	REPUBLIC OF SOUTH AFRICA CIVIL AVIATION AUTHORITY	SACAA Private Bag X 73 Halfway House 1685
Tel: (011) 545-1323 E-Mail: niemandj@caa.co.za	GENERAL NOTICE # PEL-2022/ATO 001 Revision 0	DATED: 16 November 2022

UNAUTHORISED FLIPPING OPERATIONS AT AN ATO OR DTO

1 APPLICABILITY

- 1.1 This Notice is applicable to:
- 1.1.1 Aviation Training Organisations (“ATO’s”) approved under Part 141 of the regulations by the SACAA;
 - 1.1.2 Aviation Training Organisations (“ATO’s”) previously approved under Part 141 of the regulations by the Recreational Aviation Administration of South Africa (“RAASA”);
 - 1.1.3 Aviation Training Organisations (‘ATO’s”) operating under an approval of the Aviation Recreational Organisations (“ARO”) ATO approval.
 - 1.1.4 Declared Training Organisations (“DTO’s”) approved/intending to be approved in terms of Part 141, Subpart 8 of the Civil Aviation Regulations 2011, as amended (“the CAR’s”); and
 - 1.1.5 Persons and organisations using non-type certified aircraft (“NTCA”) to perform flipping operations.

2 PURPOSE OF THIS NOTICE

- 2.1 This Notice serves to address and clarify the use of air experience flight (introductory flights) for the purpose of enrolling as a student at a flight school to receive training towards the issuance of a Private Pilot Licence (PPL) a National Pilot Licence (NPL) or a Glider Pilot Licence (GPL).
- 2.2 This notice replaces General Notice #PEL – 2021/ATO 002 Revision 3 dated 28 October 2021 and deletes the guidance given in paragraph 4 of that notice. This guidance given in paragraph 4 is withdrawn as a submission made by Personnel Licensing to CARCOM for introduction of a new regulation and technical guidance on how to conduct the air experience flight (introductory flight) was workshopped at an ASO workshop of the ASO Sub-committee on 28 October 2022. It was found that the guidance given in General Notice #PEL – 2021/ATO 002 Revision 3 dated 28 October 2021 and the CARCOM submission should be withdrawn as an air experience flight could only be carried out by an instructor for a student.
- 2.3 To highlight that commercial flipping operations for reward using type certified aircraft may only be conducted by holders of a valid Part 127, 93, 121 or 135 Air Operator Certificate and
- 2.4 To highlight that NTCA flipping operations for reward may only be conducted by holders of a valid Part 96 Operating Certificate.

3 DEFINITIONS


- 3.1 Non-type certified aircraft means any aircraft that does not qualify for the issue of a certificate of airworthiness in terms of Part 21 of the CAR’s. This includes the below NTCA aircraft types:
 - 3.1.1 aeroplanes;
 - 3.1.2 microlights;
 - 3.1.3 helicopters;
 - 3.1.4 gyroplanes and gyrogliders;
 - 3.1.5 gliders including self-launching gliders and touring gliders;
 - 3.1.6 hang-glidors, including powered hang-glidors;
 - 3.1.7 paragliders, including powered paragliders and paratrikes; and
 - 3.1.8 parachutes.

4 AIR EXPERIENCE (INTRODUCTORY) FLIGHTS

- 4.1 Air Experience flights conducted at an ATO or DTO in terms of Exercise 3 are for the purpose of providing an initial air experience to a student or learner and are preceded by Exercise 1 and 2 which are ground briefings. It is common cause that such flight is preceded by a pre-flight briefing and concluded with a post flight debriefing with comments entered in a student training file. This flight may only be conducted by a flight instructor for a student/learner meeting the age requirements of CAR 61.02.1 and CAR 62.01.1.
- 4.2 A student or learner is deemed to be a person whose intention is to be enrolled at an ATO or DTO for the purpose of receiving training towards the issuance of a licence or rating. A student or learner shall comply with the age limitations for the licence that is intended to be trained for.
- 4.3 The air experience flights should not be designed and sold to replace the traditional lesson in which an instructor would give a demonstration of the controls and some flight training exercises.
- 4.4 An air experience flight in any aircraft may only be conducted by an appropriately rated flight instructor by day VMC.
- 4.5 No other third person shall be present in the aircraft, be it another instructor, a safety pilot, another student pilot or any other passenger as this is deemed to be flipping as defined in regulation CAR 96.01.1(7).
- 4.6 **Take note** - An ATO conducting flight training may not conduct flipping operations as defined in CAR 96.01.1 (7) as this is not a training flight and would be a contravention of CAR 141.01.1 and CAR 141.01.2(2)(a) liable to enforcement action under CAR 185.01.2(g)
- 4.7 **Take note** - A DTO conducting flight training may not conduct flipping operations as defined in CAR 96.01.1 (7) as this is not a training flight and would be a contravention of CAR 141.08.1(1) & (2) and CAR 141.08.2(1)(a) liable to enforcement action under CAR 185.01.2(g).

5 FLIPPING AND/OR SCENIC FLIGHTS

- 5.1 Any flights using type certified or non-type certified aircraft, including tandem hang or paragliding flights, or tandem parachute jumps for reward, other than with bona fide students or learners as per 4.1 and 4.2 above, shall be deemed to be a commercial operation in terms of Part 96, Part 127, 93, 121 or Part 135 of the CAR's as applicable.
- 5.2 Flipping and/or scenic flights is not deemed to be training or air experience flights (introductory flights) in terms of Part 141 of the CAR's.
- 5.3 Any commercial flipping and/or scenic flights conducted for reward by persons and/or organisations which are not holders of a Part 96, Part 127,93, 121 or Part 135 (as appropriate) approval may result in enforcement action by the SACAA.

Issued by the South African Civil Aviation Authority (SACAA)		
	JOHAN NIEMAND	16 November 2022
SENIOR MANAGER PERSONNEL LICENSING	NAME IN BLOCK LETTERS	DATE