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AIR NAVIGATION ACT
(CHAPTER 6)

AIR NAVIGATION
(AMENDMENT) ORDER 2009

In exercise of the powers conferred by section 3 of the Air Navigation Act, the Minister for Transport hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Air Navigation (Amendment) Order 2009 and shall come into operation on 30th June 2009.

Amendment of paragraph 20

2. Paragraph 20(13) of the Air Navigation Order (O 2) (referred to in this Order as the principal Order) is amended —

- (a) by deleting the word “and” at the end of sub-paragraph (b); and
- (b) by deleting the full-stop at the end of sub-paragraph (c) and substituting the word “; and”, and by inserting immediately thereafter the following sub-paragraph:

“(d) approve the use of a simulator for the purpose of flight training.”.

Amendment of paragraph 35

3. Paragraph 35 of the principal Order is amended —

- (a) by inserting, immediately after the words “Singapore aircraft” in sub-paragraph (7), the words “(other than a Singapore helicopter)”; and
- (b) by inserting, immediately after sub-paragraph (7), the following sub-paragraph:

“(8) Every flight crew member who is required to be on flight deck duty in a Singapore helicopter that is flying at any level shall, for the purpose of radio communication or of intercommunication within the Singapore helicopter, use a hands-free microphone, such as a boom or throat microphone.”.

Amendment of paragraph 62A

4. Paragraph 62A of the principal Order is amended by inserting, immediately after sub-paragraph (3), the following sub-paragraphs:

“(3A) Without prejudice to any other provision of this Order, the Minister may, for the purpose of sub-paragraph (3), either absolutely or subject to such conditions as he thinks fit —

- (a) approve any course of training or instruction;
- (b) authorise a person to conduct such examinations or tests as the Minister may specify;
- (c) approve a person to provide any course of training or instruction approved under sub-paragraph (a); and
- (d) approve the use of a simulator for the purposes of air traffic control training.

(3B) The Minister may, in such manner as he thinks fit, publish a manual, to be called the “Manual of Standards — Licensing of Air Traffic Control Personnel”, containing such standards, recommended practices and guidance material relating to the licensing of air traffic controllers and the approval of persons to provide training for air traffic controllers as he may determine to be applicable in Singapore.

(3C) The holder of an air traffic controller licence shall comply with the applicable standards specified in the Manual of Standards — Licensing of Air Traffic Control Personnel and shall not at any time contravene any condition of the air traffic controller licence.

(3D) A person who is approved to provide any course of training or instruction under sub-paragraph (3A) shall comply with the applicable standards specified in the Manual of

Standards — Licensing of Air Traffic Control Personnel and shall not at any time contravene any condition of the approval granted to him.”.

Amendment of paragraph 67

5. Paragraph 67 of the principal Order is amended —

- (a) by inserting, immediately after the words “An applicant for” in sub-paragraph (2), the words “the grant or renewal of”;
- (b) by inserting, immediately after the word “grant” in sub-paragraphs (4) and (5), the words “or renew”;
- (c) by deleting the words “may grant” in sub-paragraph (6) and substituting the words “may, upon payment of the fee specified in paragraph 21(1) of the Twelfth Schedule, grant or may renew”;
- (d) by inserting, immediately after the word “grants” in sub-paragraph (7), the words “or renews”;
- (e) by inserting, immediately after the words “cancel an aerodrome certificate” in sub-paragraph (8), the words “if the applicable annual fee specified in paragraph 21(2) of the Twelfth Schedule is not paid within the time required by the Minister, or”; and
- (f) by deleting sub-paragraphs (11) and (12) and substituting the following sub-paragraphs:

“(11) An aerodrome certificate granted or renewed on or after 30th June 2009 shall be valid for a period of 5 years after the date of the grant or renewal, as the case may be, unless it is earlier suspended or cancelled in accordance with sub-paragraph (8).

(12) An aerodrome certificate shall not be transferable to any person without the prior consent in writing of the Minister, and any purported transfer of an aerodrome certificate in contravention of this sub-paragraph shall be void and of no effect.

(13) An aerodrome certificate granted before 30th June 2009 and in force on that date shall be valid for a period of 5 years from 30th June 2009.”.

Amendment of paragraph 80

6. Paragraph 80 of the principal Order is amended —

- (a) by deleting “\$500” and “\$1,000” in sub-paragraph (4) and substituting “\$10,000” and “\$20,000”, respectively; and
- (b) by deleting sub-paragraphs (5) and (6) and substituting the following sub-paragraphs:

“(5) If any person contravenes any provision specified in Part A of the Thirteenth Schedule he shall be liable on conviction to a fine not exceeding \$20,000 or in the case of a second or subsequent conviction for the like offence to a fine of \$40,000 or to imprisonment for a term not exceeding 15 months or to both.

(6) If any person contravenes any provision specified in Part B of the Thirteenth Schedule he shall be liable on conviction to a fine not exceeding \$100,000 or to imprisonment for a term not exceeding 5 years or to both.”.

Amendment of paragraph 87

7. Paragraph 87 of the principal Order is amended —

- (a) by deleting the words “A Singapore aircraft shall not fly on any flight” in sub-paragraph (1) and substituting the words “No person whose principal place of business is in Singapore shall operate an aircraft”;
- (b) by deleting the words “on such flights” in sub-paragraph (1); and
- (c) by inserting, immediately after sub-paragraph (2), the following sub-paragraphs:

“(2A) Subject to sub-paragraph (2B), the number of aircraft registered outside Singapore operated by the holder of an air operator certificate granted under sub-paragraph (2) shall not —

- (a) in the case where the total number of aircraft owned or operated by him is 4 or less, exceed one; or
- (b) in any other case, exceed 25 percent of the total number of aircraft owned or operated by him (rounded up to the next highest whole number).

(2B) At least one aircraft of each aircraft type owned or operated by a holder of an air operator certificate granted under sub-paragraph (2) shall be registered in Singapore.”.

Amendment of Fifth Schedule

8. The Fifth Schedule to the principal Order is amended —

(a) by inserting, immediately after sub-paragraph (iv) of item 1(c) in paragraph 4, the following sub-paragraph:

“(v) in the case of helicopters, including B, D, H, J
those engaged in offshore or overwater and S”;
operations

(b) by inserting, immediately after sub-paragraph (v) of item 2(b) in paragraph 4, the following sub-paragraph:

“(vi) in the case of helicopters A, B, C, E with E(iv)
duplicated, F and G”;

(c) by deleting paragraph (c) of item 2 in paragraph 4 and substituting the following paragraph:

“(c) in the case of flying machines when A, B, D, F(i)
flying over water beyond gliding only, H and
distance from land, or in the case of S(i)”;
helicopters when flying over water