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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

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PART I : SECTION (I) — GENERAL

Government Notifications

L.D. - B 4/2017

CIVIL AVIATION ACT, No. 14 OF 2010

REGULATIONS made by the Minister of Ports, Shipping and Aviation under Section 117 read with Sections 6, 10, 11, 13, 14, 16 and 31 of the Civil Aviation Act, No. 14 of 2010.

NIMAL SIRIPALA DE SILVA,
Minister of Ports, Shipping and Aviation.

Colombo,
03rd of August, 2022.

Regulations

1. These Regulations may be cited as the Sri Lanka Water Aerodromes Regulation No. 1 of 2022.
2. (a) a service provider appointed to provide aeronautical services, specified in paragraphs (b) and (c) of subsection (3) of section 6 of the Act;
(b) an aircraft owner or an operator holding an Air Operator Certificate for operation of floatplanes;



(c) a tour, hotel or travel operator registered either with the Sri Lanka Tourism Development Auhthority or the Civil Aviation Authority of Sri Lanka; or

(d) an owner or lawful operator of a water body,

shall be eligible to apply for a water aerodrome licence.

3. (1) An applicant who wishes to establish, operate or maintain a water aerodrome (hereinafter referred to as an "aerodrome") shall make an application for an aerodrome licence to the Director General in Form 'A' set out in the schedule I hereto, accompanied by -

(a) a licence fee as may be prescribed;

(b) a copy of the aerodrome operations manual;

(c) an intial environmental examination report or an environmental impact assessment report on the aerodrome under section 23BB of the National Environmental Act, No. 47 of 1980;

(d) approval for the establishment of the aerodrome from the relevant local authorities, institutions or departments in charge of the water bodies and the lawful owner or operator of the water bodies;

(e) a detailed designed of the proposed construction of the aerodrome;

(f) aerodrome data in accordance with the characteristics of the aircraft for which the aerodrome is designed for;

(g) a topographical map of the proposed aerodrome site encompassing an area of ten nautical miles from the centre of the aerodrome; and

(h) details of any significant obstcales present in approach surface.

4. The Director-General shall prior to issuing an aerodrome licence, assess the suitability of the place proposed for the construction of the aerodrome taking into consideration-

(a) the proximity of the place to other aerodromes including military aerodromes;

(b) obstacles and existing air space restrictions;

(c) that the construction of the aerodrome is not against public interest;

(d) condition of adjacent lands;

(e) accuracy of the documents submitted by the applicant under regulation 3; and

(f) findings of the field inspection and tests carried out on the aerodrome facilities, services and equipment.

5. (1) The Director-General-

(a) shall issue an aerodrome licence to an applicant who complies with the requirements specified in regulations 3 and 4, in form 'B' as set out in Schedule I hereto subject to the conditions specified in Schedule II hereto; or

(b) may refuse to grant the aerodrome licence to an applicant and notify the applicant in writing, of the reasons for the refusal, not later than fourteen days after making such decision.

6. An aerodrome licence -

(a) shall be valid until or unless suspended or revoked under section 26 of the Act and be renewable;

(b) shall not be transferable.

7. (1) An applicant who intends to be an operator of an aerodrome (hereinafter referred to as the “operator”) shall, submit to the Director-General and application for an aerodrome licence, together with two copies of the aerodrome operations manual for his approval.
- (2) The aerodrome operations manual shall-
- (a) be signed by the operator;
 - (b) be in printed form or in the case of copies, be in printed or electronic form;
 - (c) be in a format that is easy to revise;
 - (d) include the information of employees, facilities, equipment, services and procedures that are involved in the operation and maintenance of the water aerodrome and related services and any other information as specified by the Director-General;
 - (e) have a system for recording and updating the current pages and any amendments, including a page for logging revision;
 - (f) be organised in a manner that facilitates the preparation, review and approval process.
- (3) An operator shall –
- (a) transmit a copy of the approved aerodrome operations manual to an officer authorized by the Director-General, and keep the other approved copy at the principal place of business of the operator, for inspection by the authorized persons whenever the aerodrome is in operation;
 - (b) amend the aerodrome operations manual, whenever it is necessary to do so, to maintain the accuracy of information in such aerodrome operations manual. Any amendment to the aerodrome operations manual shall be made in accordance with the written directions of the Director-General according to a procedure that is acceptable to the Director-General;
 - (c) operate and maintain the aerodrome in accordance with the procedures set out in the aerodrome operations manual;
 - (d) inform the Director-General of any temporary or permanent change in the physical condition of the aerodrome and any other occurrence relating to the operation or maintenance of the aerodrome that may affect the safe operation of aircrafts;
 - (e) change the procedure set out in the aerodrome operations manual on the directions of the Director-General where he considers such changes to be necessary in the interests of the safety of air navigation.
8. (1) An operator shall, immediately after the issuance of an aerodrome licence establish an aerodrome emergency plan at an aerodrome, which shall-
- (a) commensurate with the aircraft operations and activities conducted at an aerodrome;
 - (b) provide for the coordination of the actions to be taken in the event of an emergency occurring at an aerodrome or in its vicinity;
 - (c) include the ready availability of, and coordination with appropriate specialist rescue services.
- (2) An emergency referred to in sub regulation (1) includes-
- (a) an aircraft emergency;
 - (b) natural disasters and sabotage including bomb threats;

-
- (c) an unlawful seizure of an aircraft;
 - (d) the effect of improper handling;
 - (e) transportation and storage of dangerous goods; and
 - (f) occurrence of building fires.
- (3) An emergency plan shall provide for coordination with the rescue coordination centres and for the participation of the following agencies whose assistance may be required in the event of an emergency, including an emergency that may occur outside an aerodrome-
- (a) fire department;
 - (b) police;
 - (c) armed forces;
 - (d) medical and ambulance services; and
 - (e) hospitals.
9. An operator shall establish a safety management system in accordance with the aerodrome operations manual.
10. An operator shall design and maintain an effective surveillance programme for the aerodrome which shall provide -
- (a) procedures to ensure that competent aerodrome personnel execute the surveillance programme effectively;
 - (b) a reporting system to ensure prompt corrections of unsafe aerodrome conditions noted during any inspection.
11. (1) An operator shall establish, operate and maintain a fire prevention and rescue programme with preventive measures against any possible fire on the aerodrome and identify a person to carry out the fire prevention programme.
- (2) Where an aerodrome does not have a designated fire service, the operator shall arrange with the Fire Prevention Department of the relevant local authority in the area or any other fire prevention authority to maintain a fire extinguishing and prevention programme for the aerodrome and to advise the operator of any dangerous conditions for rectification.
12. Every licenced aerodrome shall have identification signs-
- (a) to indicate that the aerodrome is licenced;
 - (b) containing the information specified in the aerodrome standards;
 - (c) which shall be displayed conspicuously at more than one place around the water body.
13. The Director-General shall, before an aerodrome licence is issued and subsequently at any other time, for the purpose of ensuring that safety at an aerodrome is maintained-
- (a) inspect and carry out tests on the aerodrome facilities, services and equipment;
 - (b) verify the safety management system of the aerodrome;
 - (c) update the register of licenced aerodromes with relevant information pertaining to physical characteristics and operation conditions as may be specified in Schedule II.

14. The Director-General shall suspend an aerodrome licence where-
- (a) the operator prevents any person authorized by the Director-General from carrying out a safety inspection or audit in accordance with these regulations;
 - (b) on the safety inspection or audit, it is found that the operator of the Aerodrome has not complied with these regulations and has failed to remedy any noncompliance within a period required by the Director-General or an officer authorized by him in that behalf after the inspection;
 - (c) it is deemed necessary by the Director-General, in the interest of aviation safety; or
 - (d) the initial conditions of the licence is not maintained or cannot be maintained due to change of land use around the water body.
15. An operator aggrieved by the suspension of an aerodrome licence may prefer an appeal in writing to the secretary to the Ministry of the Minister under the provisions of the Act.
16. (1) The Director-General shall revoke an aerodrome licence where-
- (a) the operator has abandoned operations at the aerodrome;
 - (b) the operator is in breach of any condition subject to which the aerodrome licence is issued.
- (2) Where the Director-General revokes an aerodrome licence under this regulation, he shall cause a notice to that effect to be published at least in one local Sinhala, Tamil and English newspapers of the same date.
17. (1) Where the operator of an aerodrome wishes to surrender the licence, he shall give the Director-General not less than ninety days notice in writing of his intention.
- (2) The Director-General shall take steps to revoke aerodrome licence on the day specified by the operator.
18. An operator whose aerodrome licence is revoked under regulation 16 shall-
- (a) return the aerodrome licence to the Director-General;
 - (b) remove all aerodrome identification signs from the aerodrome site, on the day of such revocation.
19. The following acts shall be prohibited within an aerodrome -
- (a) operating the aerodrome contravening any condition specified either in the aerodrome licence or aerodrome operations manual;
 - (b) obstructing or interfering with the proper use of the aerodrome;
 - (c) obstructing any person acting in the execution of his duty in relation to the aerodrome;
 - (d) boarding or attempting to board any aircraft without the authority of the person in charge of it;
 - (e) tampering or interfering with any aircraft or anything used in connection with an aircraft without the authority of the person in charge of the aircraft or thing;
 - (f) smoking in or otherwise bringing or lighting any naked light onto or in any place-
 - (i) where such act is prohibited by notice posted on or near such place;
 - (ii) within fifteen metres of an aircraft or a store of liquid fuel or explosive;
 - (g) any act causing or tending to cause an outbreak of fire;

- (h) failing to place an aircraft in any place or position appointed by the person in charge for that purpose;
- (i) failure to moor or otherwise properly secure a stationary aircraft;
- (j) displacing, damaging, defacing or altering any structure or other property, whether movable or immovable (including any notice) forming part of or provided for or in connection with the aerodrome without the permission of the person in charge;
- (k) enter upon or remain in an aerodrome to which these regulations apply in circumstances in which the safety or security of any aircraft or its passengers, cargo or crew is likely to be imperiled or the proper functioning of the aerodrome be impeded;
- (l) flying kites or using of laser beam or any device which causes disruption to operating crew.

20. (1) The operator shall –

- (a) take all reasonable measures to ensure that obstacles at, or within the vicinity of the aerodrome are detected and reported to the Director-General;
- (b) ensure that the movement area is free of hazards during operational hours;
- (c) take all reasonable steps to remove any object or vessel anchored, moored or otherwise within the aerodrome in contravention of these regulations;
- (d) be responsible for ensuring that no unauthorized person enter or remain in an aerodrome to which these regulations apply to promote the safety of all aircraft and their passengers, cargo and crew during operational hours;
- (e) ensure that no person operate any device on any aerodrome to which these regulations apply which may cause interference to communication between aircraft and ground;
- (f) notify the aeronautical information service (AIS), as soon as practicable (for the issue of a Notice to Airmen) of any aerodrome that may affect the safe operation of aircraft;
- (g) ensure that operations are not conducted on portions of the aerodrome when unsafe condition exists on such aerodrome.

(2) (a) An operator shall provide and maintain at least one wind direction indicator for an aerodrome.

- (b) The wind direction indicator shall be located so as to be visible to an aircraft in-flight or on the movement area and in such way as to be free from the effects of air disturbances caused by nearby objects.
- (c) The characteristics of a wind direction indicator and the methods and procedures for installation and maintenance shall be in accordance with the methods and procedures approved by the Director-General.

21. (1) During operational hours an aerodrome shall be available for use by any aircraft holding approval for operation of floatplanes subject to payment of the applicable fees.

(2) An aerodrome shall be open for aircraft operations from dawn to dusk.

(3) Owner of a water body in which an aerodrome is established and operated may charge a fee as may be prescribed from every aircraft operator per each landing, for the use of the water body.

22. (1) The Director General shall notify in writing the operator in respect of any proposed construction within 3000m of approach surface. In such case, the Director General may not enforce obstacle control for water aerodromes and the construction activity shall get priority over water aerodrome operations unless otherwise decided by the Minister.

(2) Upon receipt of a notification under sub-regulation (1), the aerodrome operator shall-

- (a) if the approach surface is penetrated by the upcoming obstacle, inform the Director General of any alternate means of operation; or
 - (b) find an alternate location for the establishment of a new water aerodrome within a period of six months from the date of such notification.
- (3) Where the operator wishes to establish a water aerodrome in another location he shall make an application for an aerodrome licence under Regulation 3 and the provisions of Regulations 4 and 5 shall, *mutatis mutandis* apply to and in respect of the issuance of such licence.

23. In these regulations, unless the context otherwise requires-

“Act” means the Civil Aviation Act, No.14 of 2010;

“approach surface” means, an inclined plane preceding the threshold where limits shall comprise-

- (a) an inner edge of specified length, horizontal and perpendicular to the extended centre line of the runway and located at a specified distance before the threshold;
- (b) two sides originating at the ends of the inner edge and diverging uniformly at a specified rate from the extended centre line of the runway;
- (c) an outer edge parallel to the inner edge; and
- (d) in lateral offset when offset or curved approaches are utilized, two sides originating at the ends of the inner edge and diverging uniformly at a specified rate from the extended centre line of the lateral offset, offset or curved ground track;

“Authority” means the Civil Aviation Authority of Sri Lanka, established by the Civil Aviation Authority of Sri Lanka Act, No.34 of 2002;

“Director-General” means The Director-General appointed under Section 11 of the Civil Aviation Authority of Sri Lanka Act, No. 34 of 2002;

“floatplane” means a seaplane equipped with separate floats to support the fuselage well above the water surface;

“Minister” means the Minister assigned the subject of Civil Aviation under Article 44 or 45 of the Constitution and the term Ministry shall be construed accordingly;

“Operator of the Aerodrome” shall have the same meaning assigned to that expression in the Civil Aviation Act, No. 14 of 2010;

“Safety Management System” means a system for the management of safety at an aerodrome, including the organizational structure, responsibilities and accountabilities, procedures, processes and provisions for the implementation of aerodrome safety policies by an operator, which provides for the control of safety at an aerodrome and its safe use;

“Water Aerodrome” means a defined area on a water body intended to be used either wholly or in part for the arrival, departure and movement of aircraft including any building installation and equipment on ground or water;

“Water body” means a significantly whole body of water which may include entire river, canal, lake, reservoir, sea, lagoon, bay or a port.

SCHEDULE I

[Regulation 3]

FORM A



Application for Water Aerodrome Licence

1. Particulars of the Applicant

Full Name
Address.....
.....
.....
Position.....

2. Particulars of the Aerodrome Site

(*GPS Coordinates of the Aerodrome Reference point should be given)

Name of the Aerodrome
.....
Geographical Coordinates of the Aerodrome*

3. Is the Applicant the owner of the Aerodrome site?

Yes <input type="checkbox"/> No <input type="checkbox"/>
If No Provide
a) Details of rights held in relation to the site; and
b) Name and address of the owner of the site and written evidence to show that permission has been obtained for the site to be used by the applicant as an aerodrome.

4. Indicate the largest type of Aircraft expected to use the Aerodrome

Code*.....

* ICAO Aircraft Reference Code

5. Classification of the Aerodrome

A				B		C		D		E				F		
A1	A2	A3	A4	B1	B2	C1	C2	D1	D2	E1	E2	E3	E4	F1	F2	F3

6. Name, title and contact details of the Accountable manager of the Aerodrome:

Name:..... Title:..... Contact Details:

7. Details to be shown on the Aerodrome License

Name of the Aerodrome

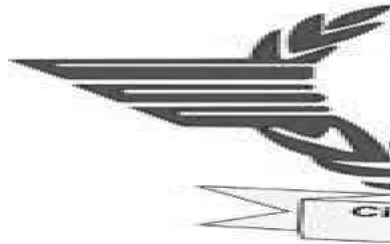
I hereby apply for a License to operate the aerodrome. Signed..... Date.....
--

Information

1. One copy of the Aerodrome operations Manual to be submitted.
2. Documentary evidence in support of all matters in the application may be requested.

FORM B

[Regulation 5]

Aerodrome License No. (*License No*)Reference: (*file reference no*)**Democratic Socialist Republic of Sri Lanka**

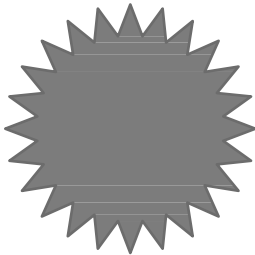
Civil Aviation Authority of Sri Lanka

Aerodrome Licence*(Name of the Water Aerodrome)*

This is to certify that in pursuance of Regulation 5 of the **Sri Lanka Water Aerodromes Regulations No. 1 of 2022**, the Director General of Civil Aviation has issued (*Aerodrome operator's name*) the Aerodrome Licence for the establishment, operation and maintenance of (*Name of the Water Aerodrome*) in accordance with the terms and conditions set out in the attachment hereto.

This Licence shall be valid until or unless suspended or revoked by the Director General.

Director General of Civil Aviation.



No. 152/1, Minuwangoda Road,
Katunayake.

Date :

SCHEDULE II

[Regulations 5 and 13]

Conditions of the Water Aerodrome Licence

1. This Licence shall not be transferable.
2. The holder of the Licence shall comply with the applicable requirements of the Implementing Standards issued by the Director General of Civil Aviation in terms of Section 120 of the Civil Aviation Act, No. 14 of 2010 and any requirement communicated from time to time by the Director General of Civil Aviation.
3. The holder of the Licence shall operate and maintain the aerodrome in accordance with the procedures set out in the approved aerodrome operations manual.
4. The holder of the Licence shall maintain a complete, accurate and updated aerodrome operations manual.
5. Unless in case of an emergency where safety or security of aircraft, operating crew, passengers or property is or is likely to be compromised, the holder of the water aerodrome licence and its employees shall not deviate from the approved provisions specified in the aerodrome operations manual without prior approval from the Director General of Civil Aviation. Any deviation from the approved specifications for reasons aforementioned, shall be communicated to the Director General of Civil Aviation forthwith together with reasons thereof.
6. The holder of the Water Aerodrome Licence shall –
 - (a) maintain the surroundings in coordination with the owner of the water body or the water aerodrome, as the case may be to ensure the safety of aircraft operations;
 - (b) maintain the water aerodrome movement area clear of hazards and free of obstacles.
7. The holder of the Water Aerodrome Licence shall –
 - (a) ensure that all aircrafts operating through the aerodrome shall be in conformity with the requirements specified on Noise and Vibrations under Air Navigation Regulation 108 and associated Implementing Standards;
 - (b) ensure to carry out aircraft movements from sunrise to sunset subject to the conditions of Visual Flight Rules;
 - (c) ensure that no aircraft is allowed to use the aerodrome for operating internationally unless such operations are specifically approved by the Director General of Civil Aviation in writing;
 - (d) not permit aerodrome to be used by an aircraft in contravention of the applicable Regulations, Implementing Standards and approved procedures;
 - (e) maintain all signs, name boards using the standard symbols and information placards in conformity with the requirements of the approved aerodrome operations manual and the Implementing Standards;
 - (f) establish and maintain effective Airport Security Programme ensuring the requirements of the National Civil Aviation Security Programme is complied with;
 - (g) maintain a Safety Management System in respect of the whole operation of the Water aerodrome;
 - (h) notify the Director General of Civil Aviation of any of the following situations forthwith –
 - (i) aircraft accident or incident at the aerodrome or in its surrounding;
 - (ii) any incident within the aerodrome affecting safety or security of passengers;
 - (iii) breach of any safety or security requirements;
 - (iv) defect, deficiency or shortcomings that affect adversely the safety or security of aircraft operations of persons at the airport;
 - (v) closure of the aerodrome either temporarily or permanently;
 - (vi) disruption to aerodrome operations for any reason.
 - (i) Pay the annual licence fee as may be prescribed.

EOG 08-0078