

GOVERNMENT NOTICE NO. published on.....

THE CIVIL AVIATION ACT
(CAP. 80 R.E. 2002)

REGULATIONS

(Made under Section 23)

THE CIVIL AVIATION (COMMERCIAL AIR TRANSPORT OPERATIONS BY
FOREIGN AIR OPERATOR IN AND OUT OF UNITED REPUBLIC OF
TANZANIA) REGULATIONS, 2006

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PART I
PRELIMINARY PROVISIONS

Citation 1. These Regulations may be cited as the Civil Aviation
(Commercial Air Transport Operations by Foreign Air Operator)
Regulations, 2006.

Interpretation 2. In these Regulations, unless the context otherwise requires-

“aerodrome” means a defined area on land or water, including any buildings, installations and equipment, used or intended to be used either wholly or in part for the arrival, departure and surface movement of aircraft

“aeroplane” means a power-driven heavier-than-air aircraft, deriving its lift in flight chiefly from aerodynamic reactions on surfaces which remain fixed under given conditions of flight;

“aircraft” means any machine that can derive support in the atmosphere from the reactions of the air, other than the reactions of the air against the earth’s surface;

“article” means any item, including but not limited to, an aircraft,

airframe, aircraft engine, propeller, appliance, accessory, assembly, subassembly, system, subsystem, component, unit, product, or part;

“ATC” means Air Traffic Control;

“authorised person” means any person authorised by the Authority either generally or in relation to a particular case or class of cases, and includes references to the holder of any office designated by the Authority;

“Authority” means the Tanzania Civil Aviation Authority;

“balloon” means a non-power-driven lighter-than-air aircraft;

“commercial air transport operation” means an aircraft operation involving the transport of passengers, cargo or mail for remuneration or hire;

“certificate of release to service” means a document containing a certification that inspection and maintenance work has been performed satisfactorily in accordance with the methods prescribed by the Authority;

“crew member” is a person assigned by the operator to duty on an aircraft during a flight duty period;

“DME” means Distance Measuring Equipment;

“flight crew member” means a licensed crew member charged with duties essential to the operation of an aircraft during flight time;

“flight plan” means specified information provided to air traffic services units, relative to an intended flight or portion of a flight of an aircraft;

“flight time” means-

- (a) for aeroplanes and gliders the total time from the moment an aeroplane or a glider moves for the purpose of taking off until the moment it finally comes to rest at the end of the flight and it is synonymous with the term “block to block” or “chock to chock” time in general usage which is measured from the time an aeroplane first moves for the purpose of taking off until it finally stops at the end of the flight;
- (b) for helicopter the total time from the moment a helicopter rotor blades start turning until the moment a helicopter comes to rest at the end of the flight and the rotor blades are stopped;

“foreign air operator” means any operator, not being a The United Republic of Tanzanian air operator, which undertakes, whether directly or indirectly or by lease or any other arrangement, to

engage in commercial air transport operations in and out of the United Republic of Tanzania, whether on a scheduled or charter basis.

- “foreign authority” means the civil aviation authority that issues and oversees the Air Operator Certificate (AOC) of the foreign operator;
- “helicopter” means a heavier-than-air aircraft supported in flight chiefly by the reactions of the air on one or more power-driven rotors on substantially vertical axis;
- “IMC” means Instrument Meteorological Conditions;
- “inspection” means the examination of an aircraft or aircraft component to establish conformity with a standard approved by the Authority;
- “maintenance” means tasks required to ensure the continued airworthiness of an aircraft or aircraft component including any one or combination of overhaul, repair, inspection, replacement, modification, and defect rectification;
- “modification” means a change to the type design of an aircraft or aeronautical product which is not a repair.
- “night” means the time between fifteen minutes after sunset and fifteen minutes before sunrise, sunrise and sunset being determined at surface level, and includes any time between sunset and sunrise when an unlighted aircraft or other unlighted prominent object cannot clearly be seen at a distance of 4,572 metres;
- “NOTAM” means Notice to Airmen;
- “operational flight plan” means the operator’s plan for the safe conduct of the flight based on considerations of aeroplane performance, other operating limitations and relevant expected conditions on the route to be followed and at the aerodromes concerned;
- “operations manual” means a manual containing procedures, instructions and guidance for use by operational personnel in the execution of their duties;
- “operations specifications” means a document containing authorisations, conditions, limitations, and other provisions with which an air operator must comply;
- “overhaul” means the restoration of an aircraft or aircraft component using methods, techniques, and practices acceptable to the Authority, including disassembly, cleaning, and inspection as permitted, repair as necessary, and reassembly; and tested in accordance with approved standards and technical data, or in accordance with current standards and technical data acceptable to

the Authority, which have been developed and documented by the State of Design, holder of the type certificate, supplemental type certificate, or a material, part, process, or appliance approval under Parts Manufacturing Authorisation (PMA) or Technical Standard Order (TSO);

“package” means the complete product of the packing operation consisting of the packaging and its contents prepared for transport;

“packaging” means receptacles and any other components or materials necessary for the receptacle to perform its containment function;

“PIC” means Pilot in Command;

“pre-flight information bulletin (PIB)” means a presentation of current NOTAM information of operational significance, prepared prior to flight;

“propeller” means a device for propelling an aircraft that has blades on a powerplant driven shaft and that, when rotated, produces by its action on the air, a thrust approximately perpendicular to its plane of rotation and includes control components normally supplied by its manufacturer, but does not include main and auxiliary rotors or rotating airfoils of powerplants;

“repair” means the restoration of an aircraft and aircraft component to a serviceable condition in conformity with an approved standard;

“SSR” means Secondary Surveillance Radar;

“standard” means an object, artifact, tool, test equipment, system, or experiment that stores, embodies, or otherwise provides a physical quantity, which serves as the basis for measurement of the quantity and it includes a document describing the operations and process that must be performed in order for a particular end to be achieved;

“State of Design” means the Contracting State which approved the original type certificate and any subsequent supplemental type certificates for an aircraft, or which approved the design of an aeronautical product or appliance;

“State of Operator” means the State in which the operator’s principal place of business is located or, if there is no such place of business, the operator’s permanent residence;

“technical instructions” means the latest effective edition of the Technical Instructions for the Safe Transport of Dangerous Goods by Air (Doc. 9284-AN/905), including the supplement and any addendum, approved and published by decision of the Council of the ICAO;

“technical logbook” means a document carried on an aircraft that contains

information to meet ICAO requirements; a technical logbook contains two independent sections: a journey record section and an aircraft maintenance record section;

“training programme” means a programme that consists of courses, courseware, facilities, flight training equipment, and personnel necessary to accomplish a specific training objective and it may include a core curriculum and a specialty curriculum.

Application

3. These Regulations prescribe the requirements applicable to the operation of any civil aircraft in and out of the United Republic of Tanzania for the purpose of commercial air transportation operations by any foreign air operator whose Air Operators Certificate (AOC) is issued and controlled by a civil aviation authority other than the Authority.

PART II GENERAL REQUIREMENTS

Compliance requirements

4. A foreign air operator shall not operate an aircraft in and out of the United Republic of Tanzania in commercial air transport operations contrary to the requirements of:-

- (a) these Regulations;
- (b) the Civil Aviation (Instruments and Equipment) Regulations, 2006, the Civil Aviation (Operation of Aircraft) Regulations, 2006, and the Civil Aviation (Airworthiness) Regulations, 2006, as applicable;
- (c) standards contained in Part I or III of ICAO Annex 6, as applicable; and
- (d) any other requirements which the Authority may specify.

Authority to inspect

5. A foreign air operator shall not, while in the United Republic of Tanzania, hinder or obstruct any person authorised by the Authority from boarding a foreign registered aircraft operated for commercial air transport at any time without prior notice to inspect the documents and manuals required by these Regulations.

Operations specifications

6. A foreign air operator shall conduct its operations in accordance with operations specifications or equivalent document issued by the State

of Operator and acceptable to the Authority.

Certificate of
airworthiness
and Certificate
of registration

7. A foreign air operator may operate an aircraft in and out of
The United Republic of Tanzania-

- (a) if that aircraft has a valid certificate of airworthiness and certificate of registration issued or validated by the State of Registry and displays the nationality and registration markings of that State; and
- (b) in accordance with the limitations on maximum certificated take-off mass prescribed for that aircraft and that operation by the State of Design.

Air traffic rules
and procedures

8.-(1) A pilot in command of a foreign registered aircraft shall comply with the rules of the air and air traffic control specified in the Civil Aviation (Rules of the Air and Air Traffic Control) Regulations, 2006.

(2) A foreign air operator shall establish procedures to ensure that each of its pilots complies with the requirements of sub-regulation (1), and shall check the ability of each of the pilots to operate safely according to applicable rules and procedures.

PART III DOCUMENTS

Foreign air
operator aircraft
technical
logbook

9. A foreign air operator shall use an aircraft technical logbook containing the following information for each aircraft-

- (a) information about each flight necessary to ensure continued flight safety;
- (b) the current certificate of release to service or an equivalent document;
- (c) the current maintenance statement giving the aircraft maintenance status of what next scheduled and out of phase maintenance is due, unless the Authority agrees to the maintenance statement being kept elsewhere;
- (d) all outstanding deferred defects that affect the operation of the aircraft; and
- (e) any necessary guidance instructions on maintenance support

arrangement.

Foreign air
operator aircraft
journey
logbook

10.- (1) A foreign air operator shall maintain a journey logbook containing information on each flight, which includes-

- (a) aircraft nationality and registration marks;
- (b) date of the flight;
- (c) name(s) of crew members;
- (d) duty assignments of crew members;
- (e) place of departure;
- (f) place of arrival;
- (g) time of departure;
- (h) time of arrival;
- (i) duration of flight;
- (j) purpose of flight;
- (k) incidents, and observations, if any; and
- (l) signature of the pilot in command.

(2) The Authority may waive the requirement of sub-regulation (1) if the relevant information is available in the aircraft technical log referred to in Regulation 9.

(3) A foreign air operator shall ensure that all entries in the journey log are made concurrently and are permanent in nature.

Operations
manual to be
carried

11. A foreign air operator shall ensure that the following manuals are on board the aircraft on each flight the current-

- (a) parts of the Operations Manual relevant to the duties of the crew;
- (b) parts of the Operations Manual which are required for the conduct of a flight which shall be easily accessible to the crew; and
- (c) approved Aircraft Flight Manual , Rotorcraft Flight Manual, or an Aircraft Operating Manual.

Documents and
additional
information to
be carried on
board the
aircraft

12.-(1) A foreign air operator shall ensure that, the following documents are carried on each flight-

- (a) the aircraft certificate of registration;
- (b) the aircraft certificate of airworthiness;
- (c) the appropriate licences for each members of the crew;
- (d) the aircraft journey or technical logbook;
- (e) the aircraft radio station licence;

- (f) in the case of a passenger carrying aircraft, a list of the names of the passengers and places of embarkation and destination;
- (g) in the case of a cargo aircraft, a manifest and detailed declarations of the cargo;
- (h) loadsheet;
- (i) copy of AOC and attachments;
- (j) insurance certificate;
- (k) certificate of release to service (CRS) or equivalent document;
- (l) operational flight plan;
- (m) pre-flight information bulletin;
- (n) current maps and charts for the area of operation;
- (o) copy of applicable operations specifications; and
- (p) notification of special loads including dangerous goods; and
- (q) noise certification where applicable.

(2) The Authority may specify other documents and information to be carried on board in addition to those referred to in sub-regulation (1).

Access to and production of documentation, manuals and records

13. A pilot in command of an aircraft operated by a foreign air operator shall, when requested to do so by an authorised person, produce to that person the documentation, manuals and records required to be carried on board an aircraft.

Preservation and production of flight recorded data

14.-(1) Following an aircraft accident, or incident, or when the Authority so directs, a foreign air operator shall preserve the original recorded data for a period of sixty days unless otherwise directed by the investigating authority.

(2) The recorded data under sub-regulation (1) shall be produced when the Authority or investigating authority so requires.

PART IV PERFORMANCE

Computation of passenger and baggage mass

15.-(1) A foreign air operator shall compute the mass of passengers and checked baggage using the-

- (a) actual weighed mass of each person and the actual weighed mass of baggage; or
- (b) standard mass values specified by the appropriate authority of the State of Registry and State of Operator.

(2) The Authority may require a foreign registered air operator to

produce evidence validating any standard mass values used.

Approach and
landing
conditions

16. Before initiating an approach to land, the pilot in command of an aircraft operated by a foreign air operator shall determine that, according to the information available-

- (a) weather at the aerodrome and the conditions of the runway are safe for the approach and landing; and
- (b) in the case of a missed approach, the aircraft is able to meet the performance requirements contained in the operations manual.

Aircraft
security

17. A foreign air operator shall-

- (a) ensure that all appropriate personnel are familiar and comply with the relevant requirements of the national security programmes of the State of the Operator and those of the United Republic of Tanzania;
- (b) establish and use a security programme approved by the appropriate authority of the State of the Operator and accepted by the Authority;
- (c) ensure that all aircraft carry a checklist of the procedures to be followed for that type in searching for concealed weapons, explosives or other dangerous devices;
- (d) ensure that the flight crew compartment door, if installed, on all aircraft operated for the purpose of carrying passengers shall be capable of being locked from within the compartment in order to prevent unauthorised access, and is closed and locked from the time all external doors are closed following embarkation until any such door is opened for disembarkation, except when necessary to permit access and egress by authorized persons;
- (e) establish, maintain and conduct approved training programmes which enable the operator's personnel to take appropriate action to prevent acts of unlawful interference such as sabotage or unlawful seizure of aircraft and to minimize the consequences of such events should they occur; and
- (f) following an act of unlawful interference on board an aircraft the pilot in command or, in their absence the operator, shall submit, without delay, a report of such an act to the designated local authority and the appropriate authority in the State of the Operator.

Unauthorized carriage

18. A foreign-air operator shall take measures to ensure that a person does not conceal himself or cargo on board an aircraft.

Reporting of incidents and accidents

19. A foreign air operator or the pilot in command shall report to the Authority incidents and accidents occurring while operating in the United Republic of Tanzania airspace within seventy two hours of the incident, accident or discovery unless exceptional circumstances prevent such reporting within the time stipulated.

**PART V
CARRIAGE OF DANGEROUS GOODS, WEAPONS
AND MUNITIONS OF WAR**

Carriage of dangerous goods by air.

- 20.** A foreign air operator shall-
- (a) not offer or accept for transportation of dangerous goods as defined by the ICAO Technical Instructions for the Safe Transport of Dangerous Goods by air in and out of The United Republic of Tanzania unless the operator has-
 - (i) been authorized to do so by the State of the Operator and approved by the Authority;
 - (ii) conducted the required personnel training;
 - (b) properly classified, documented, certified, described, packaged, marked, labelled and put in a fit condition for transport, dangerous goods as required by the operator's dangerous goods programme as approved by the State of the Operator;
 - (c) state in the operations specifications required in regulation 6 whether or not that operator has been authorised to accept dangerous goods by the State of Operator; and
 - (d) provide a copy of its dangerous goods programme to the Authority where the foreign air operator has been granted authority to accept dangerous goods, and has an approved dangerous goods programme by the State of the Operator.

Carriage of weapons and munitions of war.

21. A foreign air operator conducting commercial air transport operations in and out of the United Republic of Tanzania shall-

- (a) not transport weapons and munitions of war by air unless an approval to do so has been granted by the State of Operator, State of Origin, States over which the aircraft overflies and at State of Destination;

- (b) ensure that weapons and munitions of war are-
 - (i) stowed in the aircraft in a place which is inaccessible to the passengers during flight;
 - (ii) unloaded in case of firearms, unless , before the commencement of the flight, an approval has been granted by all States which the aircraft originate, overfly and land that such weapons and munitions of war may be carried in circumstances that differ in part or in total from those specified in this subparagraph; and
- (c) ensure that the pilot in command is notified before the flight begins of the details and location on board the aircraft of any weapons and munitions of war that are intended to be carried.

Carriage of sporting weapons and ammunition

22.- (1) A foreign air operator conducting commercial air transportation operations to the United Republic of Tanzania shall take all necessary measures to ensure that any sporting weapons intended to be carried by air are reported to the Authority.

(2) A foreign air operator accepting the carriage of sporting weapons shall ensure that they are-

- (i) stowed in the aircraft in a place which is inaccessible to passengers during flight unless the Authority has determined that compliance is impractical and has approved other procedures; and
- (ii) unloaded in the case of firearms or other weapons that contain ammunitions.

(3) A foreign air operator may allow a passenger to carry ammunition for sporting weapons in passenger's checked baggage, but such carriage shall be approved by the Authority.

Possession of the licence

23.-(1) A holder of a licence, certificate or authorisation issued by the Authority shall have it in his physical possession or at the work site when exercising the privileges of that licence, certificate or authorisation.

(2) A flight crew member of a foreign registered aircraft shall hold a valid licence, certificate or authorisation, including an appropriate and current medical certificate, issued by the State of Registry and has it in his or her physical possession or at the work site when exercising the privileges of that licence, certificate or authorisation.

Drug and alcohol testing and reporting

24.-(1) No crew member of a foreign air operator shall perform, or attempt to perform, a crew member function while under the influence of drugs or alcohol.

(2) Any crew member of a foreign air operator may be tested for drug or alcohol usage.

(3) A crew member of a foreign air operator who tests positive for drug or alcohol usage, or who refuses to submit to a test, shall be prohibited from boarding a flight to perform any crew member function.

(4) The Authority shall report the positive test result, or the refusal to submit to a test, by a crew member of a foreign air operator to the State of Operator.

Inspection of licences and certificates.

25. A person who holds a licence, certificate, or authorisation required by these Regulations shall present it for inspection upon a request from the Authority or any person authorised by the Authority.

Use and retention of certificates and records.

26.-(1) A person shall not-

(a) use any certificate, approval, permission, exemption or other document issued or required by or under these Regulations which has been forged, altered, revoked, or suspended, or to which he is not entitled;

(b) forge or alter any certificate, approval, permission, exemption or other document issued or required by or under these Regulations;

(c) lend any certificate, approval, permission, exemption or other document issued or required by or under these Regulations to any other person; or

(d) make any false representation for the purpose of procuring for himself or any other person the issue renewal or variation of any such certificate, approval, permission or exemption or such other document.

(2) During the period for which it is required under these Regulations to be preserved, no person shall mutilate, alter, render illegible or destroy any records, or any entry made therein, required by or under these Regulations to be maintained, or knowingly make, or procure or assist in the making of, any false entry in any such record, or wilfully omit to make a material entry in such record

(3) All records required to be maintained by or under these Regulations shall be recorded in a permanent and indelible material.

(4) A person shall not issue any certificate, document or exemption

under these Regulations unless he is authorised to do so by the Authority.

(5) A person shall not issue any certificate of the kind referred to in sub-regulation unless he has satisfied himself that all statements in the certificate are correct, and that the applicant is qualified to hold that certificate.

Reports of
violation
Cap. 80

27.-(1) Any person who knows of a violation of the Civil Aviation Act, or any amendment thereto, or any rule, regulation, or order issued thereunder, shall report it to the Authority.

(2) The Authority will determine the nature and type of any additional investigation or enforcement action that need be taken.

Enforcement of
directions

28. Any person who fails to comply with any direction given to him by the Authority or by any authorised person under any provision of these Regulations shall be deemed, for the purposes of these Regulations, to have contravened that provision.

Aeronautical
user fees

29.-(1) The Authority may notify the fees to be charged in connection with the issue, validation, renewal, extension or variation of any such document including the issue of a copy thereof, or the undergoing of any examination, test, inspection or investigation or the grant of any permission or approval, required by, or for the purpose of these Regulations any orders, notices or proclamations made thereunder.

(2) Upon an application being made in connection with which any fee is chargeable in accordance with the provisions of sub-regulation (1), the applicant shall be required, before the application is entertained, to pay the fee so chargeable.

(3) If, after payment has been made, the application is withdrawn by the applicant or otherwise ceases to have effect or is refused, the Authority shall not refund the payment made.

Application of
regulations to
Government
and visiting
forces

30.-(1) These Regulations shall apply to aircraft, not being military aircraft, belonging to or exclusively employed in the service of the Government, and for the purposes of such application, the department or other authority for the time being responsible for management of the aircraft shall be deemed to be the operator of the aircraft, and in the case of an aircraft belonging to the Government, to be the owner of the interest of the Government in the aircraft.

(2) Except as otherwise expressly provided, the naval, military and air force authorities and member of any visiting force and property held or used for the purpose of such a force shall be exempt from the provision of

these regulations to the same extent as if the visiting force formed part of the military force of the United Republic of Tanzania.

PART VII EXEMPTIONS

Exemptions

31.-(1) The Authority may exempt any aircraft or persons or classes of aircraft or persons from any of the provisions of these Regulations, either absolutely or subject to certain conditions as the Authority may determine.

(2) Any interested person may apply to the Authority for an exemption from these Regulations.

(3) Only the Authority may issue exemptions.

(4) No person may take or cause to be taken any action not in compliance with these Regulations unless the Authority has issued an exemption to that person.

(5) Exemptions will only be granted in accordance with this Regulation.

Application for exemption

32.-(1) An application for an exemption shall be submitted at least 60 days in advance of the proposed effective date, to obtain timely review.

(2) The application shall contain the following-

(a) name of applicant;

(b) street address and mailing address, if different;

(c) telephone number;

(d) fax number if available;

(e) email address if available;

(f) the agent for all purposes related to the application;

(g) a citation of the specific requirement from which the applicant seeks relief;

(h) an explanation of why the exemption is needed;

(i) a description of the type of operations to be conducted under the proposed exemption;

(j) the proposed duration of the exemption;

(k) an explanation of how the exemption would be in the public interest, that is, benefit the public as a whole;

(l) a detailed description of the alternative means by which the applicant will ensure a level of safety equivalent to that established by the regulation in question; and

(m) discussion of any known safety concerns with the

requirement, including a review of information about any relevant accidents or incidents of which the applicant is aware.

(3) If the applicant seeks emergency processing, the application shall contain supporting facts and reasons that the application was not timely filed, and the reasons it is an emergency.

(4) The Authority may deny an application if the Authority finds that the applicant has not justified the failure to apply in a timely manner.

(5) If the applicant is not a citizen or a resident of the United Republic of Tanzania, the application must specify who will take care of the applicant in Tanzania.

Decision of Authority

33.- (1) The Authority shall notify the applicant in writing of its decision to grant or refuse the application for exemption.

(2) An exemption granted under these Regulations shall-

- (a) specify the duration of the exemption and any conditions or limitations of the exemption;
- (b) be published in the gazette.

PART VIII OFFENCES AND PENALTIES

Contravention of Regulations

34. A person who contravenes any provision of these Regulations may have his licence, certificate, approval, authorisation, exemption or other document revoked or suspended.

Penalties

35.-(1) A person who contravenes any provision of these Regulations, orders, notices or proclamations made there under is contravened in relation to an aircraft, the operator of that aircraft and the pilot-in-command, if the operator or, the pilot in command is not the person who contravened that provision he shall, without prejudice to the liability of any other person under these Regulations for that contravention, be deemed for the purposes of the following provisions of this Regulation to have contravened that provision unless he proves that the contravention occurred without his consent or connivance and that he exercised all due diligence to prevent the contravention.

(2) If it is proved that an act or omission of any person, which would otherwise have been a contravention by that person of a provision of these Regulations, orders, notices or proclamations made there under was due to any cause not avoidable by the exercise of reasonable care by

that person, the act or omission shall be deemed not to be a contravention by that person of that provision.

(3) Where a person is charged with contravening a provision of these Regulations orders, notices or proclamations made there under by reason of his having been a member of the flight crew of an aircraft on a flight for the purpose of commercial air transport operations, the flight shall be treated, without prejudice to the liability of any other person under these Regulations, as not having been for that purpose if he proves that he neither knew nor had reason to know that the flight was for that purpose.

(4) A person who contravenes any provision of these Regulations, orders, notices or proclamations made thereunder not being a provision referred to in sub-regulation (9) shall, upon conviction, be liable to a fine, and in the case of a continuing contravention, each day of the contravention shall constitute a separate offence.

(5) In case an aircraft is involved in a contravention and the contravention is by the owner or operator of the aircraft, the aircraft shall be subject to a lien for the penalty.

(6) Any aircraft which is subject to alien for the purpose of sub-regulation (5) may be seized by and placed in the custody of the Authority;

Provided that no such aircraft shall be so seized save with the consent of the Attorney General.

(7) The aircraft shall be released from custody of the Authority upon-

- (a) payment of the penalty or the amount agreed upon in compromise;
- (b) deposit of a bond in such amount as the Authority may prescribe, conditioned upon payment of the penalty or the amount agreed upon in compromise; and
- (c) receiving an order of the court to that effect.

(8) The Authority and any person specifically authorised by name by him or any police officer not below the rank of inspector specifically authorised by name by the Minister, may compound offences under Part A of the Schedule to these Regulations by assessing the contravention and requiring the person reasonably suspected of having committed the offence to pay to the Authority a sum equivalent in Tanzanian shillings of one hundred United States dollars and three hundred United States dollars for provisions referred to in sub-part (i) and sub-part (ii) respectively in

Part A of the Schedule to these Regulations.

(9) A person who contravenes any provision specified in Part B of the Schedule to these Regulations shall upon conviction be liable to a fine of not less than the equivalent in Tanzanian Shillings of one thousand United States Dollars or to imprisonment for a term of twelve months or to both.

(10) Where any person is aggrieved by any order made under sub-regulation (8), he may, within twenty one days of such order being made, appeal against the order to a higher court and the provisions of Part X of the Criminal Procedure Act, shall apply *mutatis mutandis*, to every such appeal as if it were an appeal against a sentence passed by a district court in the exercise of its original jurisdiction.

Cap. 20

FIRST SCHEDULE

REGULATION

OFFENCES AND PENALTIES

Regulation Number	Title	Part
4	Compliance requirements	A
5	Authority to inspect	A
7	Certificates of airworthiness and certificate of registration	A
8	Air Traffic Control rules and procedures	A
9	Foreign air operator aircraft technical logbook	A
10	Foreign air operations journey logbook	A
11	Operations manual to be carried	A
12	Documents and additional information to be carried on board the aircraft	A
13	Access to and production of documentation, manuals and records	A
14	Preservation and production of flight recorded data	A
15	Computation of passenger and baggage mass	B
16	Approach and landing conditions	A
17	Aircraft security	A
18	Unauthorised carriage	A

19	Reporting of incidents and accidents	A
20	Carriage of dangerous goods by air	B
21	Carriage of weapons and munitions of war	B
22	Carriage of sporting weapons and ammunition	A
23	Possession of the licence	A
24(2),(3)	Drug and alcohol testing and reporting	B
25	Inspection of licences and certificates	A
26	Use and retention of certificates and records	A
28	Enforcement of directions	A

Dar es Salaam,
....., 2006

ANDREW CHENGE
Minister for Infrastructure Development.