

Republic of Macedonia
Civil Aviation Agency
No. 02-1104/2
19 June 2013, Skopje

In accordance with Article 9-b of the Aviation Act ("Official Gazette of RM", No. 14/2006, 24/2007, 103/2008, 67/2010, 24/2012, 80/2012, 155/2012 and 68/2013, consolidated text), as well as Article 12 of the Statute of the Civil Aviation Agency, the Managing Board of the Agency at the continuation of its 42nd Session held on 19 June 2013, enacted the following

DECISION

1. A Tariff Regulation on Amending the Tariff Regulation Specifying the Level of Charges of the Civil Aviation Agency is enacted hereby.
2. The present Decision shall enter into force on the date of its enactment.

Elaboration

Acting in accordance with the Proposition-Conclusion of the Government of the Republic of Macedonia No. 16-20/94 dated 22.05.2013 (Our Ref. 03-921/1) dated 27.05.2013) as well as the Information to the Managing Board of the Agency issued by the Ministry of Transport and Communications No. 31-4466 dated 13.06.2013 (Our Ref. 03-1066/1 dated 14.06.2013) in the Tariff Regulation No. 01-2373/2 of 28.12.2011 specifying the level of charges paid to the Civil Aviation Agency, No. 01-167/3 dated 01.03.2012, as well as No. 02-758/2 dated 23.04.2013, Chapter 3.2, Charges per departing passenger from the airports of the Republic of Macedonia, as well as Articles 52-a, 52-b, 52-c, 52-d, and 52-e shall be deleted, and in Chapter 5, Transitional and Final Provisions, Article 57-a shall be deleted.

In accordance with the competencies of the Managing Board of the Civil Aviation Agency provided for in Article 9-b of the Aviation Act as well as Article 12 of the Statute of the Civil Aviation Agency, it was decided as stated in the disposition of the present Decision.

President of the Managing Board
Dragi Stojanoski

Signed and sealed

In accordance with Article 9-b of the Aviation Act ("Official Gazette of RM", No. 14/2006, 24/2007, 103/2008, 67/2010, 24/2012, 80/2012, 155/2012 and 68/2013, consolidated text), as well as Article 12 of the Statute of the Civil Aviation Agency, the Managing Board of the Agency at the continuation of its 42nd Session held on 19 June 2013, enacted the following

**TARRIF REGULATION ON AMENDING THE TARIFF REGULATION
SPECIFYING THE LEVEL OF CHARGES OF
THE CIVIL AVIATION AGENCY**

Article 1

In the Tariff Regulation No. 01-2373/2 of 28.12.2011 specifying the level of charges paid to the Civil Aviation Agency, No. 01-167/3 dated 01.03.2012, as well as No. 02-758/2 dated 23.04.2013, Chapter 3.2, Charges per departing passenger from the airports of the Republic of Macedonia, as well as Articles 52-a, 52-b, 52-c, 52-d, and 52-e shall be deleted.

Article 2

In Chapter 5, Transitional and Final Provisions, Article 57-a shall be deleted.

Article 3

The present Tariff Regulation shall enter into force on the date of its enactment and publishing on the Agency website.

**President of the Managing Board
Dragi Stojanoski**

Signed and sealed

In accordance with Article 12, paragraph (2) of Article 46, paragraph (6) of Article 53, paragraph (5) of Article 73, paragraph (2) of Article 98, paragraph (3) of Article 113, paragraph (4) of Article 121, paragraph (3) of Article 122, paragraph (5) of Article 124, paragraph (4) of Article 126, paragraph (2) of Article 133, paragraph (6) of Article 136, paragraph (6) of Article 137 and paragraph (3) of Article 147 of the Aviation Act ("Official Gazette of RM", No. 14/06, 24/07, 103/08, 67/10, 24/12, 80/12 and 155/12) as well as Article 12 of the Statute of the Civil Aviation Agency, the Managing Board of the Agency at the continuation of its 38th Session held on 22 April 2013, enacted the following

**TARRIF REGULATION ON AMENDING THE TARIFF REGULATION
SPECIFYING THE LEVEL OF CHARGES OF
THE CIVIL AVIATION AGENCY**

Article 1

In the Tariff Regulation No. 01–2373/2 of 28 December 2011 specifying the level of charges paid to the Civil Aviation Agency, amended under No. 01–167/3 dated 01.03.2012, paragraph (2) of Article 4 shall be amended to read as follows:

"(2) The level of charge for specifying the corrective measures implementation established on the basis of an approved action plan, and for issue, revalidation / renewal or modification of certificate of competence for provision of certain terminal services, as well as continuous oversight over the air navigation services providers in respect of aircraft take-off and landing, shall amount as follows:

Charge for specifying the corrective measures implementation established on the basis of an approved action plan				80.000 €
Terminal Service Charges	ATM Services	CNS Services	MET Services	AIS Services
TWR Skopje	60.000 €	40.000 €	25.000 €	25.000 €
TWR Ohrid	40.000 €	30.000 €	15.000 €	15.000 €

Article 2

A new Chapter 3.2 entitled: "Charge to all departing passengers from the airports of the Republic of Macedonia" and five new Articles 52–a, 52–b, 52–c, 52–d, and 52–e shall be added after Article 52 which shall read as follows:

Article 52–a

(1) The charge per departing passenger from the airports of the Republic of Macedonia shall serve cover the expenses of the Agency in respect of supervision/oversight of implementation of the regulations in respect of protection of passenger's rights in case of cancellations, delays and denied boarding, provision of airline identity information, disabled and reduced mobility passengers rights, air transport development, compensation of expenses regarding the implementation of the EU and

EASA SAFA Programme in accordance with the National Aviation Safety Programme, as well as other expenses related to the Agency's operation.

(2) The charge referred to in paragraph (1) of this Article shall be paid by departing passengers in public air transport and shall amount to 1.37 EUR per passenger in international air transport and 0.68 EUR per passenger in domestic air transport.

(3) The term of the charge referred to in paragraph (1) of this Article in the English language shall be: Macedonian Civil Aviation Agency Tax (MCAA Tax).

(4) The charge referred to in paragraph (1) of this Article shall be published in the Aeronautical Information Publication (AIP).

Article 52–b

(1) The air transport carriers shall calculate in the passenger ticket fare, the charge referred to in Article 52–a of this Tariff Regulation.

(2) Notwithstanding the provisions of paragraph (1) of this Article, the following persons shall be exempted from the charge referred to in Article 52–a of this Tariff Regulation:

- crew members on duty;
- passengers of aircraft returning to the airport of departure due to force majeure;
- passengers on flights operated by aircraft with a capacity of less than 20 passenger seats;
- children up to 2 years of age;
- transit passengers;
- passengers with service tickets (ID 00, ID 90);
- heads of governments and states and their delegations;
- passengers on firefighting, humanitarian and medical services flights;
- passengers on flights intended for aviation personnel training;
- crew members and aviation technical personnel for aircraft maintenance; and
- passengers of state aircraft.

Article 52–c

(1) The airport operator shall provide the Agency with a Report on the number of departing passengers in public air transport for each airline separately.

(2) The Report referred to in paragraph (1) of this Article shall contain an overview of departing passengers carried in the public air transport.

(3) The Reports referred to in paragraph (1) of this Article, for 30 days time (accounting period), shall be provided to the Agency by the airport operator not later than seven days from the accounting period expiry date.

Article 52–d

(1) The Agency shall, on the basis of the Reports referred to in paragraph (1) Article 52–c of this Tariff Regulation, shall submit invoices to the air transport carriers regarding the charge referred to in Article 52–a of this Tariff Regulation.

(2) The charge referred to in Article 52–a of this Tariff Regulation is non-taxable and does not constitute the revenue of the air transport carriers, but an item charged by the air transport carriers for the account of the Agency.

Article 52–e

(1) The deadline for payment of the charge referred to in Article 52–a of this Tariff Regulation shall be specified in each invoice submitted to the air carriers (users) by the Agency, and will be 15 days from the date of its submission.

(2) In case of delay in payment of the charge referred to in Article 52–a of this Tariff Regulation, the Agency shall be entitled to collect its claims in judicial process, pursuant to the applicable regulations.

(3) In case of delay in payment of the charge referred to in Article 52–a of this Tariff Regulation, the Agency shall be entitled to calculate a statutory default interest for each day of delay, in the amount prescribed in the national laws and regulations, and shall notify the debtors by interest statements within eight days of the date of default."

Article 3

After the title of Chapter 5 "Transitional and Final Provisions" a new Article 57-a shall be added and read:

"Article 57–a

The charge referred to in Chapter 3.2 of this Tariff Regulation shall commence to be paid following the publication of AIRAC Amendment in the Aeronautical Information Publication (AIP) with effective date of 27 June 2013."

Article 4

This Tariff Regulation shall enter into force on the day of its promulgation and publication on the Agency's web site.

President of the Managing Board
Dragi Stojanoski

Signed and sealed