

# **Consultation -**

## **Consultation on a New Scheme of Charges Related to the Approval of Instrument Flight Procedure Designers, Organisations and Instrument Flight Procedures 2010/11**

### **Report on Findings**

# Directorate of Airspace Policy

## Contents

<b>1. Executive Summary</b>	<b>3</b>
<b>2. Response Rate</b>	<b>3</b>
<b>3. Consultation Feedback</b>	<b>3</b>
<b>4. Conclusion</b>	<b>4</b>
<b>Appendix A – Summary of Comments and Responses</b>	

**1. Executive Summary**

- 1.1 This report is the response to the consultation on the Instrument Flight Procedures (IFP) Scheme of Charges.
- 1.2 The method of consultation employed is considered acceptable best practice by government.
- 1.3 The consultation period ended on 11 December with the following results, and the more detailed analysis with the associated comments are analysed in Section B:

**2. Response Rate**

- 2.1 211 consultees were emailed and four responses were received and one unsolicited response. This represents an overall 2% response rate. A further 30% of those consulted indicated that they had read the consultation. The full details are as follows:

Response Rate	Sent	Returned	%	Overall %
<i>Licensed Aerodromes</i>	164	1	0.5	1.9 %
<i>NATMAC</i>	41	1	0.5	
<i>CAA Dept</i>	2			
<i>Prospective Designers</i>	4	2	1.0	
<i>Unsolicited response</i>		1		0.5

- 2.2 One response, unsolicited, raised the only comment on the Scheme of Charges. Three responses raised comment about some aspect of the process of transferring the design function to industry and one had no comment on the Scheme of Charges. Two of these five responses explicitly supported the steps that the CAA is taking.

**3. Consultation Feedback**

- 3.1 This Section analyses each response and the CAA response to the comments. A full table of comment and response is included at the end of this section.
- 3.2 The main comments and issues identified by the respondents to the consultation process are summarised as follows:
  - Will procedures being currently processed be provided free of charge as under current arrangements?
  - Is the CAA limiting its options for training procedure designers?
  - Question as to when the CAA would be accepting applications to become an approved procedure designer and could they be informed when the procedures for such applications are published?
  - Will the CAA ensure a 'level playing field' and levy approval charges accordingly?
  - Will the CAA charges quoted to customers include overheads and will the CAA publish its charges for design?

- Will a member of the CAA visit each organisation as part of the approval process?
- Are foreign ANSPs certified to provide procedure design services by their government CAA subject to the same certification process to enable them to work in the United Kingdom?
- Can you advise when the CAA publications detailing the Requirements for Procedure Design will be published?

#### **4. Conclusion**

- 4.1 There were five responses to the public consultation, issued on 17 September 2009, on the introduction of a Scheme of Charges related to the approval of IFP designers, organisations and instrument flight procedures 2010/11
- 4.2 The response rate to the consultation was low and there were insufficient responses to the public consultation to draw any conclusions that might be supported by numerical or statistical analysis.
- 4.3 Issues raised in the responses to the consultation have been addressed individually in this document.
- 4.4 It is concluded that the Scheme of Charges as consulted upon are adopted for the financial year 2010/11

**APPENDIX A**

Ref No	Topic	Detailed comment
1	Procedures and Process	Please let me know as soon as you're accepting applications and/or have drafted procedures for the acceptance process
	CAA Response	The CAA will publish news of publication of the documents on the CAA website.
2	Procedures and Process	I am not going to pay for someone from the UK to come out to check our procedure design course and I don't think Singapore is going to either and for that matter neither is ANI in Switzerland. Where are you going to get procedure designers trained?
	CAA Response	The CAA has a provision to charge to give a training organisation an approval, if such an organisation asks for such an approval. It was not the intent of the CAA to force training organisations to seek approval from the CAA.
3		The Guild has no useful comment on this proposed Scheme of Charges but supports the principle that the CAA should act only as a Regulator and not as a service provider.
	CAA Response	Noted.
4		Supports fully the decision to outsource the design of IFP, which we agree, is a service provision activity that would be better served by industry. It is unfortunate that the transition period will not be complete until 31 March 2012 although it is understood why the CAA is committed to this plan.
	CAA Response	Noted.
5		We note that the CAA has stated that it intends to make similar commercial charges for its design activities (during the transition period) should its current clients wish to continue with the services provided by your august procedure designers. I seek assurance that there will be a proverbial 'level playing field' in how the approval charges are applied to all organisations including the CAA.
	CAA Response	The process of procedure design includes various steps. All steps incur charges, which will be equally applied.
6		As a competing organisation for the first 2 years, can you confirm that the prices the UK CAA intends to quote to customers will include: <ul style="list-style-type: none"> <li>• an element of cost recovery for the 'investment' in the procedure design software, equipment, training and personnel;</li> <li>• cost recovery of your overheads;</li> <li>• charges for the design approvals.</li> </ul> Indeed, does the CAA intend to publish its charges for design?
	CAA Response	The costs in the Scheme of Charges cover those aspects of our Regulatory activity, which we are obliged to publish. Work that the CAA may quote for in respect of commercial contracts will attract the specified full CAA charge-out rate applicable at the time, which includes the elements that you mention.
7		At paragraph 1.1.3 of the consultation letter, it states under the sub-heading of 'Organisation Approval Charges' that " <i>The applicant will be expected to meet overseas travel and subsistence expenses incurred by CAA staff</i> ". Firstly, is it intended that a member of the CAA staff will visit each organisation as part of its approval process but that individuals who might operate from overseas will not face the same visit and costs? I ask this because it is clear that paragraph 1.1.1 under the 'Designer Approval Charges' refers only to the items listed in Table 1 and no mention is made of any CAA travel and subsistence expenses.
	CAA Response	It is standard CAA practice that the applicant seeking approval meets any travel and subsistence costs that are

		<a href="#">incurred traveling outside of the UK.</a>
8		Are foreign ANSPs, which are already fully certified to provide procedure design services by their government CAA, subject to the same extensive certification process to enable them to work in the United Kingdom?
	<a href="#">CAA Response</a>	<a href="#">Until there is an accepted international licence as applied to procedure designers, the CAA will need to satisfy itself of the organisation/individual's competence against our own requirements as set out in CAP 785.</a>
9		Please can you advise when the AIC, policy documents and CAP will be made available because at the moment the CAA has distinct advantage with its commercial service preparation and charging proposal?
	<a href="#">CAA Response</a>	<a href="#">All documentation will be available for April 2010.</a>