



## THE PAKISTAN CIVIL AVIATION AUTHORITY ORDINANCE, 1982



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# THE PAKISTAN CIVIL AVIATION AUTHORITY ORDINANCE, 1982.

\*ORDINANCE No. XXX OF 1982

[4th December, 1982]

## **An Ordinance to establish a Civil Aviation Authority**

WHEREAS it is expedient to establish a Civil Aviation Authority to provide for the promotion and regulation of civil aviation activities and to develop an infrastructure for safe, efficient, adequate, economical and properly coordinated civil air transport service in Pakistan ;

AND WHEREAS the President is satisfied that circumstances exist which render it necessary to take immediate action ;

NOW, THEREFORE, in pursuance of the Proclamation of the fifth day of July, 1977, and in exercise of all powers enabling him in that behalf, the President is pleased to make and promulgate the following Ordinance :—

**1. Short title, extent and commencement.**— (1) This Ordinance may be called the Pakistan Civil Aviation Authority Ordinance, 1982.

(2) It extends to the whole of Pakistan.

(3) It shall come into force at once.

**2. Definitions.** In this Ordinance, unless there is anything repugnant in the subject or context,—

- (i) "aerodrome" means any area of land or water designed, equipped, set apart or commonly used or intended to be used, either wholly or in part, for affording facilities for the landing and departure of aircraft, and includes all buildings, sheds, vessels and other structures and roads thereon or appertaining thereto ;
- (ii) "airport" means an aerodrome at which facilities have, in the opinion of the Federal Government, been sufficiently developed to be of importance to civil aviation ;
- (iii) "Authority" means the Civil Aviation Authority established under section 3 ;
- (iv) "Board" means the Board referred to in section 7 ;
- (v) "Chairman" means the Chairman of the Board ;

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\*Has been applied to the F ATA, by S.R.O. 1312(1)/97, dt. 25-1-97.

(vi) "Director-General" means the Director-General of the Authority

(vii) "licence" means the certificate of competency which a licence-holder is required by the law of the country granting the licence to hold in connection with his licence ; and

(viii) "member" means a member of the Board.

**3. Establishment of the Authority.**— (1) As soon as may be after the commencement of this Ordinance, the Federal Government shall, by notification in the official Gazette, establish an authority to be known as the Civil Aviation Authority for carrying out the purposes of this Ordinance.

(2) The Authority shall be a body corporate, having perpetual succession and a common seal with power, subject to the provisions of this Ordinance, to acquire and hold property, both movable and immovable, and shall sue and be sued by the name assigned to it by sub-section (1).

**4. Power of the Federal Government to issue directives.** The Federal Government may, as and when it considers necessary, issue directives to the Authority on matters of policy, and such directives shall be binding on the Authority, and if a question arises whether any matter is a matter of policy or not; the decision of the Federal Government shall be final.

**5. Powers and functions of the Authority.**— (1) The Authority shall be responsible for the regulation and control of civil aviation activities in the country.

(2) The Authority shall from time to time prepare for the approval of the Federal Government five-year plans for the development of infrastructure for the promotion of safe, efficient, adequate, economical and properly coordinated civil air transport service and control and regulate civil aviation activities in Pakistan.

(3) The Authority shall frame schemes in respect of—

(i) provision of civil airports and aerodromes in the country ;

(ii) provision of air traffic services to aircraft ;

(iii) provision of navigational services to aircraft ;

(iv) provision of communication services at the civil airports and aerodromes in the country ;

- (v) provision of aeronautical and flight inspection services to all aircraft registered in Pakistan ;
- (vi) provision of search and rescue services ;
- (vii) provision of crash, fire and rescue services at all airports and aerodromes to aircraft in need ;
- (viii) management of estates at airports and aerodromes ; and
- (ix) any other matter facilitating the achievement of the objects of this Ordinance.

(4) The Authority may, if it considers necessary,—

- (i) cause studies, surveys, experiments or technical research to be made or contribute towards the cost of any such studies, surveys, experiments or technical research made by any, other agency at the request of the Authority;
- <sup>1</sup>[(ii) approve estimates of development projects and maintenance works and award of contracts for construction, maintenance and operation of airports and its establishment;]
- (iii) subject to clause (ii) undertake any approved works, incur any expenditure, procure vehicles, plants, machinery and material, required for its use and enter into and perform all such contracts as it may consider necessary or expedient ;
- (iv) acquire by purchase, lease, exchange or otherwise any land or immovable property or any interest in such land or property ;
- (v) <sup>1</sup>\* \* \* pledge any property vested in it, including the immovable assets transferred to it under section 11, to raise finances for the development projects to be undertaken by it ; and
- (vi) seek and obtain advice and assistance in the preparation or execution of a scheme from any local body or agency of the Government and such local body or agency shall give the advice and assistance sought by the Authority to the best of its ability, and additional expenditure, if any, involved in such advice or assistance shall be borne by the Authority.

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<sup>1</sup>Subs. and omitted by Ordinance XI of 1999, s. 2.