



THE UNITED REPUBLIC OF TANZANIA  
MINISTRY OF WORKS AND TRANSPORT  
TANZANIA CIVIL AVIATION AUTHORITY



**STATEMENT OF CASE ON DOMESTICATION OF ANNEX 9 (FACILITATION OF AIR  
TRANSPORT SERVICES) TO THE CHICAGO CONVENTION ON INTERNATIONAL  
CIVIL AVIATION, INTO REGULATIONS**

**1. INTRODUCTION**

The Convention on International Civil Aviation (**The Chicago Convention**) was signed on 7 December 1944 by 52 States. There are 19 Annexes attached to the Convention for the purpose of easing its implementation. Annex 9 to the Convention is on **Facilitation** of air transport services, which sets a number of guidelines i.e., Standards and Recommended Practices (SARPs) that the International Civil Aviation Organization (ICAO) Member States are obliged to adhere with.

Stakeholders at the Airports, when undertaking their functions are guided by these Standard and Recommended Practices. On overseeing the well-functioning of the air transport system, i.e., smooth and expeditious flow of passengers, cargo and aircrafts, the Authority utilizes Annex 9 as a guideline to ensure its full implementation. However, enforcement has always become a major challenge as this important Annex is not domesticated into Regulations.

Due to this aforementioned challenge, the Authority has come up with draft Regulations which have been established from the Annex for the purpose of setting-out a structured regulatory framework and therefore easing the enforcement of the Standards and Recommended Practices as stipulated in the Annex. These Regulations shall cut across all clearance agencies at the airports stipulating their respective obligations in ensuring expeditious clearance of passengers, cargo and aircraft.

For the purpose of air transport facilitation at the airports, stakeholders include the Civil Aviation Authority, Air Navigation Service Providers, Airport Operators, Aircraft Operators, Ground Handling Service Providers, Immigration, Customs, Port Health, Police, State Security, Animal and Plant Health authorities.

**2. RATIONALE FOR DOMESTICATION OF ANNEX 9 INTO AIR TRANSPORT  
FACILITATION REGULATIONS**

In order to implement Part VII of the Civil Aviation Act, Cap. 80, the Authority is compelled to domesticate Annex 9 to the Chicago Convention. Facilitation of Air Transport is among key areas that the Authority is required to oversee in order to implement ICAO provided Standards and Recommended Practices. In the absence of the Regulations, it is difficult to effectively enforce facilitation obligations by service providers related to clearance at our airports. The Authority's endeavor to establish this regulatory initiative, is therefore indeed paramount.

### **3. STATEMENT OF CASE**

According to Section 45 of the Civil Aviation Act, the Authority may conduct an inquiry as it deems necessary for carrying out its functions.

The TCAA Rules for making inquiry require the Authority to serve a Statement of Case to the public, indicating the purpose of inquiry, the time within which the submissions may be made and the form in which the submissions will be made.

Stakeholders and the general public are requested to give their views with regard to the above-mentioned submission, in line with the prevailing economic environment. Interested members of the general public, including the stakeholders in the aviation industry, the Government and TCAA Consumer Consultative Council, are invited to give their submissions in writing to the Authority before the date of the meeting or during the public hearing indicating, with reasons, their views/comments on the draft Air Transport Facilitation Regulations. The views/comments should preferably be sent to the Authority through e-mail address, [tcaa@tcaa.go.tz](mailto:tcaa@tcaa.go.tz) with a copy to [wales.chiwawa@tcaa.go.tz](mailto:wales.chiwawa@tcaa.go.tz). A copy of the draft Regulations can be accessed from the Authority's website, [www.tcaa.go.tz](http://www.tcaa.go.tz)

Please note that a Public Hearing Meeting is planned to be held at the Aviation House, Nyerere/Kitunda Road Junction, Banana Ukonga Area, Dar es Salaam on Friday 15 July 2022 from 0900 hours, for the purpose of collecting views of Stakeholders.

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