

REPUBLIC OF VANUATU

BILL FOR THE CIVIL AVIATION (AMENDMENT) ACT NO. OF 2016

Explanatory Note

This Bill amends the Civil Aviation Act [CAP 258].

Item 1 repeals subsection 46(2) and inserts new subsections (2), (2A) and (2B). The new subsection (2) provides that the Minister may by Order, impose a levy on the holders of a certain class or classes of aviation documents and certain persons who are required to hold certain classes of aviation documents. This new subsection also provides that the Minister may by Order, impose a levy on any international passengers who are departing Vanuatu. The Order would specify the details of the levy.

The new subsection (2A) empowers the Minister to exempt any passenger or certain class of international passengers, from payment of levy.

Subsection (2B) defines international passenger to mean a passenger that is embarking on an international flight, where that flight begins in Vanuatu and ends on a foreign destination.

Item 2 amends paragraph 48(2)(b) by adding after that paragraph, two new paragraphs (ba) and (bb). The new paragraph (ba) provides that the Minister may specify in the Order made under section 46, the specific procedures for collecting levies.

The new paragraph (bb) provides that the Minister may specify in the Order the procedures for the payment of levies by the persons specified in the Order.

Minister of Infrastructure and Public Utilities



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An Act to amend the Civil Aviation Act [CAP 258].

Be it enacted by the President and Parliament as follows-

1 Amendments

The Civil Aviation Act [CAP 258] is amended as set out in the Schedule.

2 Commencement

This Act commences on 1 January 2017.

SCHEDULE

AMENDMENTS OF THE CIVIL AVIATION ACT [CAP 258]

1 Subsection 46(2)

Repeal the subsection, substitute

“(2) A levy may be imposed on:

- (a) the holders of aviation documents of any class or classes specified in the Order and persons who, but for an exemption granted under this Act, would be required by this Act to hold an aviation document of the class or classes specified in the Order; or
- (b) any international passenger departing Vanuatu.

(2A) The Minister may by Order exempt any person or any class of persons from payment of levy under this section.

(2B) For the purposes of paragraph (2)(b), **international passenger** means a passenger that is embarking on an international flight that is departing Vanuatu for a destination outside of Vanuatu.”

2 After paragraph 48(2)(b)

Insert

- “(ba) specify the procedures for collecting levies; and
- (bb) specify the procedures for the payment of levies by the persons specified in the Order; and”