

LEGAL NOTICE NO. 175

REPUBLIC OF TRINIDAD AND TOBAGO

THE CIVIL AVIATION ORDER, 1995

ORDER

MADE BY THE PRESIDENT UNDER SECTION 97 OF THE
CIVIL AVIATION ORDER, 1995

THE CIVIL AVIATION (A AND B CONDITIONS) ORDER, 1996

1. This Order may be cited as the Civil Aviation (A and B ^{Citation} Conditions) Order, 1996.

2. In this Order, "the Order" means the Civil Aviation Order, 1995. ^{Interpretation}
^{L.N. No. 91}
^{of 1995}

3. (1) An aircraft for flying in accordance with these Conditions ^{A Conditions} shall either be an aircraft in respect of which a certificate of airworthiness or validation has previously been in force under the Order, or an aircraft identical in design with an aircraft in respect of which such a certificate is or has been in force.

(2) The aircraft shall fly only for the purpose of enabling it to—

- (a) qualify for the issue or renewal of a certificate of airworthiness or the validation thereof or the approval of a modification of the aircraft, after an application has been made for such issue, renewal, validation or approval as the case may be;
- (b) proceed to or from a place at which any inspection, approval, test or weighing of, or the installation of equipment in, the aircraft is to take place for a purpose referred to in subparagraph 2(a) after such an application has been made or at which the installation of furnishings in, or the painting of, the aircraft is to be undertaken; or
- (c) proceed to or from a place at which the aircraft is to be or has been stored.

(3) The aircraft and its engines shall be certified as fit for flight by the holder of an aircraft maintenance engineer's licence granted under the Order, being a licence which entitles him to issue that certificate or by a person approved by the Minister for the purpose of issuing certificates under this condition, and in accordance with that approval.

(4) The aircraft shall carry the minimum flight crew specified in any certificate of airworthiness or validation, which has previously been in force in respect of any other aircraft of identical design.

(5) The aircraft shall not carry any persons or cargo except persons performing duties in the aircraft in connection with the flight or persons who are named in the aircraft to perform duties with a purpose referred to in subparagraph (2).

(6) The aircraft shall not fly over any congested area of a city, town or settlement except to the extent that it is necessary to do so in order to take off from or land at a Government aerodrome or a licensed aerodrome in accordance with normal aviation practice.

(7) Without prejudice to the provisions of section 19(2) of the Order, the aircraft shall carry such flight crew as may be necessary to ensure the safety of the aircraft.

B Conditions

4. (1) A flight made in accordance with these Conditions shall be made under the supervision of a person approved by the Minister for the purpose of these Conditions, and subject to any additional provisions which may be specified in such approval.

(2) Where it is not registered in Trinidad and Tobago or under the law of any Contracting State as referred to in section 3 of the Order, the aircraft shall be marked in a manner approved by the Minister for the purposes of these Conditions and the provisions of sections 14, 16, 20, 34, 38, 62 and 64 of the Order shall be complied with in relation to the aircraft as if it was registered in Trinidad and Tobago as far as provisions are applicable to the aircraft in the circumstances.

(3) The aircraft shall fly only for the purpose of—

- (a) experimenting with or testing the aircraft (including in particular its engines) and its equipment;
- (b) enabling it to qualify for the issue of a certificate of airworthiness or the validation thereof, or the approval of a modification of the aircraft;
- (c) proceeding to or from a place at which any experiment, inspection, approval, test or weighing of, or the installation of equipment in the aircraft is to take place for a purpose referred to in subparagraph 3(a) or (b), or at which the installation or refurbishing in, or the painting of, the aircraft is to be undertaken; or
- (d) demonstrating the aircraft with a view to the sale of that aircraft or similar aircraft.

(4) Without prejudice to the provisions of section 19(2) of the Order, the aircraft shall carry such flight crew as may be necessary to ensure the safety of the aircraft.

(5) The aircraft shall not carry any cargo or any other persons other than the flight crew except the following:

- (a) persons employed by the operators who carry out duties, during the flight, in connection with the purposes specified in subparagraph (3);
- (b) persons employed by manufacturers of component parts of the aircraft (including its engines) who carry out duties during the flight, in connection with the purposes so specified;
- (c) persons approved by the Minister, under section 100 of the Order, as qualified to furnish reports for the purposes of section 8 of the Order; or
- (d) persons, other than those mentioned in the preceding provisions of this Order, who are carried in the aircraft in order to carry out a technical evaluation of the aircraft or its operation.

(6) The aircraft shall not fly over any congested area of a city, town or settlement except in accordance with procedures which have been approved by the Minister in relation to that flight.

Made this 8th day of November, 1996.

C. SOOKRAM
Secretary to Cabinet