



Director General of Civil Aviation Authority of Kosovo,

Pursuant to Article 3.1, 3.3, 3.4 (i), (ii), 15.1 (e), 21.2 and 64 of the Law No. 03/L-051 on Civil Aviation (“Official Gazette of the Republic of Kosovo”, Year III, No. 28, date 4 June 2008) and the Law no. 04/L-110 on Construction (Official Gazette of the Republic of Kosovo, 18/2012, dated 3 July 2012),

For the purpose of amending and supplementing the Regulation No. 5/2010, on airport protective zones, dated 20 October 2010,

Upon completion of the process of public consultation of interested parties, in accordance with the Administrative Instruction No. 01/2012 on procedures for public consultation of interested parties,

Hereby issues the following:

**REGULATION NO. 4/2016
AMENDING AND SUPPLEMENTING REGULATION NO. 5/2010 ON AIRPORT
PROTECTIVE ZONES**

Article 1

The title of the Regulation No. 5/2010 shall be amended as follows:
“Regulation No.5/2010 on Aerodrome Protective Zones”.

Article 2

In the entire text of the Regulation no. 5/2010 on Aerodrome Protective Zones, the Term “airport” shall be replaced with the term “aerodrome”, the term “Law No. 2004/15 on Construction” shall be replaced with “Law on Construction”, the term “Ministry and Municipalities” shall be replaced with the term “Competent Authority”.

Article 3

Article 1 shall be replaced with the following:

“This Regulation is applicable to all legal entities and individual persons owning or planning to erect one or more constructions in the vicinity of an aerodrome and to the competent authorities which pursuant to Law on Construction, are responsible for issuing permissions for all types of constructions enlisted thereunder.”

Article 4

Article 2, shall be amended as follows:

Definition for the term “Aerodrome”, “Aerodrome operator”, “Annex 14” and for “Standard” shall be replaced with the following:

Aerodrome - means defined area on land (including any buildings, installations and equipment) intended to be used either wholly or in part for the arrival, departure and surface movement of aircraft. In this regulation, the term “Aerodrome” includes heliports.

Aerodrome operator - means an Aerodrome Certificate holder or Aerodrome Approval holder.

Annex 14 - means Annex 14, Volume I “Aerodromes” and Annex 14, Volume II “Heliports” to the Chicago Convention.

Standard - means any reference to the Aerodrome Standards as contained in Annex 14, this Regulation and any other standards specified by the CAA.

Obstacle limitation surfaces (OLS) means a series of surfaces that define the volume of airspace at and around an aerodrome to be kept free of obstacles in order to permit the intended aeroplane operations to be conducted safely and to prevent the aerodrome from becoming unusable by the growth of obstacles around the aerodrome.

The following definition shall be added following the alphabetical order:

Approved aerodrome - means an aerodrome whose operator has been granted an aerodrome approval.

Heliport - means an aerodrome or a defined area on a structure intended to be used wholly or in part for the arrival, departure and surface movements of helicopters.

Definition for “Airport” shall be removed.

Article 5

Article 3, paragraph 1 shall be replaced with the following:

“All aerodromes require Protective Zones in which construction activities may be restricted in order not to jeopardize flight operations from any obstacles.”

Article 6

Article 4, paragraph 3 shall be replaced with the following:

“Aerodrome operator shall assess an application for the construction permit within the scope of paragraph 1, against the following criteria:

- a) Obstacle Limitation Surfaces;
- b) Effects on Visual and Electronic Aids to Air Navigation;
- c) Potential to attract wildlife

Article 4, paragraph 4 shall be replaced with the following:

“Aerodrome operator shall within 15 days upon receiving the application, review and provide its final assessment with substantiated reasoning to the CAA by stating any of the following findings:

- a) no objection with regards to any point of paragraph 3;
- b) no objection, subject to certain conditions duly stated;
- c) objection, with regard to any point of paragraph 3.”

Article 4, paragraph 5 shall be replaced with the following:

“Aerodrome operator may, on exceptional basis and due to the complexity of the subject matter, request extension of the time referred to in paragraph 4.”

Article 7

The present Regulation shall enter into force on 1 July 2016.

Pristina, 16 June 2016.

Dritan Gjonbalaj
Director General