

NOTICE OF PROPOSED RULE MAKING (NPRM)

NPRM Control Number:

CARC-NPRM-2021/007

Agency: Rwanda Civil Aviation Authority

Action: Notice of Proposed Rulemaking, request for comments.

Subject: Ministerial Instructions N°.../2021 of/...../2021 Establishing the National Committee on Implementation of Civil Aviation Environmental Protection

Summary: This NPRM solicits comments on potential rulemaking on regulatory requirements concerning

Ministerial Instructions N°.../2021 of/...../2021 Establishing the National Committee on Implementation of Civil Aviation Environmental Protection

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The Minister of Infrastructure;

The Minister of Environment;

Pursuant to the Constitution of the Republic of Rwanda of 04 June 2003 revised in 2015, especially in Article 120, 121, 122 and 201;

Pursuant to the convention on international Civil aviation signed at Chicago on 7 December, 1944, as ratified by Law of 30/04/1947 and its Protocols ratified by Decree-Law of 07/04/1976, particularly Annex 16 on environmental protection;

In order to comply with Law N° 18/2016 of 18/05/2016; especially in its article 9 which states that ...«*Any person owning any means of transport of people and goods which is an emission source must control production and emission of air pollutants*».

Basing on the National Environment and Climate Change Policy: Policy statement 5: Promote green mobility, which states the following:

...Green and emission-free transportation will have a long-term impact on the ecology of the country. This will be achieved through the following policy actions:

3.Establish national standards for emissions and implement strict air quality standards.

Basing on the Comprehensive Aviation Environmental Protection Plan for African States-2022-2037: Appendix 2 Proposed Environmental Targets (target 5), stating that...«*All States establish functional National Civil Aviation Environmental Protection Implementation Committees by the end of 2022*»

Pursuant to the resolution N° A37-19 A40-18 of ICAO Assembly requesting Member States to draw up an action plan for activities to reduce carbon dioxide (Co2) emissions.

Basing on article 10.1 of the African Civil Aviation Policy (AFCAP), calling upon on African Member States to take necessary measures to ensure continuous development and growth of civil aviation with minimal adverse impact on the environment.

After consideration and approval by the Cabinet, in its session of/...../.....;

HEREBY ORDERS:

Article One: Purpose of these Instructions

This Order establishes the National Committee on Implementation of Civil Aviation Environmental Protection.

Article 2: Members of the Committee

The Committee is comprised of the following officials:

- 1° A representative of the Ministry in charge of Transport ;
- 2° A representative of the Ministry in charge of environment;
- 3° A representative of the Authority in charge of Environment in Rwanda ;
- 4° A representative of Rwanda Civil Aviation Authority ;
- 5° A representative of Air Operators in Rwanda ;
- 6° A representative of Airport Operators in Rwanda ;
- 7° A representative of Aviation Fuel Providers ;
- 8° A representative of National Fund for Environment (FONERWA) FONERWA ;

A representative of the Ministry in charge of transport shall be the Chairperson of the Committee;

Article 3: Responsibilities of the Committee

The Committee has the following responsibilities:

- 1°create awareness about aviation environment protection;

2° develop and implement the state action plan on international Aviation Carbon Emissions reduction in Rwanda;

3° give guidance to aviation industry players on environment matters;

4° conduct workshops for stakeholders on environmental matters;

5° conduct meetings for consultations with industry associations;

6° provide mechanisms for receiving information for the public;

7° conduct regular and constructive engagement with players of aviation industry through established forums and associations;

8° participate in the development of regulations on environmental matters.

Article 4: Meetings of the committee

A meeting of the committee is held at least once every quarter or at any time it is considered necessary upon invitation by the chairperson or vice chairperson in case of absence of the chairperson, on their own initiative or upon a written request by two (2) of its members.

The invitation to the meeting is submitted in writing to the members of the committee at least fifteen (15) days before the meeting is held.

Article 5: Decisions of the committee

Decisions of the committee are taken by absolute majority of the members present.

Article 6: Repealing provision

All prior provisions contrary to these Instructions are hereby repealed.

Article 7: Commencement

These Instructions shall come into force on the date of their signature.

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Claver Gatete

Jeanne d'Arc Mujawamariya

Minister of Infrastructure

Minister of Environment

Sean and sealed with the Seal of the Republic

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Minister of Justice and Attorney General

Dates:

| Entry date | Closing date | Remarks |
|-------------------|---------------------|----------------------|
| 13 September 2021 | 27 September 2021 | Request for comments |

Contact Details: You may send comments identified by NPRM control number CARC-NPRM-2021/007 to rulemaking@caa.gov.rw copy info@caa.gov.rw or bkamera@caa.gov.rw

Comments

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| Comments (You may attach your comments if the space provided is insufficient) <ul style="list-style-type: none">• No comments received as of the cut-off consultation date. |
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For Official use

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| Comments reviewed on see minute number |
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