



**CIVIL AVIATION (SAFETY AND SECURITY LEVY)
REGULATIONS 2015**

SAMOA

Arrangement of Provisions

- | | |
|---------------------------------|---------------|
| 1. Citation and
Commencement | 5. Collection |
| 2. Interpretation | 6. Offences |
| 3. Safety and Security
Levy | |
| 4. Payment | |

PURSUANT to sections 37 and 126 of the Civil Aviation Act 1998 ("the Act"), **I, TUI ATUA TUPUA TAMASESE EFI**, Head of State, acting on the advice of Cabinet, **MAKE** the following Regulations-

DATED this th 18 day of August [2015]

Tui Atua Tupua Tamasese
.....
(Tui Atua Tupua Tamasese Efi)
HEAD OF STATE

REGULATIONS

1. Citation and commencement - (1) These Regulations may be cited as the Civil Aviation (Safety and Security Levy) Regulations 2015.

(2) These Regulations commence on a date nominated by the Minister.

2. Interpretation - In these Regulations, unless the context otherwise requires-

“passenger” means a person departing from Samoa to another country on an aircraft from an airport operated or managed by the Airport Authority.

3. Safety and security levy – (1) The safety and security levy is \$11.00.

4. Payment – A passenger must, before departing Samoa, pay the safety and security levy to fund:

- (a) national civil aviation oversight activities; and
- (b) the maintenance of safety and security equipment,– in any Samoa international airport.

5. Collection – (1) Regulation 5(1) to (5) of the Airport Authority (Fees Charges and Levies) Regulations 2013 applies to the collection of payment for the safety and security levy.

(2) The Chief Executive Officer and the owner or operator of an aircraft may enter into an arrangement regarding any commission payable to the owner or operator for collecting safety and security levy.

6. Offences – A person who fails to pay the safety security levy commits an offence and on conviction is liable to a fine not exceeding 50 penalty units.

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Private Bag, MWTI
Website: www.mwti.gov.ws
Level 4, TATTE Building, SOGI



Please, address all Correspondence to
the Secretary for Transport/ Chief
Executive Officer

File Ref:

GOVERNMENT OF SAMOA
MINISTRY OF WORKS, TRANSPORT & INFRASTRUCTURE

24 June 2015,

Mr. Peter Walsh
Manager Pacific Islands
Air New Zealand

Dear Mr. Walsh,

**Re: IATA Filing on behalf of Samoa for the Safety & Security Levy collection on the
airline ticket**

Samoa Aviation Investment Program (SAIP) Background

The \$25 Million USD 'Samoa Aviation Investment Project' (SAIP), funded by the International Development Association (IDA), as part of its *Pacific Aviation Investment Program (PAIP)*, became effective on the 06 August 2014.

PAIP is a regional program that is providing financing towards improvements in aviation safety and security equipment, and critical infrastructure to meet participating state's international civil aviation obligations. The first phase of the Program is being implemented in Tonga, Kiribati and Tuvalu, including the restructure of the Pacific Aviation Safety Office (PASO).

A key regional program eligibility criteria for Samoa's participation with the SAIP is the introduction and collection of a **Safety and Security Levy (SSL)**, set at \$5.00 AUD (\$11 SAT) per passenger. The SSL, also being implemented by Tonga, Kiribati and Tuvalu, is designed to support sustainable funding for national civil aviation oversight activities, including obligations to and utilization of PASO Oversight Services, as well as the maintenance of safety and security related equipment at international airports.

The implementation of the SSL offers PASO Members States a sustainable financing mechanism that can support costs associated with future PASO annual subscriptions and oversight work plans, as well as improvements in national capacity for regulatory compliance.

In line with the appropriation of the SSL in other PAIP countries, a split of 59% for the State (MOF/MWTI) and 39% Airport Operator (SAA) and 2% commission for the airlines is recommended with the SSL to be built into the existing departing passenger airline ticket.

Implementation Process

1. To legitimize the collection of the SSL a new regulation has been drafted and is the process of being approved by Cabinet before submission to the Head of State for his legal endorsement to bring the SSL Regulation 2015 into force.

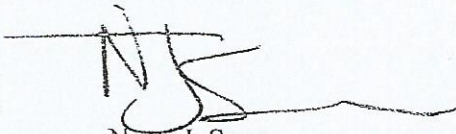
2. The draft SSL Regulations 2015 stipulates that the Safety & Security Levy will be collected in the airline ticket for ease of passenger facilitation;
3. Request an airline to file with IATA on behalf of the State the collection of the levy in the airline tickets

It is with regards to the phase 3 of the implementation process that we seek your airlines assistance in executing the filing process with IATA on behalf of the Independent State of Samoa.

Your airlines assistance on this matter is appreciated by the Ministry of Works, Transport & Infrastructure.

For any clarifications please do not hesitate to contact the ACEO Civil Aviation.

Sincerely,

A handwritten signature in black ink, appearing to be 'Nanai J. Saaga', with a horizontal line drawn through the middle of the signature.

Nanai J. Saaga

For: SECRETARY FOR TRANSPORT/CHIEF EXECUTIVE OFFICER

SAMOA

TULAFONO FAATONUTONU O VAALELE SIVILI
(LAFOGA MO LE SAOGALEMU MA LE
PUIPUIGAMALU) 2015

Faatulagaina o Aiaiga

- | | |
|---|-------------------|
| 1. Igoa puupuu ma le amataga | 4. Totogi |
| 2. Faamatalaina o uiga o upu | 5. Aoina mai |
| 3. Lafoga mo le saogalemu
ma le puipuigamalu ma
tuusaunoaga | 6. Soligatulafono |

E TUSA AI ma le fuaiupu 37 ma le 126 o le Tulafono o
Vaalele Sivili 1998 ("o le Tulafono"), O AU, TUI ATUA
TUPUA TAMASESE EFI, o Le Ao o le Malo, i le faia i
luga o le fautuaga a le Kapeneta, UA OU FAIA AI
Tulafono Faatonutonu nei:

FAIA i lenei aso 26 o Aokuso 2015.

..... Tui Atua Tupua Tamasese Efi
(Tui Atua Tupua Tamasese Efi)
O LE AO O LE MALO

TULAFONO FAATONUTONU

1. Igoa puupuu ma le amataga-(1) E mafai ona taua
nei Tulafono Faatonutonu o Tulafono Faatonutonu o Vaalele
Sivili (Lafoga mo le Saogalemu ma le Puipuigamalu) 2015.

(2) O nei Tulafono Faatonutonu e amata faamamaluina i se aso e filifilia e le Minisita.

2. Faamatalaina o uiga o upu - I totonu o nei Tulafono Faatonutonu, ae vagana ai ua manaomia e le mataupu se isi uiga e ese ai:

“pasese” o lona uiga o se tagata ua tuua Samoa mo se isi atunuu i se vaalele mai se malae vaalele o lo o faagaoioia po o faafoeina e le Pulega o le Malae Vaalele.

3. Lafoga mo le saogalemu ma le puipuigamalu ma tuusaunoaga-(1) O le lafoga mo le saogalemu ma le puipuigamalu e \$11.00.

(2) O tagata nei ua tuusaunoa mai le totogiina o lafoga mo le saogalemu ma le puipuigamalu:

- (a) o Ao o Malo po o Faauluuluga o Malo ua tuua Samoa mai se faiga malaga faapitoa po o se vaalele faapitoa;
- (b) o tagata passes e uia Samoa o lo o i Samoa mo le umi e lē silia le 24 itula;
- (c) o se tagata e i lalo ifo o le lua (2) tausaga le matua.

4. Totogi - E ao i se passes, a o le i tuua Samoa, ona totogi le lafoga mo le saogalemu ma le puipuigamalu e faatupeina ai:

- (a) gaoioiga tau pulega o vaalele sivili a le atunuu; ma
- (b) le tausiga o meafaigaluega mo le saogalemu ma le puipuigamalu,

i so o se malae vaalele faava o malo a Samoa.

5. Aoina mai-(1) E faaaogā tulafono faatonutonu 5(1) e oo i le (5) o le Tulafono Faatonutonu o le Pulega o Malae Vaalele (Totogifuapauina, Tau Faace Atu ma Lafoga) 2013 i le aoina mai o totogi mo lafoga mo le saogalemu ma le puipuigamalu.

(2) E mafai e le Ofisa Sili o Pulega ma lē e ona po o le tagata o faafoeina se vaalele, ona sainia se maliega e uiga i so o se komisi e mafai ona totogiina atu i lē e ona po o le tagata o faafoeina se vaalele, mo le aoina mai o le lafoga mo le saogalemu ma le puipuigamalu.

6. Soligatulafono - O se tagata o ia lea ua lē mafai ona totogiina atu le lafoga mo le saogalemu ma le puipuigamalu, ua ia faia se soligatulafono ma e noatia i luga o se moliaga ua faamaonia faaetulafono i se sala tupe e lē silia le 10 iunite tau faasalaga.
