

**MONTSEERRAT**

**STATUTORY RULES AND ORDERS**

**S.R.O. 20 OF 2013**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**ARRANGEMENT OF REGULATIONS**

1. Citation and commencement
  2. Interpretation
  3. Fees
  4. Air Operator's Certificate
  5. Professional and private pilot's licence
  6. Repeal
-

**MONTSERRAT**  
**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

---

**MONTSERRAT**  
**STATUTORY RULES AND ORDERS**

**S.R.O. 20 OF 2013**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**THE AIR NAVIGATION (FEES) REGULATIONS 2013 MADE BY  
THE GOVERNOR UNDER SECTION 149 OF THE AIR  
NAVIGATION ORDER 2007 (SI 2007 NO. 3468).**

**1. Citation and commencement**

This Order may be cited as the Air Navigation (Fees) Regulations 2013 and shall come into force on the 1<sup>st</sup> day of April, 2013.

**2. Interpretation**

In these Regulations—

**“maximum total weight authorised”** means—

- (a) for purpose of paragraph 1 of the Schedule, the maximum total weight authorised in the certificate of airworthiness in force in respect to that aircraft, or, if no such certificate is in force, in the certificate of airworthiness last in force in respect of that aircraft; and
- (b) in any other case, the maximum total weight authorised of the prototype or modification thereof to which the aircraft in the opinion of the Governor conforms.

**“relevant period”** means the period for which the aircraft remains on the air operator's certificate;

**“Order”** means the Air Navigation (Overseas Territories) Order 2007 (SI 207 No. 3468); and

**“OTAR”** means Overseas Territories Aviation Requirements, enforced by Air Safety Support International (ASSI), a subsidiary of the United Kingdom Aviation Authority.

**3. Fees**

The fees payable under these regulations are set out in the Schedule.

**MONTSERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

---

**4. Air Operator's Certificate**

- (1) An air operator's certificate has a maximum validity of one year.
- (2) Fees are payable in advance in quarterly instalments, the first instalment of which shall be paid upon application.

**5. Professional and private pilot licence**

- (1) A professional pilot licence comprises a licence of one of the following classes—
  - (a) Basic commercial pilot's licence (aeroplanes);
  - (b) Commercial pilot's licence (aeroplanes);
  - (c) Commercial pilot's licence (balloons);
  - (d) Commercial pilot's licence (airships);
  - (e) Commercial pilot's licence (gliders);
  - (f) Commercial pilot's licence (helicopters and gyroplanes);
  - (g) Airline transport pilot's licence (aeroplanes);
  - (h) Airline transport pilot's licence (helicopters and gyroplanes).
- (2) A private pilot licence comprises a licence of one of the following classes—
  - (a) Private pilot's licence (aeroplanes);
  - (b) Private pilot's licence (balloons and gyroplanes).

**6. Repeal**

The Air Navigation (Overseas Territories) (Fees) Regulations 1981 (No. 15 of 1981) is repealed.

**MONTERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

---

**SCHEDULE**

The fees payable under the Regulations are as follows:

**1. Certificate of Registration**

Application for issue of certificate of registration of an aircraft, where the maximum total weight authorised:		<b>Fee</b>
(a)	does not exceed 6,000 lbs	\$200.00
(b)	exceeds 6,000 but does not exceed 12,500 lbs	\$300.00
(c)	exceeds 12,500 but does not exceed 30,000 lbs	\$450.00
(d)	exceeds 30,000 but does not exceed 100,000 lbs	\$600.00
(e)	exceeds 100,000 lbs	\$750.00

**2. Air Operator's Certificate**

<b>(1) Application for issue or renewal of an air operator's certificate:</b>		<b>Fee (Per annum)</b>
(a)	a fixed charge per operator	\$5,000
(b)	a fleet charge where maximum total with authorise for each fleet type:	
	(i) does not exceed 6,000 lb	\$14,500
	(ii) exceeds 6,000 but does not exceed 30,000 lbs	\$21,750
	(iii) exceeds 30,000 lbs	\$43,500
(c)	a weight charge per 1000 lb or part thereof for each aircraft	\$222
<b>(2) Application for variation of an air operator's certificate:</b>		<b>Fee</b>

**MONTSERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

	(i) If the variation relates only to the number of aircraft, the fleet type remaining the same, only the weight charge component of the annual fee shall be varied.	
	(ii) If the variation relates both to number of aircraft and the fleet type, then both the weight charge and the fleet charge components of the annual fee shall be varied.	
	(iii) For the computation of the fee under sub-paragraph (2)—  (a) any relevant period of up to 6 months is deemed to be 6 months and only half the annual fee is applicable; and  (b) any relevant period over six months and up to one year is deemed to be one year.	
	<b>(3)</b> Application for a foreign registered aircraft to be operated on a leasing basis by the holder of an air operator's certificate for the purposes of public transport or aerial work	<b>Fee</b>
(a)	General	\$10,000
(b)	Where the actual cost of investigations required by the Governor exceeds \$10,000	to be decided by the Governor, having regard to the expense incurred in making the investigations
(c)	Where the operator fails to bring the leased aircraft under the purview of the air operator's certificate	fees payable as in paragraph 2 (2) in respect of the aircraft.

**MONTSERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

---

**3. Permit for an aircraft to fly without a certificate of airworthiness**

<b>(1)</b> For any investigation required by the Governor in connection with the application:		<b>Fee</b>
(a)	for aircraft having maximum total weight authorised not exceeding 6000 lb	\$1150
(b)	for aircraft having maximum total weight authorised exceeding 6000 lb	\$1500
(c)	where the actual cost of investigations exceeds the amounts in subparagraph (1)(a) or (b).	to be decided by the Governor, having regard to the expense incurred in making the investigations
<b>(2)</b> For the issue or renewal of the permit to fly in respect of each year of validity applied for:		<b>Fee</b>
(a)	for aircraft having maximum total weight authorised not exceeding 6000 lb	\$1150
(b)	for aircraft having maximum total weight authorised exceeding 6000 lb	\$1500

**4. First issue of certificate of airworthiness**

Application for the first issue of a certificate of airworthiness:		<b>Fee</b>
(a)	for the investigations required by the Governor in respect of a prototype aircraft	\$450 per 1,000 lb of the maximum total weight authorised of the aircraft
(b)	where the total cost of investigations	to be decided

**MONTSERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

	exceeds the amount calculated in sub-paragraph (a).	by the Governor, having regard to the expense incurred in making the investigations
(c)	for the issue of the certificate with a maximum validity of one year, in the case of a prototype or a series aircraft	\$324 per 1,000 lb of the maximum total weight authorised of the aircraft

**5. Renewal of certificate of airworthiness**

Application for the renewal of a certificate of airworthiness:		<b>Fee</b>
	for the renewal of the certificate with a maximum validity of one year	\$324 per 1,000 lb of the maximum total weight authorised of the aircraft

**6. Validation of certificate of airworthiness**

Application for the validation of a certificate of airworthiness:		<b>Fee</b>
(a)	for the issue of a certificate of validation of a certificate of airworthiness in respect of any aircraft	\$324 per 1,000 lb of the maximum total weight authorised of the aircraft
(b)	for the renewal of a certificate of validation	\$324 per 1,000 lb of the maximum total weight authorised of the aircraft

**MONTERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

---

**7. Issue of noise type certificate**

Application for noise type certificate:		<b>Fee</b>
(a)	Application fee for the issue or variation of a noise type certificate	\$1000
(b)	Where the cost of investigations required by the Governor exceeds \$1000	to be decided by the Governor, having regard to the expense incurred in making the investigations

**8. Approval of Engine**

Application for the approval of an engine or an auxiliary power unit:		<b>Fee</b>
(a)	in case of gas turbine engines	\$10,000
(b)	in the case of any other engines of 300 kW or less	\$ 1,000
(c)	in the case of any other engines or auxiliary power units	\$ 2,000
(d)	where the cost of investigations required by the Governor, including investigations concerning defects in or modifications to an approved engine or an approved auxiliary power unit, exceeds the amount in sub-subparagraphs (a), (b) or (c)	to be decided by the Governor, having regard to the expense incurred in making the investigations

**9. Approval/authorisation of persons**

(1) In respect of an application for the approval or for the annual renewal of the approval of a person for the purposes Articles 8(7), 10, 12 and 14(1) and (2) or for the purposes of OTAR PART-21 or PART-39 or PART-145, or for any variation of the terms of such an approval and for



**MONTSERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

the purposes of this paragraph variation shall include the conversion of any equivalent approval to an OTAR PART approval, for the investigations required by the Governor, the applicant shall pay on application:

<b>Type of approval</b>		<b>Fee for approval/annual renewal</b>
(a)	Sub-parts C,K,M and Q of OTAR 21 or Sub-parts A and B of PART 145 or OTAR 145	\$23,000
(b)	Group A2, Group E2 or Group F2 of BCAR chapters A8 or Sub-parts C and D of PART 145 or OTAR 145	\$ 11,500
(c)	Any other Sub-parts of PART 145 or SUB-parts A, B, C, D, E and F of OTAR 39	\$5,750
(d)	Any other approval including B2 (Material Manufacturer), B3 Companies), B4 (Test Houses), C1 (Material Distributors) and C2 Distributors) of BCAR Chapter	\$5,750
(e)	where more than one site is inspected	\$5,750 for each additional site inspected
(f)	application to vary an approval granted under sub-subparagraphs (a), (b) and (c)	Reduction of the fee by 50%.
(g)	where the cost of the investigations for granting approval under sub-subparagraphs (a) to (d), exceeds the fee specified	to be decided by the Governor having regard to the expense incurred in making the investigations
(h)	investigations required by the Governor for the purposes of satisfying himself that such an approval or approvals should remain in force following a major structural and/or managerial change	to be decided by the Governor having regard to the expense incurred in making the investigations

**MONTERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

(i)	application for the issue of revised documents of approval or approvals following a change of name of the approved person	\$230, provided that where a charge is payable under paragraph 9 (1), no charge shall be payable under this sub-paragraph.
-----	---	--

(2) For the purposes of paragraph 9(a) all references to PART 21 and PART 39 (Continued Airworthiness Requirements) and PART 145 shall, unless otherwise stated, be deemed to pertain to JAR 21 (Approval of Certification Procedures) and JAR 145 (Approval of Maintenance Organisations), respectively, which obtain in the United Kingdom, with particular references to the OTARs.

**10. Approval/authorisation of persons**

Application for approval of persons under Articles 8(7), 11(4), 16(2) and 17 (other than the approval of an engine)			
	<b>Aircraft weight</b>	<b>Fee</b>	<b>Maximum charge</b>
Approval of aircraft including radio apparatus or the manner of its installations (excluding engines)	Up to 6000 lbs	\$2200	\$189,000
	Over 6000 lbs	\$3100	\$189,000
Approval of modification, repair, etc of aircraft equipment including radio apparatus or the manner of its installation (excluding engines)		\$900	\$189,000

**MONTSERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

Approval of the modification, repair, etc of aircraft (excluding engines)	Up to 6000 lbs	\$1800	\$189,000
	Over 6000 lbs	\$2600	\$189,000
	Minor repairs & modifications	\$350	Not applicable
Where the total cost of investigations for any approval exceeds the relevant fee amount		-	to be decided by the Governor having regard to the expense incurred in making the investigations but not exceeding the relevant maximum charge amount for any year, or part of the year, during which the investigations are carried
where a number of related modifications is being investigated under a single application for the approval of the modification, repair, etc of aircraft (other than minor repairs & modifications)		-	maximum charge for any year, or part of the year, shall be increased in proportion to the number of individual modifications included in the application

**MONTSERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

---

**11. Grant of renewal of aircraft maintenance engineer's licence**

Application for a licence to act as an Aircraft Maintenance Engineer or for the inclusion of a type rating under Article 13:		Fee
(a)	for the grant of a licence, valid for one year, with the inclusion of a single Without Type Rating subdivision	\$600
(b)	for the inclusion of each additional Without Type Rating sub-division	\$400
(c)	for the inclusion of each type rating or group rating	\$350
(d)	for the annual renewal of a licence (without examination)	\$600
(e)	for the annual renewal of a licence (with examination)	\$200 per paper
(f)	for validation of an aircraft maintenance engineer's licence	\$600

**12. Licences for flight crew and rating**

(1) Application for the grant or renewal of a licence for members of flight crew (Article 22):				
		Grant Fee	Renewal Fee	Validity
(a)	a professional pilot	\$600	\$300	6 months
(b)	a flight navigator	\$600	\$300	6 months
(c)	flight engineer	\$400	\$400	12 months
(d)	a flight radio telephony operator	\$100	\$100	24 months
(e)	a private pilot	\$250	\$125	Under 40 years: 24 months 40 years and over: 12

**MONTSERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

			months
<b>(2) Application for the inclusion or variation of other ratings in respect of flight crew members</b>			<b>Fee</b>
(a)	inclusion of a Flying Instructor's Rating		\$300
(b)	inclusion of an Assistant Flying Instructor's Rating		\$200
(c)	variation of a Flying Instructor's Rating and an Assistant Flying Instructor's Rating		\$200
(d)	an Instrument Rating (Aeroplanes)		\$200
(e)	a Night Rating		\$200
(f)	an Instrument Meteorological Conditions Rating		\$200
(g)	a towing rating		\$200
<b>(3) Application for an examination for the grant or renewal of a licence to act as a member of the flight crew of an aircraft or for the inclusion or variation of a rating in a licence</b>			<b>Fee</b>
(a)	on the performance of aircraft (for each Aircraft Performance Group)		\$420
(b)	On Loading		\$220
(c)	On Human Performance and Limitations		\$220
(d)	(i) For the Aircraft (General) examination		\$880
	(ii) For a consequential re-sit of the Aircraft (General) examination:		
	(A) Principles of Flight		\$220
	(B) Electrics		\$220
	(C) Engines		\$220
	(D) Airframe Systems		\$220
(f)	for the inclusion or extension of an Aircraft (Type) Rating in a licence for each type of aircraft where the maximum total weight authorised of the aircraft:		
	(i) does not exceed 12500 lb		\$350
	(ii) exceeds 12500 lb but does not exceed 75000 lb		\$700

**MONTSERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

	(iii) exceeds 75000 lb	\$1050
(g)	(i) on radiotelephony	\$100
	(ii) for a consequential re-sit (per part)	\$50
(h)	(i) on aviation law flight rules and procedures on seamanship	\$110
(i)	(ii) on seamanship, seaplanes and collision regulations	\$110
(j)	a private pilot's licence:	
(k)	(i) examination for grant of licence	\$250
	(ii) for a consequential resit per paper	\$50
	where an aircraft type with MTWA exceeding 12500 lb is to be included in the Aircraft Rating a charge for Aircraft Type examination as per subparagraph 12(3)(f) is also applicable	
(l)	by applicants for a commercial pilot's licence for an Instrument Rating:	
	(i) Radio Aids	\$110
	(ii) Instruments	\$110
	(iii) Flight Planning and Flight Monitoring	\$110
	(iv) Navigation	\$110
	(v) Meteorology Paper 1 - Theory	\$110
	(vi) Meteorology Paper 2 - Practical	\$110
(m)	by applicants for commercial pilot's licence:	
	(i) Radio Aids	\$220
	(ii) Instruments	\$220
	(iii) Flight Planning and Flight Monitoring	\$220
	(iv) Navigation	\$220
	(v) Meteorology Paper 1 - Theory	\$220
	(vi) Meteorology Paper 2 - Practical	\$220
(n)	by applicant for an airline transport pilot's licence or a flight navigator's licence:	
	(i) Radio Aids	\$500
	(ii) Instruments	\$500
	(iii) Flight Planning and Flight Monitoring	\$500

**MONTSERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

	(iv) Navigation	\$500
	(v) Meteorology Paper 1 - Theory	\$500
	(vi) Meteorology Paper 2 - Practical	\$500

**13. Approval of flight simulators**

Application for the approval or renewal of approval or validation of a flight simulator:		Fee
(a)	for first application for qualification of a simulator for its use	\$20,000
(b)	for an application for the renewal of a qualification of a simulator for its use	\$10,000
(c)	for validation of approval of a simulator	\$10,000
(d)	for the first and any subsequent application for approval by an aircraft operator to use a simulator qualified under sub-subparagraph (a) or (b)	\$4,000
(e)	where the total cost of the approval or renewal of approval exceeds the amount stated in sub-subparagraph (a) or (b)	to be decided by the Governor, having regard to the expense incurred in carrying out the work

**14. Approval of training/examiner**

(1) Application for appointment or reappointment as an authorised examiner to conduct tests, including on simulators and to sign certificates of test or experience for the purposes of instrument or type ratings:		Fee
(a)	for training and examination	\$7,000
(b)	for appointment or reappointment	\$500
(2) Application for the approval of a training course and the appointment or reappointment as a person approved to conduct the approved courses of training		\$22,600

**MONTSERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

**15. Validation of a flight crew licence**

	<b>Fee</b>
Application for the issue of a certificate of validation of a flight crew licence under Article 27	\$600

**16. Aerodrome licence**

Application for aerodrome licence (subject to Article 105):		<b>Fee</b>	
(a)	official inspection of an aerodrome not followed by the grant or renewal of a licence	\$300	
(b)	grant or renewal of a Day Licence for a period not exceeding eight consecutive days	\$425	
(c)	grant or renewal of a Day and Night licence for a period not exceeding eight consecutive days	\$650	
(d)	grant or renewal of a licence for a period exceeding eight days and up to one year:		
	(i) Maximum total weight authorised of the heaviest aircraft which the applicant expects will use the aerodrome while the licence is in force for the purpose of the public transport of passengers, cargo or for instruction in flying	For Day Licence	For Day and Night Licence
	(ii) Not exceeding 6,000 lb	\$1,000	\$2,000
	(iii) Exceeding 6,000 lb but not exceeding 12 500 lb	\$2,000	\$4,000
	(iv) Exceeding 12,500 lb but not exceeding 75,000 lb	\$3,000	\$6,000
	(v) Exceeding 75 000 lb but not exceeding 300,000 lb	\$4,000	\$8,000
	(vi) Exceeding 300,000 lb	\$5,000	\$10,000
(e)	in sub-subparagraph (a) or (b), where the cost of the inspection required by the Governor exceeds the amount stated	To be decided by the Governor, having regard to the expense incurred in making the inspection	



**MONTSERRAT**

**AIR NAVIGATION (FEES) REGULATIONS 2013**

**S.R.O. 20 of 2013**

---

**17. Copies of Documents**

	<b>Fee</b>
Issue or a copy or replacement of a document issued under these Regulations	\$20
copy or replacement of a licence or a flight manual or performance schedule relating to a certificate of airworthiness	an amount equal to the cost of preparing the copy or replacement as the case may be, not exceeding \$300

**18. Amendment of document**

	<b>Fee</b>
Amendment to any document, except for the documents referred to in paragraph 9(1)(i) of the Schedule	\$20

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**