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**GOVERNMENT NOTICE**

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**DEPARTMENT OF ENVIRONMENTAL AFFAIRS**

No. R. 268

30 March 2012

**SOUTH AFRICAN WEATHER SERVICE ACT, 2001  
(ACT NO. 8 OF 2001)****REGULATIONS REGARDING FEES FOR THE PROVISION OF AVIATION METEOROLOGICAL  
SERVICES**

I, Bomo Edith Edna Molewa, Minister of Water and Environmental Affairs, hereby make the regulations regarding fees for the provision of aviation meteorological services under section 28(b) read with sections 4(2)(e) and 21(1)(b) of the South African Weather Service Act, 2001 (Act No. 8 of 2001) in the Schedule hereto.

**BOMO EDITH EDNA MOLEWA****MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS**

**SCHEDULE****FEEES FOR THE PROVISION OF AVIATION METEOROLOGICAL SERVICES****1. Liability to pay fees for provision of aviation meteorological services**

- (1) The Weather Service charges the operator of an aircraft fees for aviation meteorological services contemplated in sections 4(2)(e) and 21(1)(b) of the Act, in respect of a flight undertaken within any flight information region, established by the Commissioner for Civil Aviation in terms of the Civil Aviation Regulations, 1997, as amended.
- (2) The fees contemplated in subregulation (1) are set out in Appendix 1 to these regulations.
- (3) The fees referred to in subregulation (2) are exclusive of value-added tax and are therefore subject to the appropriate rate as may be applicable to any specific fee.
- (4) The fees contemplated in subregulation (1) are payable within 30 (thirty) days of receipt of an invoice from the Weather Service.

**2. Information of flights taking place and payment of fees**

The Weather Service uses all the relevant information provided by the operator of an aircraft to the Air Traffic and Navigation Services Company of South Africa, which enables that company to calculate an air traffic service charge for the flight, to calculate the fees contemplated in regulation 1(1) for that flight.

**3. General**

- (1) The fees contemplated in regulation 1(1) are payable in respect of South African and foreign state aircraft, unless other provision has been made by means of a written agreement with the Weather Service.
- (2) No fees contemplated in regulation 1(1) are payable in respect of an aircraft engaged in search and rescue operations and coastal patrol flights of the South African Air Force.

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**APPENDIX 1****1. Category 1**

The fee for the provision of aviation meteorological services in respect of an aircraft with a maximum certificated mass (MCM) of 2000 kilograms and above, is calculated according to the following formula:

$$\text{Fee} = T \times W \times D$$

Where T = Tariff amount in ZAR

W = Square root of (MCM in metric tonnes divided by 50)

D = Distance flown in kilometres within the flight information region of South Africa divided by 100

The tariffs for the next three financial years are as follows:

1 April 2012 – 31 March 2013: R33.38

1 April 2013 – 31 March 2014: R34.87

1 April 2014 – 31 March 2015: R35.93

**Exception rule:** Aircraft with a maximum certificated mass (MCM) between 2000 and 4999 kilograms that operate exclusively under Visual Flight Rules (VFR), fall into Category 2 below.

**2. Category 2**

In respect of an aircraft with a maximum certificated mass (MCM) below 2000 kilograms or those aircraft that qualify according to the exception rule, the tariff is set at zero.

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