

THE CIVIL AVIATION AUTHORITY ACT, 2012

ARRANGEMENT OF SECTIONS

Section

PART I

PRELIMINARY

1. Short title
2. Interpretation

PART II

THE CIVIL AVIATION AUTHORITY

3. Establishment of Civil Aviation Authority
4. Functions of Authority
5. Constitution of Board
6. Functions of Board
7. Committees of Board
8. Delegation of functions by Board
9. Directions to Board
10. Director-General
11. Functions of Director-General
12. General powers and duties of Director-General
13. Public compliance
14. Exemptions
15. Assignment, delegation or instruction by Director-General
16. Ministerial directives
17. Secretary and other staff of Authority
18. Directorate and units

PART III

Regulation of Civil Aviation Security

19. National civil aviation security policy, strategy and national programmes
20. Security surveys
21. National Civil Aviation Security Committee
22. Aerodrome operator security programme

- 23. Aircraft operator security programme
- 24. Regulated agent security programme
- 25. Catering operator security programme
- 26. Ground handling operator security programme
- 27. Carriage of firearms, explosives or inflammable materials in aerodrome
- 28. Control of access by tenants
- 29. Obligation of aerodrome operator in case of threat against facility or aerodrome
- 30. Aerodrome operator to take measures in event of threat
- 31. Operators to keep records
- 32. Commercial air transport security
- 33. Passenger screening

PART IV

REGULATION OF CIVIL AVIATION SAFETY

- 34. National safety programme and safety management
- 35. General safety powers and functions
- 36. Rules of air
- 37. Air navigation facilities
- 38. Airspace control
- 39. Air navigation facility safety standards
- 40. Duty of operators and airmen
- 41. Authority to inspect
- 42. Approved training and approved maintenance organisations
- 43. Investigation of incidents and accidents
- 44. Transportation of dangerous goods by air

PART V

REGISTRATION, NATIONALITY AND OWNERSHIP OF AIRCRAFT

- 45. Aircraft registration
- 46. Recordation of interests in aircraft
- 47. Deregistration of aircraft
- 48. Marks on aircraft

PART VI

CERTIFICATES, PERMITS, LICENCES AND AUTHORISATIONS

49. Certification, licensing and inspection
50. Personnel licensing
51. Certificate of airworthiness
52. Air operator certificate
53. Commercial air transport permit
54. Permit to foreign air operator
55. Aerodrome operating licence
56. Form of application
57. Amendment, modification, suspension and revocation of certificates, licences and permits
58. Liability insurance
59. Continuing requirement for permit to operate commercial air transport
60. Validation of actions of another State
61. Prohibitions relating to certification or licensing

PART VII

ENFORCEMENT AND PROCEDURAL PROVISIONS

62. Power to access and inspect aerodromes, aircraft and operator's premises
63. Monitoring regulatory compliance
64. Compliance notices
65. Authority to prevent flight
66. Detention of aircraft and closing of facility by authorised officer
67. Prohibition from exercising certain privileges of any certificate, permit, licence or authorisation
68. Complaints to, and investigations by, Director-General
69. Designation of agent for service
70. Appeal against decisions of authorised officer or authorised person

- 71. Appeals Tribunal
- 72. Filing of appeals to Appeals Tribunal
- 73. General administrative fine
- 74. Administrative fine for transportation of dangerous goods
- 75. General offences and penalties

PART VIII

GENERAL PROVISIONS

- 76. International obligations
- 77. Air traffic services regulatory oversight and management
- 78. Search and rescue
- 79. Aeronautical information services
- 80. Aeronautical charts
- 81. Regulatory oversight of communications, navigation and surveillance technical services
- 82. Regulatory oversight of unit of measures
- 83. Regulatory oversight of meteorological services
- 84. Zoning and land use control in vicinity of aerodrome
- 85. Trespassing, nuisance and liability for damage
- 86. Customs, immigration, health and other facilitation services
- 87. Training schools
- 88. Use of licenced aerodromes
- 89. Air regulations
- 90. Safety standards, requirements and regulations
- 91. Security regulations
- 92. General regulations
- 93. Rules
- 94. Savings and transitional provisions

FIRST SCHEDULE

SECOND SCHEDULE

GOVERNMENT OF ZAMBIA

ACT

No. 7 of 2012

Date of Assent: 8th August, 2012

An Act to establish the Civil Aviation Authority and provide for its powers and functions; provide for the regulation and promotion of civil aviation; ensure civil aviation safety and security; and provide for matters connected with, or incidental to, the foregoing.

[9th August, 2012

ENACTED by the Parliament of Zambia.

Enactment

PART I

PRELIMINARY

1. This Act may be cited as the Civil Aviation Authority Act, 2012.

Short title

2. (1) In this Act, unless the context otherwise requires—

Interpretation

“aerial piracy” means any actual or attempted seizure or exercise of control, by force or violence or by any other form of intimidation, with wrongful intent, of an aircraft within the jurisdiction of Zambia;

“aerial work” means an aircraft operation in which an aircraft is used for specialised services such as agriculture, construction, photography, surveying, observation and patrol, search and rescue or aerial advertisement;

“aerodrome” means an airport or airfield or a similar facility or 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;