

LAW AMENDING THE AVIATION ACT

Article 1

In the Aviation Act ('Official Gazette of the Republic of Macedonia' No. 14/2006, 24/2007, 103/2008, 67/10, 24/12, 80/12, 155/12 and 42/14), a new paragraph 4 shall be added after paragraph 3 Article 3, reading as follow:

"4. The Government of the Republic of Macedonia shall enacted by-laws prescribing the measures, methods and requirements in respect of implementation of EU and international standards, recommended practices and other regulations regarding the security against acts of unlawful interference, flight permits, provision of air navigation services, slot allocation, investigation of civil and State aircraft accidents, serious incidents, incidents and occurrences as well as the method of reporting thereof and other areas of aviation."

Article 2

A new item 66-a shall be added after the item 66 in Article 4 and reads as follows:

"66-a. Obstacle means any fixed, permanent or temporary, and mobile objects, or parts thereof, which:

- a) are on an area intended for surface movement of aircraft;
- b) extend above defined surfaces intended to protect aircraft in flight; or
- c) are outside the areas specified in sub-items (a) and (b) of this item, and may jeopardize the air traffic."

Article 3

A new point (e) shall be added after point (d) paragraph 1 Article 6, reading as follow:

"(e) draft and enact by-laws prescribing the measures, methods and requirements in respect of the implementation of EU and international standards, recommended practices and other regulations regarding the carrying out aviation oversight."

Points (e) and (g) become points (f) and (g).

Article 4

In paragraph 1 Article 7-b, the item 4 shall be amended and reads as follow:

"- draft and enact by-laws in the field of aviation provided for in this Act as well as by-laws prescribing the implementation of EU and international standards, recommended practices and other regulations in the field of aviation which according to this Act are not under the responsibility of the Government of the Republic of Macedonia and the Ministry of Transport and Communications."

Article 5

Article 68 shall be amended and reads as follow:

- "(1) An investor shall be obliged to obtain an approval in respect of the safety of air services operation according to the Construction Law procedure for issuance of an approval on construction or reconstruction of airport, airfield or object at an airport or airfield, as well as an obstacle within the airport or airfield area.
- (2) An investor shall, according to the Construction Law procedure for issuance of an approval, be obliged to obtain an approval in respect of the safety of air services operation for separate antenna masts over 15 m in height, chimneys over 30 m in height, high-voltage power lines over 100 KB, windmills and any other objects over 100 m in height.
- (3) The approvals referred to in paragraphs (1) and (2) of this Article shall be issued by the Agency.
- (4) A representative from the Agency shall be a member of the Commission for Technical Inspection of Constructed Facility in respect of the issuance of an approval for the objects referred to in paragraphs (1) and (2) of this Article."

Article 6

In Article 177 after the words: "notice signs of", the word "objects" shall be substituted with the words: "obstacles at the airport or airfield, at the airport and airfield area, as well as outside that area;" and the words: "organization and operation of the airport's operators" shall be added after the words: "such systems."

Article 7

Item 14) paragraph (1) Article 188 shall be amended reading as follow:

- "14) during the issuance of an approval according to the Construction Law, the investor has failed to obtain an approval in respect of the safety of air services operation (paragraphs (1) and (2) Article 68).

Article 8

This Act shall enter into force at the eighth day following the date of its publication in the "Official Gazette of the Republic of Macedonia".