

PROPOSAL FOR THE AMENDMENT OF PART 91 OF THE CIVIL AVIATION REGULATIONS, 2011

PROPOSER

SACAA

Byls Bridge Office Park,
CENTURION

PROPOSER'S INTEREST

The proposer has been established in terms of the Civil Aviation Act, 2009 (Act No. 13 of 2009), to control and regulate civil aviation in South Africa and to oversee the functioning and development of the civil aviation industry, and, in particular, to control, regulate and promote civil aviation safety and security.

GENERAL EXPLANATORY NOTE

Words in **[bold and solid square bracket]** indicate deletions from the existing regulations.

Words underlined with a solid line indicate insertions in the existing regulations.

1. PROPOSAL FOR THE AMENDMENT OF PART 91

- 1.1 It is hereby proposed to amend Part 91 by the substitution for Regulation 91.03.1 of the following Regulation:

“91.03.1 An owner or an operator of an aircraft shall ensure that the following documents, or certified true copies thereof, are carried on board aircraft on each individual flight—

(a) If an aircraft is engaged in an international flight—

(i) a certificate of registration;

(ii) a certificate of airworthiness or, for non-type certificated aircraft, an authority to fly;

- (iii)an appropriate licence and medical certificate of each crew member;
 - (iv)a general declaration;
 - (v)an aircraft radio station licence;
 - (vi)a passenger manifest, unless if such information is included in a general declaration referred to in subparagraph (iv);
 - (vii)if cargo is carried, a manifest and detailed declaration of cargo;
 - (viii)a certificate of release to service;
 - (ix)a navigation log when a navigator is carried;
 - (x) an AFM, referred to in regulation 91.03.2, or an equivalent document, which document shall include the statements referred to in Document SA-CATS 91, if flight in RVSM airspace is contemplated;
 - (xi)mass and balance report;
 - (xii)flight folio;
 - (xiii)MEL, if applicable;
 - (xiv)noise certificate, if such certificate has been issued for a type of aircraft;
 - (xv)a list of visual signals and procedures for use by intercepting and intercepted aircraft;
 - (xvi)if a flight in RVSM airspace is contemplated—
 - (aa)a valid RVSM licence endorsement issued by the Director; and
 - (bb)if applicable, a valid RVSM operational approval for a particular RVSM airspace;
 - (xvii)a licence to operate air services, FOP or equivalent document giving authority for such flight; and
 - (xviii)where applicable, a special flight permit;
- (b) if an aircraft is engaged in a domestic flight—
- (i) certificate of registration;
 - (ii) certificate of airworthiness;
 - (iii) appropriate licence and medical certificate of each crew member;

- (iv) aircraft radio station licence;
- (v) certificate of release to service;
- (vi) AFM referred to in regulation 91.03.2 or an equivalent document;
- (vii) mass and balance report;
- (viii) flight folio;
- (ix) MEL, if applicable;
- (x) noise certificate if such certificate has been issued for the type of aircraft;
- (xi) list of visual signals and procedures for use by intercepting and intercepted aircraft;
- (xii) licence to operate a service, if required; **[and]**
- (xiii) where applicable, a special flight permit; and
- (xiv) the appropriate flight permit or equivalent document giving authority for such flight from the National Department of Transport for foreign registered aircraft.".

MOTIVATION

The purpose of the amendment is to clarify the requirement for privately operated foreign registered aircraft who wish to operate domestically.