

## Milners Airport Pty Ltd

### TERMS OF USE

Effective 1 July 2023

#### SCOPE

- Milners Airport Pty Ltd (**Milners**) is the operator of Milners Airport unless a management agreement with Milners Rural City Council (**Milners**) who owns the freehold.
- In consideration of the supply by Milners of the facilities and services you agree to pay the Charges specified and otherwise comply with your obligations under these Terms of Use as varied from time to time.

#### TERMS OF USE

##### 1. DEFINITIONS AND INTERPRETATION

###### 1.1 Definitions and Abbreviations

**Aeronautical Manual** means a manual required under the Civil Aviation Safety Regulations (CASR) as amended from time to time in respect of a licensed airport setting out in the approved form, particulars of and operating procedures for the airport. These manuals are located in Milners's Operations Office, and available to be viewed by users of the Airport on request.

**Aeronautical Charge or Charge** means amounts payable pursuant to these Terms of Use or otherwise notified to you in writing and includes all of those charges listed in Schedule 7 which are payable by you in consideration for your use of the facilities and services.

**Aircraft** includes fixed wing aircraft, helicopters, balloons, gliders and unmanned and their parts and accessories, equipment and stores.

**Aircraft Operator** means the person whose name appears on the Aircraft register as the operator of the Aircraft, the holder of the Certificate of Registration with respect to the Aircraft or any person who with the authority of the holder of the Certificate of Registration for the Aircraft and the written authority of Milners, operates that Aircraft when it arrives at departs the Airport.

**Aircraft Owner** means that person named on the Certificate of Registration for the relevant Aircraft.

**Air Operator's Certificate** means the certificate of that name issued under Division 2 of Part 96 of the Civil Aviation Act 1988.

**Airport Movement Facilities** includes airside grounds, runways, taxiways and aprons, airfield lighting, airside roads

and airside lighting, airside safety, noise guidelines, aircraft parking, visual navigation aids and aircraft refuelling services.

**Aircraft Register** means the register of Australian civil aircraft established pursuant to Part 47 of the Civil Aviation Safety Regulations 1988 (CASR), International Aviation Australia (IAA) aircraft register, other Australian registers of aircraft managed by a staff administering party aircraft organisations or any foreign national registers of aircraft other than an Australian register (as applicable).

**Air Traffic Control** means any service provided by air traffic control which includes a traffic advisory service, traffic assistance service, and traffic information.

**Aircraft Parking Charges (APC)** means Aircraft parking charges levied by the Airport which do not comprise General Landing Charges.

**Airport** means the physical site known as Milners Airport, and includes all Chargers buildings, roads and other areas and facilities within the boundaries of the Airport and is used as varied from time to time.

**Airport Emergency Plan (AEP)** means a plan developed by the Airport operator to co-ordinate all agencies and their individual Airport emergency procedures and State or area supporting plans for dealing with an Airport emergency.

**Airport Facilities** are mandatory services required to be done by the Airport operator from time to time to amongst other things test the ability of us, you, and any other parties to react to any emergency situation on the Airport.

**Airport General Access Charge** means a fee charged for access to the airport and conduct of business thereat. This fee may be reduced in part or in full dependent upon the level of compliance with these terms and conditions of the operator, its staff, representatives, contractors or agents or any associated entity whether a corporation or not person.

**Airport Landing Charge (ALC)** means the charges applied to all embarking passengers and disembarking passengers (including Transit Passengers) or scheduled RPT and other aircraft using our airport terminals unless other arrangements are agreed in writing.

**Airport Security Committee** means the committee convened for the purposes of administering Airport security.

**Airside** means the movement area of an aerodrome, adjacent terrain and buildings or portions thereof access to which is controlled as described in Annex 17 to the Convention on International Civil Aviation.