

NOTICE OF INTENTION TO MAKE REGULATIONS

NAMIBIA CIVIL AVIATION AUTHORITY

NOTICE OF PROPOSED AMENDMENTS OF NAMIBIAN CIVIL AVIATION REGULATIONS, 2001: CIVIL AVIATION ACT, 2016

Pursuant to regulation Part 3.01.3 of the Namibian Civil Aviation Regulations, 2001, as amended by Civil Aviation Regulations, 2018, (hereinafter ‘the NAMCARS’), the Namibia Civil Aviation Authority (‘the NCAA’), herewith announces a regulations-making process to amend various Parts of the NAMCARS and, where applicable, related Technical Standards.

Purpose and reasons: The amended regulations aim to:

- (i) ensure the compliance with ICAO Annexes through adoption of standards, and where appropriate, recommended practises (SARPS), for the Namibia Civil Aviation System pursuant to Part 10 of the Civil Aviation Act, 2016 (Act No. 6 of 2016); and
- (ii) address matters as set out in the Schedule required or permitted by the Civil Aviation Act, 2016 that are necessary or expedient to be prescribed to give effect to this Act.

The Executive Director for Civil Aviation, if satisfied and after due consideration, intends to submit the proposed amendments of the NAMCARS after consultation with the Board of the Namibia Civil Aviation Authority to the Minister of Works and Transport to make regulations in terms of sections 54 to 58 of the Civil Aviation Act, 2016 with effect from a date to be determined.

Interested persons or group of persons are invited to submit written comments/submissions/ oral submissions, or replies to comments/submissions/oral submissions, on the proposed amendments to the NAMCARS within 30 days from the date of publication of this Notice in the manner prescribed.

Document availability: As required by Regulation Part 3.01.3 detailed versions of documents listed in the Schedule are available by way for download free of charge, from the NCAA website: www.ncaa.com.na/draft?legislation. Photocopies are available from the NCAA Registry at N\$2.00 per page.

Questions, queries and further clarification on this Notice must be directed to the NCAA Legal Affairs and Enforcement Dept, which serves as the secretariat for this purpose, at tel . +264 83 235 2110, or email legal@ncaa.com.na.

Comments or representations on the draft NAMCARS should be lodged in writing and should reach the NCAA no later than 30 days from the publication of this notice and should be addressed to:

The Executive Director
Namibia Civil Aviation Authority
NCAA Head Office (4th Floor)
No.12 Rudolf Hertzog Street
Private Bag 12003
Windhoek, Namibia

T. SEM
EXECUTIVE DIRECTOR: NCAA

Windhoek, 29 May 2024

“SCHEDULE

PROPOSED AMENDMENTS OF NAMIBIAN CIVIL AVIATION REGULATIONS, 2024: CIVIL AVIATION ACT, 2016”

PROPOSED AMENDMENT TO ANS REGULATIONS (PART 175 and Part 179)

NOTES ON THE PRESENTATION OF THE PROPOSED AMENDMENT

The text of the amendment is arranged to show deleted text with a line through it and new text highlighted with grey shading, as shown below:

~~Text to be deleted is shown with a line through it.~~

text to be deleted

New text to be inserted is highlighted with grey shading.

new text to be inserted

~~Text to be deleted is shown with a line through it followed by the replacement text which is highlighted with grey shading.~~

new text to replace existing text.

PART 174 AERONAUTICAL METEOROLOGICAL SERVICES

Proposal 0

List of regulations

SUBPART 5: Global systems, supporting centres and meteorological offices.

~~174.05.1 World area forecast system~~

174.05.21 World area forecast centres **within the framework of the world area forecast system**

174.05.32 Aerodrome meteorological offices

174.05.43 Meteorological watch offices

174.05.54 Volcanic ash advisory centres

174.05.65 **State** volcano observatories

174.05.76 Tropical cyclone advisory centres

174.05.87 Space Weather centres

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Proposal 1

**SUBPART 6 Aerodrome ~~M~~meteorological observationals
and reports information.**

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174.06.5 Contents Characteristics of meteorological reports

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174.06.8 Observations and reporting of volcanic activity

174.06.9 Dissemination of meteorological reports

...

Proposal 2

SUBPART 7 Aircraft meteorological observations and reports information.

...

174.07.6 Other non-routine aircraft observations and reports

174.07.7 Reporting of aircraft observations during flight

...

174.07.9 Recording and post flight reporting of aircraft observations of volcanic activity

Dissemination of air-reports

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Proposal 3

SUBPART 8 Aerodrome and en-route meteorological forecasts information.

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174.08.2 Aerodrome meteorological forecasts information

174.08.3 Landing En-route meteorological forecasts information

174.08.4 Forecasts for take-off

174.08.5 Area forecasts for low level flights

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Proposal 4

SUBPART 9 SIGMET and AIRMET information, aerodrome warnings and wind shear warnings and alerts Meteorological information containing advisories, alerts, warnings and notices.

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174.09.1 Volcanic ash advisory information and information from State volcano observatories

174.09.2 Tropical cyclone advisory information

174.09.3 Space weather advisory information

174.09.14 SIGMET information

174.09.25 AIRMET information

174.09.36 Aerodrome warnings

174.09.47 Wind shear warnings and alerts

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Proposal 5

SUBPART 10 Aeronautical Climatological information

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174.10.5 Exchange of aeronautical climatological information

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Proposal 6

SUBPART 11 Meteorological Service for operators and flight crew members.

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174.11.5 Meteorological information for aircraft in flight

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Proposal 7

SUBPART 12 Meteorological Information for air traffic services, search and rescue services.

...

Proposal 8

SUBPART 13 Requirements for and Use of communications to exchange meteorological information.

...

174.13.2 Use of aeronautical fixed service communications and the public Internet —
~~meteorological bulletins~~

~~174.13.3 Use of aeronautical fixed service communications — world area forecast system products.~~

174.13.43 Use of aeronautical mobile service communications.

174.13.54 Use of aeronautical data link service — ~~contents of D-VOLMET~~

174.13.65 Use of aeronautical broadcasting service — ~~contents of VOLMET broadcasts~~

-----THE END OF PART 174 AMENDMENTS-----

PART 175 AERONAUTICAL INFORMATION SERVICES AND CHARTS

Proposal 1

Table of Contents

SUBPART 5: AERONAUTICAL INFORMATION MANAGEMENT

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175.05.2 Data quality specifications requirements

Proposal 2

SUBPART 5

AERONAUTICAL INFORMATION MANAGEMENT

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Data quality specification requirements

175.05.2 An AIS provider must ensure that aeronautical data quality ~~specification requirements~~ are in accordance with the standards set out in Document NAM-CATS-AIS.

-----THE END OF PART 175 AMENDMENTS-----

PART 179 AIR NAVIGATION SERVICES: SEARCH AND RESCUE SERVICES

Proposal 1

Table of Contents

SUBPART 5: PREPARATORY MEASURES

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179.05.5 ~~Accident sites and Wreckage~~ wreckage

SUBPART 6: OPERATING PROCEDURES

179.06.10 ~~Procedures at the scene of the accident~~ distress scene

Proposal 2

SUBPART 5 Preparatory Measures

179.05.5 ~~Accidents Sites and Wreckage~~ wreckage

(1) The SAR coordinating agency, in coordination with the Directorate of Aircraft Accident and Incident Investigation and other concerned authorities, must ensure that wreckage resulting from aircraft incidents –

(a) within Namibia territory; or

(b) in the case of accidents in the areas of the sea, within the search and rescue region for which it is responsible,

is removed, obliterated or charted following completion of the accident investigation, if its presence might constitute a hazard or confuse subsequent search and rescue operations.

(2) The SAR coordinating agency must ensure that search and rescue personnel that may be required to respond to an aircraft accident site are trained in the management of related occupational health risks.

(a) Information related to effective occupational health practices at aircraft accident sites is contained in the TGM-03-MAAII - Manual of Aircraft Accident and Incident Investigation.

Proposal 3

SUBPART 6 Operating Procedures

179.06.10 ~~Procedures at the scene of the accident~~ distress scene

-----THE END OF PART 179 AMENDMENTS-----