

- (i) certified or approved by the Executive Director as an instrument flight procedure design service provider; or
 - (ii) validated as an instrument flight procedure design service provider under regulation 170.02.19; and
- (b) the services are provided in accordance with this Part.

(2) A person may not design, maintain, review, amend or adapt flight procedures that are intended for use by civil aircraft operating within the territorial limits of Namibia, except under the authority of, and in accordance with the provisions of, a flight procedure design approval with the appropriate rating issued under this Part and in accordance with the requirements provided for in Part 170.

- (3) The Executive Director may –
- (a) as part of the organisational functions of the Authority, provide a flight procedure design service;
 - (b) agree with one or more states to provide a joint flight procedure design service;
 - (c) delegate the provision of the service to an external agency or agencies; or
 - (d) approve an agency to provide a flight procedure design service.

(4) In all cases mentioned in subregulation (2), the Executive Director remains responsible for all flight procedures for aerodromes and airspaces under the authority of Namibia.

(5) Flight procedures must be designed in accordance with the approved design criteria as described in regulation 173.04.9.

(6) A flight procedure design organisation intending to design an instrument flight procedure for aerodromes or airspace under the authority of Namibia must meet the requirements provided for in this Part.

(7) A flight procedure design organisation must utilise a quality management system at each stage of the flight procedure design process.

(8) A flight procedure design organisation must maintain and conduct periodic review of flight procedures for aerodromes and airspace under the authority of the Namibia and such reviews must be conducted at intervals of periods not exceeding five years.”;

- (b) by the deletion of subregulations (5) and (6) of regulation 173.04.5.

Amendment of Part 174 of Regulations

12. Part 174 of the Regulations is amended –

- (a) by the substitution for regulation 174.01.01 of the following regulation:

“Definitions and interpretation in this Part

“174.01.1 (1) Definitions pertaining to this Part are contained in Document NAM-CATS-MET.

(2) For purposes of these regulations “A-MET service” includes, unless the context indicates otherwise, the entity that has been certified under this Part as an A-MET service provider to provide aviation meteorological services in terms of these regulations.

(3) Unless otherwise specified in this Part, where any act is required or expected to be performed or anything is required or expected to be done by an A-MET service in terms of these regulations, that act must be performed or thing must be done by the certified A-MET service provider.

(4) Subregulation (3) does not apply where an A-MET service provider has been exempted from performing the act or doing the thing by the Executive Director under these regulations.”;

(b) by the substitution for subregulation (1) of regulation 174.01.2 of the following subregulation:

“(1) This Part –

(a) prescribes –

(i) regulations and procedures governing the certification and operation of an A-MET service provider providing aviation meteorological services for air navigation within Namibia; and

(ii) requirements governing the provision of basic weather reports for aviation in accordance with Annex 3 to the Chicago Convention;

(b) applies to the entity that has been certified as an A-MET service provider or that applies to be certified as an A-MET service provider pursuant to these regulations and to Annex 3 to the Chicago Convention; and

(c) sets out certain administrative rules applying to the Executive Director in the administration of this Part.”;

(c) by the substitution for subregulation (1) of regulation 174.02.1 of the following subregulation:

“(1) A person may not provide an aviation meteorological service in Namibia unless that person has been certified as a meteorological services provider under regulation 174.02.3, and provides the service under the authority of, and in accordance with the provisions of a certificate issued in terms of this Part, and any additional requirements provided for in Part 170.;

(d) by the repeal of regulation 174.02.2;

(e) by the substitution for the heading of regulation 174.02.3 of the following heading:

“Certification of A-MET service providers”;

- (f) by the insertion after subregulation (2) of regulation 174.03.7 of the following subregulation:

“(2A) An A-MET service provider must ensure that each new MET facility is –

- (a) commissioned to meet the specification standards for that facility; and
- (b) installed in compliance with the requirements prescribed in this Part and the specification standards set out in Document NAM-CATS-MET before commissioning.”;

- (g) by the substitution for Regulation 174.03.17 of the following regulation:

“Safety management system

174.03.17 An A-MET service provider must ensure that it meets safety requirements to help manage safety standards as set out in Document NAM-CATS-MET.”;

- (h) by the addition after Regulation 174.03.18 of the following regulation:

“Contingency plan

174.03.19 (1) An A-MET service provider must develop and maintain a contingency plan for implementation in the event of disruption, or potential disruption, of aeronautical meteorological services in accordance with standards set out in Document NAM-CATS-MET

(2) The plan referred to in subregulation (1) must be submitted as part of the manual of procedures for approval by the Executive Director.”; and

- (i) by the addition after regulation 174.04.3 of the following regulation:

“Human factors considerations

174.04.4 An A-MET provider must where applicable, in the management and distribution of meteorological information, take into consideration human factors principles in accordance with the standards set out in Document NAM-CATS-MET.”.

Amendment of Part 175 of Regulations

- 13.** Part 175 of the Regulations is amended –

- (a) by the substitution for regulation 175.03.7 of the following regulation:

“Safety management system

175.03.7 The AIS provider must ensure that it meets safety requirements to help manage safety standards as set out in Document NAM-CATS-AIS.”; and