

CIVIL AVIATION AUTHORITY BAHAMAS (AMENDMENT) BILL, 2024

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A BILL FOR AN ACT TO AMEND THE CIVIL AVIATION AUTHORITY BAHAMAS ACT

Enacted by the Parliament of The Bahamas

1. Short title.

- (1) This Act which amends the Civil Aviation Authority Bahamas Act, 2021 (*No. 2 of 2021*), may be cited as the Civil Aviation Authority Bahamas (Amendment) Act, 2024.
- (2) This Act shall come into operation on a date to be appointed by the Minister by notice to be published in the *Gazette*.

2. Amendment of section 6 of the principal Act.

Section 6 is deleted and substituted as follows —

- “(1) The Director General may where he considers it justifiable, authorize a person or entity situate outside of The Bahamas to perform specified regulatory oversight responsibilities of the Authority.
- (2) Where the Director General authorizes a person or entity pursuant to subsection (1), the Director General shall notify the Minister of the authorization.”

3. Amendment of section 16 of the principal Act.

Subsection (1) of Section 16 is amended —

- (a) in paragraph (d) by the deletion of the word “and” where it appears at the end of the paragraph;

- (b) by the insertion immediately following paragraph (d) of the following new paragraph —
 - “(e) delegate, designate or authorize individuals or entities to carry out powers and functions on behalf of The Authority; and”; and
- (c) by the renumbering of paragraph “(e)” as paragraph “(f)”

4. Amendment of Schedule to the principal Act.

Paragraph 2 of the Schedule is amended —

- (a) by the deletion of subparagraph (1) and the substitution of the following —
 - “The principal function of the Board shall be to oversee the administration of the corporate objectives and functions of the Authority and to develop policies for the carrying out of those functions and objectives.”;
- (b) in subparagraph (2)(g), by the deletion of the words “included among other things, the State Safety Program and projects.”; and
- (c) by the deletion of subparagraph (2)(l) and the substitution of the following—
 - “exercise any other powers and perform any other functions of an administrative and policy nature which are conferred by the Minister, or necessary for the implementation of the Act and not otherwise reserved to the Authority or Director General.”

OBJECTS AND REASONS

Clause 1 sets of the short title and commencement of the Bill.

Clause 2 provides the authorization of the performance of specified regulatory oversight responsibilities of the Authority outside of The Bahamas is made by the Director General who is responsible for notifying the Minister of such authorization.

Clause 3 gives the Director General the express power to delegate powers and functions to be carried out on behalf of The Authority.

Clause 4 is amended to expressly state the functions of the Board to be relative to oversight of the administration of corporate objectives and functions to avoid conflict with the safety and oversight authorities assigned by the Director General.