

MONTSERRAT

STATUTORY RULES AND ORDERS

S.R.O. 19 OF 2013

**AIR NAVIGATION (COMMUNICATIONS AND NAVIGATION
USER CHARGES) REGULATIONS 2013**

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**THE AIR NAVIGATION (COMMUNICATIONS AND NAVIGATION
CHARGES) REGULATIONS 2013 MADE BY THE GOVERNOR
UNDER ARTICLE 149 OF THE AIR NAVIGATION (OVERSEAS
TERRITORIES) ORDER 2007 (SI 2007 NO. 3468).**

1. Short title and commencement

This Order may be cited as the Air Navigation (Communications and Navigation User Charges) Regulations 2013 and comes into force on the 1st day of April, 2013.

Interpretation

2. In these Regulations “**aircraft weight**” means the maximum permissible takeoff weight authorised by the Aircraft Certificate of Airworthiness.

Fees

3. (1) Subject to sub-regulation (2) the following communications and navigation fees are payable by the operator of every aircraft for which air navigation services and facilities are provided at the airport (whether or not the services are actually used or could be used with the equipment installed in the aircraft) in accordance with conditions as set out in these Regulations, and the fees shall be assessed on each aircraft as follows:

Where the aircraft weight is—		
	up to 12,500 pounds	\$ 30.00 per landing
	from 12,500 to 75,000 pounds	\$ 60.00 per landing
	over 75,000 pounds	\$120.00 per landing

(2) Where an aircraft lands at John A. Osborne Airport when returning from a search and rescue mission certified as emergency operations by the Airport Manager, no landing charges are payable.

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Payment of fees

4. The owner, operator or agent of the aircraft shall pay to the Accountant General the fees payable under these Regulations.

Detention of aircraft for unpaid charges

5. Where default is made in the payment of fees in respect of an aircraft, the Manager of the Airport, may with the approval of the Governor take such steps as are necessary to detain until charges are paid, either—

- (a) the aircraft in respect of which the charges were incurred by the operator; or
- (b) any other aircraft of the owner or other aircraft which the operator in default is operating then, or at a subsequent time.

Repeal

6. The Air Navigation (User Charges) Regulations 2005 (SRO. No. 47 of 2005) is repealed.

Made by the Governor this 11th day of March, 2013.

Sgd.) Adrian Davis
Governor

Published by exhibition by the Cabinet Secretary at the Office of the Legislature, Farara Plaza, Brades this 11th day of March, 2013.

(Sgd.) Angela Greenaway
CABINET SECRETARY