



SWAZILAND
GOVERNMENT GAZETTE
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MBABANE, Friday, September 25th., 1987

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PUBLISHED BY AUTHORITY

SUPPLEMENT TO
THE
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79. The Aviation (Amendment) Regulations, 1987 S1

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LEGAL NOTICE NO. 79 OF 1987

THE AVIATION ACT, 1968

(Act No. 13 of 1968)

THE AVIATION (AMENDMENT) REGULATIONS, 1987

(Under section 21)

In exercise of the powers conferred by section 21 of the Aviation Act, 1968 the Minister for Works and Communications hereby makes the following Regulations—

Citation and commencement.

1. These Regulations may be cited as the Aviation (Amendment) Regulations, 1987, shall be read as one with the Aviation Regulations, 1969 (hereinafter referred to as "the principal regulations") and shall come into force on the 25th September, 1987.

Amendment of Regulation 43.

2. Regulation 43 of the principal Regulations is amended by replacing paragraph (5) with the following new paragraph and by adding immediately thereafter a new paragraph (5) bis—

"(5) The Director may, at any time, cancel the registration of an aircraft registered in Swaziland including an aircraft so registered on the coming into force of these Regulations, if he is satisfied that—

(a) any factors qualifying the aircraft for registration have arisen which, if the aircraft were not registered in Swaziland, would disqualify such aircraft from being registered in terms of these Regulations;

(b) the registration was procured or effected by fraud;

(c) having regard to the ownership of the Aircraft, its usual situation when not in operation and the area of operation being substantially outside Swaziland, the aircraft can more suitably be registered elsewhere other than in Swaziland.

(5) bis(a) The Director shall cancel the registration of an aircraft registered in Swaziland—

(i) if the Minister, in writing, so directs on the grounds that it is not in the interests of national security that such aircraft should remain registered in Swaziland;

(ii) if the Minister withdraws any approval granted under paragraph (3).

(b) Where the registration of an aircraft is cancelled under paragraph (a) neither the Minister nor the Director shall be compelled to give any reasons relating to any matter of national security upon which the cancellation of the registration was made."

Amendment of Regulation 253.

3. Regulation 253 of the principal Regulations is amended by deleting the proviso thereto.

Addition of Regulation 256 bis.

4. The principal Regulations are amended by adding immediately after regulation 256 the following new Regulation—

“Revocation or suspension of licence in other cases.

- 256 bis. (1) Where the registration of an aircraft has been cancelled under Regulation 43(5) bis, the licensing authority may, and if so directed in writing by the Minister, shall revoke or suspend the licence relating to such aircraft.
- (2) The licensing authority may, at any time, revoke or suspend a licence including a licence which is in force on the coming into force of these Regulations, if the Minister so directs on the grounds that it is not in the interests of national security that such licence should continue to be used.
- (3) The provisions of Regulation 43(5) bis (b) shall, mutatis mutandis, apply to any directive given by the Minister or to any decision made by the licensing authority to revoke or suspend a licence under this regulation and it shall not be necessary to give notice for the suspension or revocation of the licence.”

Amendment of Regulation 257.

Regulation 257 of the principal Regulations is replaced with the following Regulation—

“Surrender of licence.

257. A licence may at any time be surrendered by the holder to the Licensing Authority and any licence revoked or suspended under these Regulations shall be surrendered by the holder to the authority.”

G.M. MABILA
Principal Secretary

MBABANE,
22nd September, 1987.