

REPUBLIQUE DU CAMEROUN

Paix - Travail - Patrie

AUTORITE AERONAUTIQUE



REPUBLIC OF CAMEROON

Peace - Work - Fatherland

CAMEROON CIVIL AVIATION AUTHORITY

Terms of Reference
for rulemaking task RMT.2018-02

Rules of the air

Issue 2 – 18/12/2020

Issue/rationale

The objective of this rulemaking task (RMT) is to update the requirements on the rules of the air in accordance with the latest amendments of the Annexes to the Chicago Convention, particularly Annex 2.

This shall be the first update since the publication of Order No.708/MINT of 8 June 2006 and the RMT will focus on some shortcomings that have been identified.

This RMT aims to ensure a high and uniform level of safety and to reflect the state of the art and best practices.

Operations area:	Air navigation services and aircraft operations
Affected rules:	Order N°708/MINT of 8 June 2006 laying down the rules of the air applicable to Cameroonian and foreign aircraft
Affected stakeholders:	ANS providers, aircraft operators, aerodrome operators, military authorities, flight crews
Impact assessment:	N/A
Rulemaking group:	Yes
Rulemaking Procedure:	Standard



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1. WHY WE NEED TO CHANGE THE RULES - ISSUE/RATIONALE

Air travel must be safe and efficient; this requires, among other things, a set of internationally agreed rules of the air. The rules developed by ICAO - which consist of general rules, visual flight rules and instrument flight rules contained in Annex 2 - apply without exception over the high seas, and over national territories to the extent that they do not conflict with the rules of the State being overflown. The pilot-in-command of an aircraft is responsible for compliance with the rules of the air.

Annex 2 was transposed in the national regulatory framework under the order N°708/MINT of 8 June 2006 laying down the rules of the air applicable to Cameroonian and foreign aircraft. This order was developed based upon the 10th edition of Annex 2 incorporating amendment 1 to 38 but did not include its appendices such as signals, Tables of cruising levels, etc.

Since the promulgation of this order, Annex 2 has undergone eight amendments (amendments 39 to 46) not yet transposed to the Cameroonian civil aviation regulations.

In this regard, amendments to the order No.708/MINT are necessary to ensure the incorporation of relevant, newly introduced ICAO provisions (i.e. SARPs, procedures, documents). This would avoid persisting discrepancies between the applicability of national regulations and the originating ICAO provisions in the interest of aviation safety.

2. WHAT WE WANT TO ACHIEVE - OBJECTIVE

The objective of this rulemaking task (RMT) is to update the requirements on the rules of the air. This shall be the first update since the publication of Order No.708/MINT in 2006.

The specific objectives are to:

- enhance the consistency of the requirements with relevant ICAO Annexes including Annex 2 and 11;
- improve the structure and readability of the regulation through a complete restructuration.

3. HOW WE WANT TO ACHIEVE IT

A rulemaking group (RMG) shall be established to support CCAA in the execution of this RMT. The RMG shall hold an appropriate number of meetings. Additional focused consultations may be held, in particular during the review of the comments received during the notice of proposed amendment (NPA) consultation.

4. WHAT ARE THE DELIVERABLES

Subject to the selected rulemaking procedure, the following deliverables may be issued:

- A notice of proposed amendment (NPA) with draft regulation to propose repeal



of Order No.708/MINT;

- a draft regulation repealing Order No.708/MINT;
- A document of acceptable means of compliance (AMC) and guidance material (GM).

5. HOW WE CONSULT

In addition to the NPA consultation, focused consultations may also be organized, prior to the publication of the final deliverable of the planned rulemaking activities and during their review process. This will be determined during the drafting phase, and may include meetings with stakeholders, workshops, etc.

6. INTERFACE ISSUES

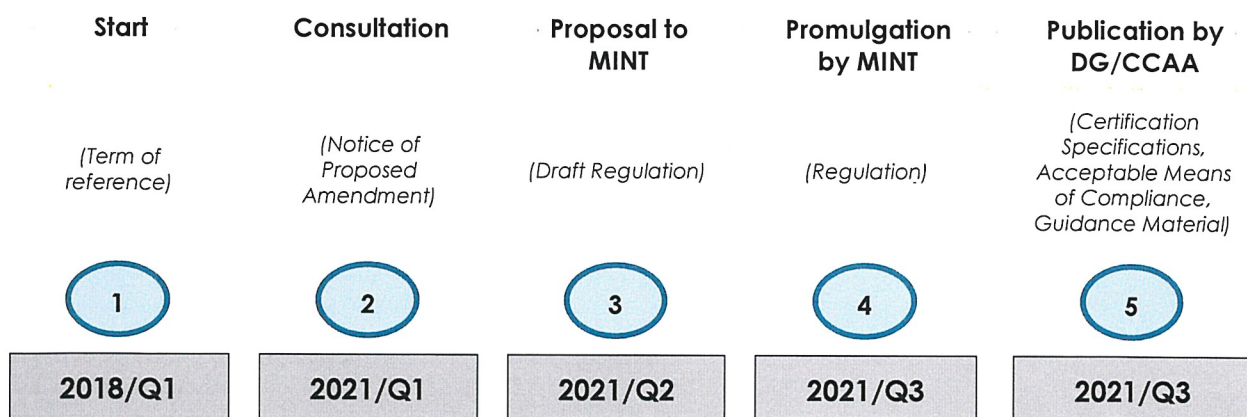
The content of this rulemaking task should be coordinated with the ongoing rulemaking activities linked to the provision of air navigation services including the provision of air traffic services

7. PROFILE AND CONTRIBUTION OF THE RULEMAKING GROUP

The rulemaking group will be composed of representatives of:

- CCAA;
- Air navigation services providers;
- Air force;
- Pilots association.

8. RULEMAKING MILESTONE





9. REFERENCE DOCUMENTS

9.1 Related regulations

Order N°708/MINT of 8 June 2006 laying down the rules of the air applicable to Cameroonian and foreign aircraft.

9.2 Related CS, AMC and GM

AMC & GM associated with the regulations listed in section 9.1.

9.3 Reference documents

- Decree 2033 relating air navigation in the Cameroonian airspace;
- Annex 2 to the Convention on International Civil Aviation;
- Annex 11 to the Convention on International Civil Aviation;
- ICAO Doc 4444 – PANS-ATM, Procedures for Navigation Services – Air Traffic Management;
- ICAO Doc 7030 – Regional supplementary Procedures;
- European Commission Implementing Regulation (EU) No 923/2012;
- European Commission Implementing Regulation (EU) 2016/1185.

The above list is not to be considered an exhaustive one, as other reference documents might support the activities undertaken in accordance with these Terms of Reference.



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