

LEGAL NOTICE NO. 179

REPUBLIC OF TRINIDAD AND TOBAGO

THE CIVIL AVIATION ACT, CHAP. 49:03

REGULATIONS

MADE BY THE TRINIDAD AND TOBAGO CIVIL AVIATION AUTHORITY WITH  
THE APPROVAL OF THE MINISTER UNDER SECTION 33 OF THE CIVIL  
AVIATION ACT AND SUBJECT TO NEGATIVE RESOLUTION OF  
PARLIAMENT

THE CIVIL AVIATION [(NO. 13) CHARGES FOR AIR NAVIGATION  
SERVICES] (AMENDMENT) REGULATIONS, 2016

1. These Regulations may be cited as the Civil Aviation [(No. 13) Citation  
Charges for Air Navigation Services] (Amendment) Regulations, 2016.
2. In these Regulations—

Interpretation

“the Act” means the Civil Aviation Act, 2001; and Chap. 49:03

“the Regulations” means the Civil Aviation [(No. 13) Charges  
for Air Navigation Services] Regulations.
3. Regulation 4 of the Regulation is amended by inserting after Regulation 4  
amended  
subregulation (5), the following subregulation:

“ (6) The Director General, in pursuing recovery and  
collection of debt from an owner or operator of an aircraft  
shall establish procedures in accordance with the  
ICAO Document 9161.”.
4. Regulation 5 of the Regulation is amended by— Regulation 5  
amended
  - (a) renumbering regulation 5 as regulation 5(1); and
  - (b) inserting after subregulation (1) as renumbered the  
following subregulations:
    - “ (2) The owner or operator of an aircraft shall pay  
the Authority the charges for the provision of air  
navigation services no later than the due date.
    - (3) The due date referred to in subregulation (2)  
shall be the last day of the third month following the  
month for which air navigation services were  
provided.”.

Regulation 5A, 5B and 5C inserted

5. The Regulations is amended by inserting after regulation 5, the following regulations:

“Interest Charges on Outstanding Payments 5A. (1) Where an owner or operator of an aircraft fails to make a payment referred to in regulation 5(1), he shall be liable to pay interest on the outstanding amount commencing from the first day after the due date specified in regulation 5(2).

(2) The interest on outstanding amounts shall be calculated on simple interest at a rate of eighteen per cent (18%) per annum.

Withholding Air Navigation Services 5B. (1) Where an owner or operator of an aircraft fails to pay the charges for the provision of air navigation services and interest accrued thereto to the Authority, the Director General shall have the right, on twenty-four hours’ notice to the owner or operator, to withhold or reduce the provision of air navigation service to such aircraft until such time as—

- (a) the outstanding charges inclusive of interest, have been paid; or
- (b) credit security arrangements have been made by the owner or operator in a form and substance acceptable to the Authority.

(2) The Director General shall send the notice referred to in subregulation (1), by—

- (a) registered mail; or
- (b) electronic means.

(3) The Director General shall consider the notice referred to in subregulation (1) as having been received by the owner or operator where, in the case of—

- (a) registered mail, on the date of delivery; or
- (b) electronic means, on actual receipt.

Cancellation of Notice of Withholding Air Navigation Services 5C. Where an owner or operator referred to under regulation 5B has—

- (a) paid all charges for air navigation services inclusive of interest accrued thereto; or
- (b) made credit security arrangements in a form and manner acceptable to the Authority,

the Director General shall send a notice to the owner or operator of the aircraft cancelling the notice referred to

in regulation 5B(1) advising of the recommencement of air navigation services to the aircraft referred to in regulation 5B(1).”.

Made by the Trinidad and Tobago Civil Aviation Authority this 30th day of August, 2016.

R. LUTCHMEDIAL  
*Trinidad and Tobago  
Civil Aviation Authority*

Approved by the Minister of Works and Transport this 30th day of August, 2016.

F. E. HINDS  
*Minister of Works and Transport*