



ANNOUNCEMENT OF NEW AND REVISED SERVICE CHARGES

JANUARY 28, 2000

GENERAL

NAV CANADA hereby announces new and revised service charges, pursuant to Section 37 of the *Civil Air Navigation Services Commercialization Act*, S.C. 1996, c. 20 (ANS Act). This Announcement sets out the new and revised charges that apply to three categories of air navigation services: (i) Terminal, (ii) Enroute, and (iii) Oceanic. These charges will become effective on March 1, 2000, except as otherwise indicated. All other Service Charges not amended by this Announcement remain in effect.

Pursuant to Section 42 of the ANS Act, persons wishing to appeal the within changes to charges may do so by making an application to the Canadian Transportation Agency within 30 days after the day the Announcement required by Section 37 in respect of the charge that is the subject of the appeal was filed with the Agency. The filing date of the said Announcement is January 28, 2000. An appeal may only be made on one or more of the grounds set out in Section 43 of the ANS Act.

This Announcement consists of four sections:

- (1) International Communication Services Charge
- (2) Airport Surface Detection Equipment (ASDE) charge at L.B. Pearson International Airport
- (3) Revisions to Flat Fees
- (4) Billing and Payment Terms and Conditions

Note: All references to dollars refer to Canadian dollars.
All references to tonnes refer to metric tonnes.

1. INTERNATIONAL COMMUNICATION SERVICES CHARGE

The International Communication Services (Int'l Comm) Charge will be \$46.33 except for a flight providing position reports via data link in which case the charge will be \$23.43 per flight.

The differentiated Int'l Comm Charge will become effective on the later of March 1, 2000 or the date when position reporting via data link is accepted for operational purposes by NAV CANADA.

The one-year adjustment, representing a decrease of \$2.38 per flight, as provided for in the *Announcement of Reduced Service Charges* dated August 16, 1999, will still apply.

2. AIRPORT SURFACE DETECTION EQUIPMENT (ASDE) CHARGE AT L. B. PEARSON INTERNATIONAL AIRPORT (LBPIA)

A new ASDE Charge will apply to each departure from LBPIA by aircraft with a maximum permissible take-off weight over 3 metric tonnes. The formula for the ASDE Charge will be the same as for the Terminal Services Charge with a Unit Rate of \$0.45. The charge will apply in addition to existing charges relative to terminal or enroute services (including daily charges).

The ASDE Charge will be in effect until the capital costs, including interest, as described in the *Details and Principles* document of November 1999, have been recovered. At that time, NAV CANADA will make the appropriate notice and announcement to remove this charge. The cost recovery period is currently estimated at approximately 4 years.

3. REVISIONS TO FLAT FEES

- (a) The weight exemption level for small aircraft will be increased from 600 kg to 617 kg.
- (b) For aircraft restricted to aerial agricultural spraying, the Annual Charge will be \$58 for aircraft over 2.0 and up to 3.0 tonnes. The Annual Minimum for such restricted aircraft over 3.0 tonnes will also be \$58.

The one-year adjustment, representing a decrease of \$3, as provided for in the *Announcement of Reduced Service Charges*, dated August 16, 1999, will still apply.

It should be noted that flights by aircraft over 3.0 tonnes restricted to aerial agricultural spraying continue to be subject to the daily or movement-based charges at aerodromes with air navigation facilities staffed either by NAV CANADA or by a person acting under the authority of the Minister of National Defence.

- (c) The 12.0 tonne weight-break point for the Daily Charge will be increased to 12.3 tonnes. As a result, the 8.6 to 12.0 and 12.0 to 15.0 weight groups will be revised to 8.6 to 12.3 and 12.3 to 15.0, respectively.

4. BILLING AND PAYMENT TERMS AND CONDITIONS

4.1 PROVISION OF INFORMATION

Customers must file an updated fleet submission any time their fleet is modified. In the absence of such submission, NAV CANADA calculates the charge for the flight based upon the highest published maximum permissible take-off weight for an aircraft of the same type.

This does not apply to customers operating only aircraft weighing 3.0 tonnes or less.

4.2 PAYMENT TERMS AND CONDITIONS

If an operator frequently fails to pay any invoice, or any undisputed part thereof, by the normal due date, i.e., 30th day after the invoice date, NAV CANADA may demand immediate payment upon receipt of invoices with any interest on overdue accounts being calculated from the date of receipt of the invoice.

Interest and administrative charges are due upon receipt of statement for same.

4.3 CLAIMS

A claim may be filed with NAV CANADA within 90 days from the date of the invoice. If payment of a disputed amount is withheld by the operator and after investigation by NAV CANADA, that outstanding amount is deemed to have been payable on the due date, interest will accrue from that due date.