



**REPUBLIC OF NAURU
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Nauru

G.N.No. 157 /2004

**AIR NAVIGATION ACT 1971
AIR NAVIGATION (FEES AND CHARGES) REGULATION 2004**

ARRANGEMENT OF REGULATION

Registration

1. Short Title
2. Interpretation
3. Air Navigation
4. Aircraft Landing fees
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6. Exemptions
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8. Repeal and saving

FIRST SCHEDULE

In Exercise of the powers conferred on it by Section 35(1) of the Air Navigation Act 1971, the Cabinet has made the following Regulations:-

SHORT TITLE

1. These regulations may be cited as the Air Navigation (Fees and Charges) Regulation 2004.

INTERPRETATION

2. In these regulations, unless the context otherwise requires

“aircraft mass” means the maximum authorized takeoff weight of an aircraft;

“Nauru Flight Information Region” means the established by the Republic, endorsed by the International Civil Aviation Organization, and accept by the International Aviation Community to be the flight Information Region for the Republic of Nauru.

AIR NAVIGATION FEES

3. The owner or operator of an aircraft flying through the Nauru Flight Information Region shall pay an air navigation fee in accordance with the first Schedule of the Air Navigation (Fees and Charges) Regulation 2004.

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AIRCRAFT LANDING FEES

- 4. The owner or operator of an aircraft landing at the Nauru International Airport shall pay a landing fee in accordance with the first Schedule of the Air Navigation (Fees and Charges) Regulation 2004.

AIRCRAFT PARKING FEES

- 5. The owner or operator of an aircraft which is parked at the Nauru International Airport shall pay a parking fee in accordance with the first Schedule of the Air Navigation (Fees and Charges) Regulation 2004.

EXEMPTIONS

- 6. The Minister may with the approval of the cabinet, by notice in writing, exempt an aircraft from the payment of all or any fees under regulation 3, 4, or 5, either generally or in respect of any specific flight or flights, landing or landings, parking period or parking periods, as the case may be.

TERMINAL USE FEES

- 7. The Tenant of space in the terminal building of the Nauru International Airport shall be charged a rental fee in accordance with the first schedule of the Air Navigation (Fees and Charges) Regulation 2004.

REPEAL AND SAVING

- 8. (1) The Air Navigation (Fees and Charges) Regulations 1999 are repealed.
- (2) Any fee payable under the Regulations repealed by sub-regulation (1) shall continue to be payable, and any action for the recovery of that fee may be taken or continued by the Republic or the Authority, in accordance with these Regulations as if they were still in force.

FIRST SCHEDULE

ITEM	MATTER	FEE
1	Regulation 3 Air navigation fee for aircraft flying through the Nauru Flight Information Region.	The fee payable is calculated on the basis of the distance flown in the Nauru Flight Information Region and the mass of the aircraft, in accordance with the following formula:- For flights in Class A air space, by the formula: AU\$2.70 x square root of the MTOW where “D” is the great circle distance, represented in kilometers, And “MTOW” is the aircraft maximum take-off weigh, represented in metric tons.

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2	Regulation 4 Landing fee for air craft landing at Nauru International	Where the aircraft mass does not exceed 15 tonnes - \$1.75 per tonne. Where the aircraft mass exceed 15 tonnes but does not exceed 25 tonnes - \$2.85 per tonne. Where the aircraft mass exceeds 25 tonnes but does not exceed 50 tonnes - \$4.15 per tonne. Where the air craft mass exceeds 50 tonnes - \$9 per tonne.
3	Regulation 5 Parking fee for aircraft parked at Nauru International Airport.	(a) First two hours – no charge. (b) Next 24 hours, or part of 24 hours, after the first two hours:- Where the aircraft mass does not exceed 15 tonnes - \$20. Where the aircraft mass exceeds 15 tonnes but does not exceed 25 tonnes - \$50. Where the aircraft mass exceeds 15 tonnes but does not exceed 50 tonnes - \$75. Where the aircraft mass exceeds 50 tonnes - \$100. (c) After the 24 hours in paragraph (b):- Where the aircraft mass does not exceed 15 tonnes - \$10 per hour. Where the aircraft mass exceeds 15 tonnes but does not exceed 25 tonnes - \$15 per hour. Where the aircraft mass exceeds 25 tonnes but does not exceed 50 tonnes - \$20 per hour.
4	Regulation 7 Rental fee for terminal building space	\$3.30 per square metre per week.