



DEPARTMENT OF TRANSPORT AND REGIONAL SERVICES

Direction under section 16 of the *Air Services Act 1995*

Dated 31 . 8 . 2004 (1.20 p.m)

JOHN ANDERSON

Minister for Transport and Regional Services

1 Name of the Instrument

This Instrument is the *Air Services Act 1995 section 16 Direction No. 4 of 2004*.

2 Commencement

This Instrument commences when it is signed.

3 Definitions

In this Instrument:

Airservices Australia or *AA* is the body that is established under section 7 of the *Air Services Act 1995*.

4 Direction

I, **JOHN DUNCAN ANDERSON**, Minister for Transport and Regional Services, pursuant to s.16 of the *Air Services Act 1995*, give the following direction to *AA*.

If:

- (a) on the date on which this direction commences, a volume of airspace above Class D airspace above an airport was classified as Class E airspace; and
- (b) after the commencement of this direction, *AA* re-classifies that volume of airspace to Class C airspace,

AA must, in performing its function under s.8 of the *Air Services Act 1995* of providing facilities and services, provide an operating ATC control tower at the airport and an approach radar control service at the earliest time one can be supplied and installed.

Note A direction given under section 16 is required to be tabled in Parliament in accordance with section 74 of the *Air Services Act 1995*.