3.	Emergency Procedures and Dangerous Goods (Permissions and Exemptions) Renewals	48.44/mhr
4.	Carriage of Live animals (Permission) Initial issue	48.44/mhr
5.	Carriage of Live animals (Permission) renewals	48.44/mhr
6.	Approvals of person(s) first issue	48.44/mhr
7.	Approval of persons (s) Renewals	48.44/mhr
8.	Aircraft Leasing (“Wet and Dry Leasing”)	48.44/mhr
9.	Issue aircraft Export Transfer Document	48.44/mhr
10.	Approval of Manuals	48.44/mhr

Part 6 — Air Traffic Service Licences and Approvals **\$ (VAT Exclusive)**

1.	Flight Information Service Officer	48.44
2.	Air Traffic Controllers Licence	48.44
3.	Aeronautical Station Operator’s Licence	48.44
4.	Air Traffic Control Trainees/Permit	48.44
5.	Airport Flight Information Service Trainee’s permit for each Rating in the Licence	48.44
6.	Rating Board Vigilant	48.44
7.	Aerodrome Control Rating	48.44
8.	Approach Control Rating	48.44

9.	Area Control Rating	48.44
10.	Approach Radar Rating	48.44
11.	Approach Control Precision Rating	48.44
12.	Area control SBS Rating	48.44
13.	Area Control Radar Rating	48.44
14.	Renewal Fees for ATS/ANS Licence including Validation	48.44
15.	Air Traffic Service Instructor Competency Certificate	48.44
16.	Air Traffic Service Examiner Competency Certificate	48.44
17.	Approval of Manuals, Documents and Amendments	48.44/mhr
18.	Replacement of Document (eg Licences etc)	48.44/mhr
19.	Compliance Advice, if Requested	48.44/mhr
20.	Compliance Verification Inspection or Check	48.44/mhr
21.	Exemptions from Regulations — inspection and Issue	48.44/mhr
22.	Air Traffic Service Procedures — Approval	48.44/mhr
23.	Instrument procedures-Approval and Amendments	48.44/mhr
24.	Examination/Lesson Plan/Course/Training-Approvals	48.44/mhr
25.	Standards Document	96.89 each

Part 7 — Civil Aviation Security permits and approvals **\$**
(VAT Exclusive)

1.	Initial Airline Aviation Security Programme Approval	48.44/mhr
2.	Renewal Airline Aviation Security Programme audit	48.44/mhr
3.	Initial Airport Security programme approval	48.44/mhr
4.	Renewal Airport Security Programme approval	48.44/mhr
5.	Security Programme inspection, surveys, audits and tests	48.44/mhr
6.	Airport Rescue/Fire Service inspection, audits, surveys and tests (Annual renewal included in airport licence fee).	48.44/mhr
7.	<i>Ad hoc</i> or prescribed examination on ratings not specified elsewhere in this schedule	48.44/mhr
8.	Initial Aircraft Catering Security Programme Approval	48.44/mhr
9.	Initial Cargo Security Programme Approval	48.44/mhr
10.	Initial Granting of an Aviation Security Service Organisation Certificate	48.44/mhr
11.	Initial Granting of a Regulated Agent Certificate	48.44/mhr
12.	Air Cargo Regulated Agent Security Programme Approval	48.44/mhr

Part 8 — Certified Organisation **\$**
(VAT Exclusive)

1.	Air traffic service providers inspection	48.44/mhr
2.	Air traffic service providers initial grant and renewal of certificate	48.44/mhr
3.	Aviation training institution inspection	48.44/mhr
4.	Aviation training institution initial grant and renewal of certificate	48.44/mhr
5.	Approved maintenance organisation inspection	48.44/mhr
6.	Approved maintenance organisation initial grant and renewal of certificate	48.44/mhr
7.	Aeronautical meteorological services inspection	48.44/mhr

8.	Aeronautical meteorological services initial grant and renewal of certificate	48.44/mhr
9.	Aeronautical information service providers inspection	48.44/mhr
10.	Aeronautical information service initial grant and renewal of certificate	48.44/mhr
11.	AIP Material — Authorisation, Clearance or Processing	48.44/mhr
12.	AIC — Authorisation, Production or Amendment	48.44/mhr
13.	Other Aviation Publications — Production or Amendment	48.44/mhr

Part 9 — Other Air Navigation services Personnel Licences **\$**
(VAT Exclusive)

1.	Initial/Renewal of Aeronautical facility technician's Licence with Rating	48.44
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Part 10 — Certification of Meteorological Data and Services provided to Civil Aviation **\$**
(VAT Exclusive)

1.	Certification of meteorological data and services provided to civil aviation	48.44/mhr
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[reg 3 am LN 7 of 2011 reg 2, opn 1 Jan 2011; LN 28 of 2016 regs 3, 4, opn 1 Jan 2016]

[CIAF 15,515] Revocation

4 The Civil Aviation (Fees for Licensing and Certificates) Regulations 1980 is revoked.

[The next page is 360,001]