

ZAYED BIN SULTAN AL NAHYAN
President of the United Arab Emirates
FEDERAL LAW NO. (4) OF 1996
REGARDING
GENERAL AUTHORITY OF CIVIL AVIATION

We, Zayed Bin Sultan Al Nahyan, President of the United Arab Emirates;

After perusal of the provisional constitution; and

Federal Law No. (1) of 1972 concerning the jurisdiction of the ministries and powers of the ministers as amended; and

Federal Law No. (7) of 1973, relating to wireless instruments and communications, as amended; and

Federal Law No. (7) of 1976, establishing the State Audit Institution; and

Federal Law No. (1) of 1984, concerning pensions and retirement gratuities for citizens working in organizations, corporations, companies, and banks in which the government is a participant, and

Federal Law No. (20) of 1991, promulgating Civil Aviation Law, and pursuant to the proposal of the Minister of Communications, approved by the Cabinet, Federal National Council and ratified by the Federal Supreme Council,

Have Issued the following Law:

Article (1)

In applying the provisions of this Law the following words and expressions shall have the meaning shown against each, unless the text requires otherwise:

State : The State of the United Arab Emirates

Minister : Minister of Communications

Authority : General Civil Aviation Authority of the U.A.E.
Meteorology : Meteorology as concerned with aerial navigation.
Board of Directors : Board of Directors of the Authority.
Chairman : Chairman of the Board of Directors of the Authority.

Article (2)

A General Authority is to be established and called the General Civil Aviation Authority, having its own legal entity and independent budget and responsible to the Minister. Its principal premises shall be allocated in the city of Abu Dhabi, and with agreement of the Board of Directors, branch offices may be established for the Authority or other locations within the State.

Article (3)

The capital of the Authority is (100) One Hundred Million Dirhams, which is to be provided in full by the federal government, with the provision that (20) Twenty Million Dirhams shall be paid during the first financial year of the Authority and payment of the balance shall be effected upon direction of the Board of Directors and approval of the cabinet, in accordance with requirements of the Authority.

As of the date of the implementation of this Law, all fixed and current assets transferred from the Ministry of Communications to the Authority, shall be entered into the inventory of the Authority, and be considered as part of the Authority's capital, as referred to in the preceding paragraph.

The Authority's capital may be increased by Federal Decree in accordance with any such proposals advanced by the Board of Directors, and approved by the cabinet. In such contingencies, the government shall allocate the agreed increase to the Authority.

Article (4) (Amendment Page 13)

Ten percent of the Authority's net profit shall be deducted from its net profits and held as a general reserve; such deduction shall continue until the amount of the reserve reaches one-half the capital, however the deduction shall be reinstated whenever the general reserve falls below this level.

Article (5)

Without prejudice to the provisions of Article (4) above, the net profits of the Authority shall devolve to the federal government, and if in any year the general reserve account is not sufficient to cover any losses incurred by the Authority, the federal government shall satisfy the realized deficit.

Article (6)

The Authority shall undertake, in coordination with local authorities and concerned bodies, the execution of the Civil Aviation Law, and shall, in particular, realize the following objectives:

1. Implementation of international agreements and treaties in the field of Civil Aviation and meteorology.
2. Provision, in the best possible manner, of required services to Civil Aviation.
3. Scientific authentication of data, information and researches related to Aviation.
4. Exchange of experience and information with Arab and Foreign States.
5. Cooperation with international organizations and bodies concerned with Civil Aviation and meteorology.

6. Encouraging cooperation in the field of Civil Aviation between the UAE and other States.
7. Propose entering into agreements which better organize matters that lay within the scope of its specialities.

Article (7)

The Authority shall undertake the following functions :

1. Promulgate the general policy for civil aviation and propose laws and regulations which ensure the organization thereof, forming the necessary committees to implement such policies and representing the State in the negotiations on matters involving its functions, and proposing the conclusion of bilateral agreements in the area of civil aviation and aerial meteorology, in accordance with the provisions of the constitution.
2. Promulgate rules related to overflight of the territory of the State, landing and departing from its airports, and the conditions of carriage of passengers, cargo and mail according to the Law, and in coordination with local authorities.
3. Determine areas over which flying is prohibited, restricted or dangerous in coordination with the concerned authorities in the State.
4. Determine aerial navigation routes to be followed on entry, departure or overflight by those aircraft given permission to transit the territory of the State.

5. Determine the conditions for the registration of aircraft in the State, the registering and issue of the airworthiness certificates, and the specifications of nationality and registration symbols, and notifying the International Civil Aviation Organization regarding aircraft to which these matters apply and of any changes that may occur thereto.
6. Determine requirements for the appointment of aircraft crew members and issue the necessary licenses and related documents as appropriate.
7. Determine the documents which should be carried on board aircraft in the conduct of and inspect compliance of those aerial navigation aircraft registered in the State.
8. Promulgate the rules which ensure protection of aerial navigation lights and signals, in coordination with the local authorities.
9. Undertake the Air Traffic Control operations in the State.
10. Ensure enforcement of accepted international regulations and standards at airports of the State, including the aviation agreements, and following up their execution in coordination with the local authority.
11. Promulgate and organize training programs as appropriate to various aviation specialties.
12. Supervise the maintenance and repair of aircraft and the extent of conformity of manufacture with international and local specifications, and the locations in which such maintenance and repair are accomplished, and issue the necessary certificates and licenses for conducting such activities.

Article (8)

A Board of Directors, an Executive Committee and a General Administration shall be formed for the Authority.

Article (9)

The Board of Directors shall be composed of a Chairman and Board Members whose number shall not exceed ten; the Minister, by virtue of his position, shall be the Chairman of Board of directors, and the Members shall be appointed by cabinet decision based upon proposals advanced by the Minister.

The Board shall choose from among its members, a Deputy Chairman to substitute for the Chairman in his absence. The tenure of membership of the board shall be for four years and be renewable for further similar periods.

Article (10)

The Board of Directors is concerned with the following matters:

1. Planning the general policy of the Authority and supervising its execution.
2. Discussing and approving the annual report submitted by the Director General concerning the activities and achievements of the Authority.
3. Approving the balance sheet of the Authority and its final accounts.
4. Promulgating bylaws intended to organize the work of the Authority, including the bylaws related to administrative and technical affairs.
5. Promulgating the personnel regulations of the Authority which are to be ratified by the cabinet.

6. Promulgating the financial regulations of the Authority which are to be ratified by the cabinet.
7. Specifying suitable fees and charges to be levied by the Authority in consideration of the services offered by it and which are to be ratified by the cabinet, provided that individual charges shall not exceed Dhs. 400,000 (Four Hundred Thousand Dirhams)
8. Accepting grants and aids which do not contravene with the objectives of the Authority.
9. Appointing accounts auditors and determining their fees.

Article (11)

The Board of Directors shall meet at least once every three months, and may be invited to hold extraordinary meetings at the request of the Chairman, the executive committee or the Director General. Such meetings shall not be considered valid unless attended by at least two thirds of its members, and its decisions passed by a majority of votes of the members present, and in case of a tie, the decision of the chairman of the meeting shall prevail.

Article (12)

The remuneration of the Board of Directors shall be determined by cabinet decision.

Article (13)

The Board of Directors shall form a committee from amongst its members which is to be entitled "the executive committee", and its functions shall be specified by decisions of the board.

Article (14)

The general administration of the Authority consists of a Director General who is to be appointed by cabinet decision on the nomination made by the Chairman of the Board together with a number of employees and experts to be appointed according to the personnel regulations of the Authority.

Article (15)

The Director General shall assume the following functions :

1. Managing the Authority and implementing the decisions and general policies established by the Board of Directors, and, in this regard, shall be responsible to the Board of Directors.
2. Representing the Authority before the courts and acting on its behalf when contracting with third parties.
3. Proposing the agenda of the Board of Directors.
4. Appointing the staff and service personnel of the Authority in accordance with the provisions of the personnel Regulations of the Authority.
5. Preparing the annual Balance sheet and final accounts of the Authority, and presenting same to the Board of Directors.
6. Preparing the periodic reports regarding the progress of the performance of the Authority and submitting same to the Board of Directors.
7. Any other functions as may be assigned him by the Board of Directors.

Article (16)

The Authority's revenues comprise:

- Fees and charges specified by the Authority.
- Grants, aids, endowments which do not contravene the objectives of the Authority, provided that they are approved by the Board of Directors.
- Any other sources realized by the Authority in the performance of its activities.

Article (17)

The Financial Year of the Authority will commence on January 1st and terminate on December 31st of each year. The first financial year of the Authority shall commence on the date of enforcement of this Law, and shall terminate on the 31st December the following year.

Article (18)

The Authority's funds are to be considered public funds.

Article (19)

The Authority's accounts shall be controlled and audited by one or more auditors, in accordance with recognized accounting practices, and the auditors shall present their report to the Board of Directors not later than four months following the close of the financial year, and the auditor may not combine his work as an auditor with holding the membership of the Board of Directors or any other position in the Authority. The Authority is to be exempted from the prior control of State Audit Institution.

Article (20)

The Authority is to be exempted of all federal taxes and charges.

Article (21)

A committee composed of representatives of the Ministry of Communications, the Ministry of Finance and Industry and the Authority shall be formed by decision of the Minister in agreement with the concerned Ministers, to implement an accounting of all the presently available fixed and current assets which are agreed should be transferred from the Ministry of Communications to the authority, in accordance with the provisions of para (2) of Article (3) hereof, and shall determine their value in reports to be signed by the members of the committee. The report submitted by this committee shall be subject to approval by a cabinet decision.

Article (22)

The staff of the Civil Aviation Administration in the Ministry of Communications and those whom the Ministry agrees to transfer, shall be transferred to the Authority with effect from the date of enforcement of this Law, and in the same grades and with all rights and benefits, provided that their situations shall be adjusted according to the provisions of the personnel regulations of Authority, and without prejudicing the salaries and allowances they receive.

Article (23)

The staff of the Authority shall be subject to the Laws and regulations of civil services applicable in the federal government until the personnel regulations of the Authority are issued. Thereafter the provisions of civil service Laws and regulations shall apply in matters whereas not covered in the personnel regulations of the Authority.

The national staff in the Authority are subject to the Laws and regulations of pensions and retirement gratuities, applicable to the employees and workers of the boards, establishments, companies and banks in which the federal government participates.

Article(24)

Any provisions which contradict or contravene the provisions of this Law, are cancelled.

Article (25)

This Law is to be published in the official gazette and shall come into force as of the beginning of the month following the date of its publication.

/signature/

Zayed Bin Sultan Al Nahyan

President of the State of the United Arab Emirates

Issued by us in the Presidency Palace, Abu Dhabi

Date : June 15, 1996. (Dc. 12619-1/97)

**FEDERAL SUPREME COUNCIL
APPROVAL OF THE FEDERAL SUPREME COUNCIL
OF THE FEDERAL LAW NO. (4) OF 1996 REGARDING
THE GENEAL AUTHORITY OF CIVIL AVIATION**

/Signature/

Zayed Bin Sultan Al Nahyan

President of the United Arab Emirates

Ruler of Emirate of Abu Dhabi

/signature/

Maktoum Bin Rashid al Maktoum

Vice President of the State,

Prime Minister, and

Ruler of Emirate of Dubai

/Signature/

Sultan Bin Mohammad Al Qassemi

Member, Federal Supreme Council

Ruler of Emirate of Sharjah

/Signature/

Saqr Bin Mohammad Al Qasimi

Member, Federal Supreme Council

Ruler of Emirate of Ras Al Khaimah

/signature/

Humaid Bin rashid Al Nuaimi

Member, Federal Supreme Council

Ruler of Emirate of Ajman

/signature/

Rashid Bin Ahmed Al Moalla

Member, Federal Supreme Council

Ruler of Emirate of Umm Al Quwain

/Signature/

Hamad Bin Mohammed Al Sharqi

Member, Federal Supreme Council

Ruler of Emirates of Fujairah

**FEDERAL LAW NO. (20) OF 2001
AMENDING ARTICLE (4) OF FEDERAL LAW NO. (4) OF 1996,
CONCERNING THE
ESTABLISHMENT OF GENERAL CIVIL AVIATION AUTHORITY**

We, Zayed Bin Sultan Al Nahyan, President of the United Arab Emirates,
after perusal of the Constitution; and

Federal Law No. (1) of 1972, concerning Ministries competences, Minister's
powers and Laws amending thereto; and

Federal Law No. (20) of 1991, promulgating Civil Aviation Law; and

Federal Law No. (4) of 1996, concerning the establishment of General Civil
Aviation Authority; and

According to the Minister of Communication presentation approved by the
Minister's Cabinet and the Federal National Council and ratified by the Federal
Supreme Council,

Have issued the following law:

ARTICLE (1)

Article (4) of Federal Law No. (4) of 1996, concerning the establishment of
General Civil Aviation Authority shall be amended to read as follows:

ARTICLE (4):

"Authority shall retain (50%) of the net profits to form a Regular Reserve for
the capital until such Reserve reaches half of the paid-up capital. Same portion
shall continue to be retained whenever the Regular Reserve becomes less than
this rate. The balance portion of (50%) of the net profits shall be transferred to
the capital until it reaches the limit provided for in the previous Article."

ARTICLE (2)

This law is to be published in the official gazette and shall come into force as
of the date of its publication.

Signed
Minister of Communication

Signed
Prime Minister

Signed
Zayed Bin Sultan Al Nahyan
President of the United Arab Emirates

Issued by us at the Presidential Palace in Abu Dhabi
On: Shaaban 4, 1422 AH
Corresponding to: October 21, 2001

**FEDERAL DECREE NO. (12) OF 2001
CONCERNING
INCREASE OF GENERAL CIVIL AVIATION AUTHORITY
CAPITAL**

We, Zayed Bin Sultan Al Nahyan, President of the United Arab emirates, after
perusal of the Constitution; and

Federal Law No. (1) of 1972, concerning Ministries competences, Minister's
powers and Laws amending thereto: and

Federal Law No. (20) of 1991, promulgating Civil Aviation Law: and

Federal Law No. (4) of 1996, concerning the establishment of General Civil
Aviation Authority; and

According to the Minister of Communication presentation and Minister's
Cabinet approval;

Resolved as follows:

Article (1)

Capital of General Civil Aviation Authority provided for in Article (3) of the
Federal Law No. (4) of 1996, concerning the establishment of Civil Aviation
Authority shall be increased to Dhs. 300m (Three Hundred Million). Such
increase shall be fully paid by the Federal Government, based on the Board of
Directors request and Ministers' Cabinet approval.

Article (2)

Minister of Communications shall enforces this decree, which shall also be
published in the Gazette.

Signed
Minister of Communication

Signed
Prime Minister

Signed
Zayed Bin Sultan Al Nahyan
President of the United Arab Emirates

Issued by us at the Presidential
Palace in Abu Dhabi
On : Shawwal 6, 1421 AH
Corresponding to: January 1, 2001