

**AIR NAVIGATION (FEES FOR CERTIFICATES AND SERVICES)
REGULATIONS 2006**

BR 22 / 2006

AIR NAVIGATION (OVERSEAS TERRITORIES) ORDER 2001

2001 : 2128

**AIR NAVIGATION (FEES FOR CERTIFICATES AND SERVICES)
REGULATIONS 2006**

ARRANGEMENT OF REGULATIONS

1	Short title	3	Fees
2	Interpretation	4	General provisions

His Excellency, the Governor, in exercise of the powers conferred by Article 129 of the Air Navigation (Overseas Territories) Order 2001 as applied to Bermuda, makes the following Regulations:

Short title

1 These Regulations may be cited as the Air Navigation (Fees for Certificates and Services) Regulations 2006.

Interpretation

2 References to the weight of an aircraft are, for the purposes of these Regulations, references to the "maximum total weight authorised" as defined in Article 130(1) of the Air Navigation (Overseas Territories) Order 2001.

Fees

3 The fees set out in column 2 of the Schedule shall be chargeable and payable in relation to the items specified in column 1 of the Schedule.

**AIR NAVIGATION (FEES FOR CERTIFICATES AND SERVICES)
REGULATIONS 2006**

General provisions

4 (1) In connection with anything done pursuant to any of the items set out in the Schedule, the Minister of Tourism and Transport may —

- (a) require the payment of the whole or a portion of the fee or fees payable upon application or in advance of any licence, approval or other document being issued;
- (b) withhold such fees as he may think fit to cover the costs of any services performed to the point of termination of any application through withdrawal, refusal or other form of termination, and return to the applicant the remainder of any deposit which may have been made;
- (c) charge any additional actual costs arising from services performed or investigations conducted in connection with any application, where the actual costs of such activities exceed the fees set out in the Schedule;
- (d) recharge the amount of any disbursements made, in connection with any application or investigation, to bodies outside the Department of Civil Aviation, including but not limited to communications charges and to add an administrative fee of ten per centum to all such charges.

(2) In this regulation, the expression "investigation" includes an inspection, examination, calculation, test or any other form of work expended in the consideration of any application.

SCHEDULE

(Regulation 3)

PART I

LICENCES FOR FLIGHT CREW

Column 1

Column 2

(a) For a private pilot's licence:	
Initial Issue	\$120.00
Renewal	\$75.00
(b) For a commercial pilot's licence:	
Initial Issue	\$240.00
Renewal	\$120.00

**AIR NAVIGATION (FEES FOR CERTIFICATES AND SERVICES)
REGULATIONS 2006**

(c)	For an airline transport pilot's licence:	
	Initial Issue	\$240.00
	Renewal	\$120.00
(d)	For a flight engineer's licence:	
	Initial Issue	\$180.00
	Renewal	\$90.00
(e)	For a flight radiotelephony operator's general licence:	
	Initial Issue	\$60.00
	Renewal	\$60.00
(f)	For a flight radiotelephony operator's restricted licence:	
	Initial Issue	\$60.00
	Renewal	\$60.00
(g)	For a flight radiotelegraphy operator's licence:	
	Initial Issue	\$60.00
	Renewal	\$60.00
(h)	For a flight radiotelegraphy operator's temporary licence:	
	Initial Issue	\$60.00
	Renewal	\$60.00
(i)	For a certificate of validity of foreign licence:	
	Initial Issue	\$150.00
	Renewal	\$75.00
	Variation during period of validity	\$75.00
(j)	For the issue of a General Certificate of Validation	\$500.00
(k)	For ratings on licence: Inclusion or variation on any one occasion	\$90.00
(l)	For the appointment of authorised examiner for aircraft type rating or instrument rating: Initial Appointment or Re-appointment	\$350.00
(m)	For the approval or validation of foreign approval of flight simulator: per aircraft type	\$230.00

**AIR NAVIGATION (FEES FOR CERTIFICATES AND SERVICES)
REGULATIONS 2006**

- (n) For the approval or validation of foreign approval of flying training school, aircraft type rating training and testing centre: \$230.00

The fees set out in this Part shall be applied together with such additional costs of any examination, flight tests or other investigations as may be necessary.

PART II

AIRWORTHINESS

- (a) Initial Issue of a Certificate of Airworthiness and each renewal with maximum validity of 12 months:
- (i) For aircraft not exceeding 5,700 kgs \$2,200.00
 - (ii) For aircraft exceeding 5,700 kgs but not exceeding 30,000 kgs \$2,200.00 plus \$160.00 per 500 kgs or part thereof exceeding 5,700 kgs up to a maximum of \$10,000.00
 - (iii) For aircraft exceeding 30,000 kgs but not exceeding 100,000 kgs \$10,000.00 plus \$140.00 per 500 kgs or part thereof exceeding 30,000 kgs up to a maximum of \$30,000.00
 - (iv) For aircraft exceeding 100,000 kgs but not exceeding 200,000 kgs \$30,000.00 plus \$135.00 per 500 kgs or part thereof exceeding 100,000 kgs up to a maximum of \$57,000.00

**AIR NAVIGATION (FEES FOR CERTIFICATES AND SERVICES)
REGULATIONS 2006**

(v)	For aircraft exceeding 200,000 kgs but not exceeding 300,000 kgs	\$57,000.00 plus \$130.00 per 500 kgs or part thereof exceeding 200,000 kgs up to a maximum of \$83,000.00
(vi)	For aircraft exceeding 300,000 kgs	\$83,000.00 plus \$125.00 per 500 kgs or part thereof exceeding 300,000 kgs
(b)	For the issue of a "Permit to Fly" for an aircraft without a certificate of airworthiness:	\$500.00
(c)	For the approval of a modification:	\$400.00 per application
(d)	For the approval of repairs to aircraft, engines or equipment:	\$400.00 per application
(e)	For the initial approval and the renewal of the approval of maintenance organisations:	\$2,500.00 plus \$1,000.00 for each additional site
(f)	For the variation of an existing approval:	\$1,000.00
(g)	For the issue of a "One Time" approval for a maintenance organisation	\$500.00
(h)	For a Certificate of Airworthiness for Export:	
(i)	for aircraft not exceeding 3,000 kgs	\$2,000.00
(ii)	for aircraft exceeding 3,000 kgs	\$2,000.00 plus \$100.00 per 500 kgs or part thereof exceeding 3,000 kgs
(i)	For an aircraft maintenance engineer's licence (AMEL):	
	Initial Issue	\$210.00
	Renewal or variation or inclusion of rating	\$105.00

**AIR NAVIGATION (FEES FOR CERTIFICATES AND SERVICES)
REGULATIONS 2006**

- (j) For a certificate of validation of AMEL:
- | | |
|----------------------|----------|
| Initial Issue | \$150.00 |
| Renewal or variation | \$75.00 |

The fees set out in this Part shall be applied together with such additional costs of any examination, flight tests or other investigations as may be necessary.

PART III

FLIGHT OPERATIONS

- (a) Application for the grant of an Air Operator's Certificate:

Upon making an application for the grant of an Air Operator's Certificate (AOC), the applicant shall pay for the investigations required by the Department of Civil Aviation (DCA) a charge of such amount as may be decided by the DCA. The level of charges shall be determined based upon the estimated man-days attributable to investigation, as specified in Column 2 of Table 1 and Part IV(c).

TABLE 1 MAXIMUM TOTAL WEIGHT AUTHORISED	MAN-DAYS
Not exceeding 2 tonnes	4 man-days
Exceeding 2 tonnes but not exceeding 15 tonnes	45 man-days
Exceeding 15 tonnes	60 man-days

- (b) For an Air Operator's Certificate:
- | | |
|--|-------------|
| (i) For aircraft not exceeding 2 tonnes | \$4,500.00 |
| (ii) For aircraft exceeding 2 tonnes but not exceeding 15 tonnes | \$7,000.00 |
| (iii) For aircraft exceeding 15 tonnes | \$10,000.00 |

When an Air Operator's Certificate is granted, the applicant shall pay a charge of the amount specified in Column 2 in addition to a charge of such amount as may be decided by the Department of Civil Aviation for the regulatory oversight and monitoring of the AOC operation for one year or part of the year. The level of charges shall be determined based upon the estimated man-days attributed to regulatory oversight as specified in Column 2 of Table 2 and Part IV(c).

NOTE: If an application is submitted for more than one aircraft type, the charge shall be based upon the heaviest aircraft type as indicated in paragraph (b). For each additional aircraft type the charges shall be as indicated in paragraph (c).

**AIR NAVIGATION (FEES FOR CERTIFICATES AND SERVICES)
REGULATIONS 2006**

TABLE 2	
MAXIMUM TOTAL WEIGHT AUTHORISED	MAN-DAYS
Not exceeding 2 tonnes	Maximum 4 man-days
Exceeding 2 tonnes but not exceeding 15 tonnes	Maximum 45 man-days
Exceeding 15 tonnes	Maximum 60 man-days

- (c) For the inclusion of additional aircraft types in the Air Operator's Certificate:
- | | |
|--|------------|
| (i) For aircraft not exceeding 2 tonnes | \$2,600.00 |
| (ii) For aircraft exceeding 2 tonnes but not exceeding 15 tonnes | \$4,000.00 |
| (iii) For aircraft exceeding 15 tonnes | \$4,500.00 |

The fees specified in this paragraph shall be applied with such additional costs of examination flight tests or other investigation as may be necessary.

- (d) For an annual charge for an Air Operator's Certificate (for each aircraft type named on the certificate):
- | | |
|--|------------|
| (i) For aircraft not exceeding 2 tonnes | \$2,200.00 |
| (ii) For aircraft exceeding 2 tonnes but not exceeding 15 tonnes | \$3,300.00 |
| (iii) For aircraft exceeding 15 tonnes | \$4,400.00 |

Upon application for renewal of an Air Operator's Certificate the applicant shall pay a charge of the amount specified in Column 2 in addition to an annual charge of such amount as may be decided by the Department of Civil Aviation for the continuation of regulatory oversight and monitoring of the AOC Operation. The level of charges shall be determined based upon the estimated man-days attributed to regulatory oversight as specified in Column 2 of Table 2 and Part IV(c).

- (e) For a variation of an Air Operator's Certificate: \$400.00 plus any additional investigation fees

- (f) Variable charges:
On the last day of each period of three months during the whole or part of which an Air Operator's Certificate remains in force, the holder of the Certificate shall pay a charge according to the number of hours (rounded to the nearest whole hour, with half

**AIR NAVIGATION (FEES FOR CERTIFICATES AND SERVICES)
REGULATIONS 2006**

hours being rounded up) flown by each aircraft operated by him pursuant to the Certificate as follows:

In the case of passenger aircraft:

- | | | |
|-------|---|----------------------------|
| (i) | Where the number of passenger seats in the aircraft exceeds 19 but does not exceed 100 | 6 cents per hour per seat |
| (ii) | Where the number of passenger seats in the aircraft exceeds 100 but does not exceed 200 | 9 cents per hour per seat |
| (iii) | Where the number of passenger seats in the aircraft exceeds 200 but does not exceed 300 | 11 cents per hour per seat |
| (iv) | Where the number of passenger seats in the aircraft exceeds 300 | 13 cents per hour per seat |

In the case of cargo aircraft:

- | | | |
|--|--|-----------------------------|
| | Where the cargo capacity of the aircraft exceeds 20 tonnes | 22 cents per tonne per hour |
|--|--|-----------------------------|

Nothing in this paragraph shall apply to an aircraft fitted with less than 20 seats or an aircraft which does not exceed an MTWA of 10 tonnes or on a non-revenue flight.

For the purposes of this paragraph a flight hour shall be calculated from the time an aircraft becomes airborne to the time the aircraft touches down and shall coincide with the aircraft's Technical Log Time.

- | | | |
|-----|--|-----------------------|
| (g) | Special operations:
For the grant of an approval for flight in specified weather conditions or in airspace in which specific navigation or height keeping performance is required | \$1,500.00 |
| (h) | Route Licensing: | |
| | (i) Application for a route licence | \$550.00 |
| | (ii) Vetting of business financial plans | Actual costs incurred |

The fees specified in paragraphs (g) and (h) shall be applied together with such additional costs of any examination, flight tests or other investigations as may be necessary.

**AIR NAVIGATION (FEES FOR CERTIFICATES AND SERVICES)
REGULATIONS 2006**

PART IV

MATTERS NOT ELSEWHERE SPECIFIED

- | | | |
|-----|---|---|
| (a) | For the review of documents; the conducting of inspections or investigations; the witnessing of tests, experiments or flying trials carried out in connection with any part of the Order, but not elsewhere specified. | Actual costs incurred plus investigation costs - \$150.00 minimum |
| (b) | For the grant of any permission, approval, variation or exemption in respect of any part of the Order not covered above or for the issue of copies of documents or for the issue of any document at the request of the applicant/operator | \$400.00 plus investigation costs |
| (c) | Additional charges when services are performed outside the Territory: | Actual costs incurred |
| (d) | Investigations conducted in connection with any part of the Order: | \$1,200.00 per man-day or \$150.00 per man-hour |
| | Plus actual costs incurred, including but not limited to, transportation, accommodation and subsistence: | Travel days shall be charged at \$600.00 per man-day |

Made this 21st day of March, 2006

His Excellency Sir John Vereker, KCB
Governor and Commander in Chief