

PART I

GENERAL ADMINISTRATION PRACTICES FOR ALL AVIATION DOCUMENTS

3. (1) Regulations made under the Act shall apply to all persons—

Applicability of these Regulations

(a) operating or maintaining—

(i) a Trinidad and Tobago aircraft;

(ii) an aircraft registered in another Contracting State that is operated by a person licenced in Trinidad and Tobago and maintained in accordance with the standards of the aircraft State of Registry, wherever that maintenance is performed; and

(iii) an aircraft of other Contracting States operating in Trinidad and Tobago;

(aa) issue instructions and directives for the carrying out of any function under the Act or Regulations made thereunder;

(b) validate or accept aviation data and aviation documents of another Contracting State with such limitations and restrictions as the Director General may recommend;

(c) who engage in an operation governed by these Regulations who does not have the appropriate certificate, operations specification or similar document required as part of the certification.

(1A) Notwithstanding the requirements of then Meteorology Act, 2004, a person involved in the conduct of air and ground operations in domestic and international civil aviation activities in Trinidad and Tobago shall use the units specified in Schedule A for all aspects of his operations.

(2) Specific standards applicable to the holder of a certificate shall apply where they conflict with a more general regulation.

(3) Foreign air operators who conduct commercial air transport into, from or within Trinidad and Tobago, shall be governed by the provisions of the Operations Specification issued by the Authority, and by those provisions and any other requirements under the Civil Aviation [(No. 10) Foreign Air Operator] Regulations, 2004, that specifically address commercial air transport operations.

(4) The Director General may by Order designate such number of persons to be Inspectors for the purpose of carrying out the requirements of the Act.

(5) An Inspector designated under subregulation (4), is authorized to act as an Examiner in respect of the Act or Regulation made thereunder.

(6) The Director General may for the purpose of the Act or Regulations made thereunder, recommend that the Authority—

- (a) approve persons, processes, procedures, programmes and aviation documents in accordance with the Act or Regulations made thereunder;
- (b) accept aviation data, documents or approved documents of another Contracting State; and
- (c) vary any procedures, processes, programmes or aviation document approved under the Act or Regulations made thereunder.

(7) No personal liability shall attach to any inspector designated under subregulation (4) in respect of any act or omission done, permitted to be done or omitted in good faith for the purpose of carrying out the requirements of the Act.

Requirement to Have Approved Licence, Rating or Authorization

Prohibition
on persons
performing
aviation
related
functions

4. A person shall not perform any aviation related function requiring a licence, rating, authorization, approval or certificate unless that person has been issued with or has had validated his licence, rating, authorization, approval or certificate, by the Authority for the performance of that function.

Specifications of Airmen Licences

Airman
Licence
Specification

5. (1) An airman licence issued by the Authority under this Part shall—

- (a) be in the prescribed form on first quality paper or other suitable material including plastic cards;
- (b) be in the English Language; and
- (c) contain the following information clearly shown so that the privileges of the licence and validity of ratings can be easily determined —
 - (i) the words “Trinidad and Tobago”;
 - (ii) the title of the licence;
 - (iii) the serial number of the licence, in Arabic numerals;
 - (iv) the name of the holder in full;
 - (v) the date of birth of the holder;

- (vi) the address of the holder;
- (vii) the nationality of the holder;
- (viii) the signature of the holder;
- (ix) authority and, where necessary, the conditions under which the licence is issued;
- (x) certification concerning the validity and authorization for the holder to exercise such privileges appropriate to licence;
- (xi) the signature of the officer issuing the licence and the date of such issue;
- (xii) a seal or stamp of the authority issuing the licence;
- (xiii) ratings, such as category, class, type of aircraft, airframe and aerodrome control instructor and radiotelephony privileges which may appear on the licence form or on a separate certificate;
- (xiv) remarks, such as, special endorsements relating to limitations and endorsements for privileges including from 5th March, 2008 an endorsement of language proficiency, and a complete enumeration of the particulars in which the international standards are not satisfied;
- (xv) where necessary, a photograph; and
- (xvi) such other details as required by the Authority.

(2) Item headings on a licence shall be uniformly numbered in roman numerals as indicated in subregulation (1)(c), so that on any licence the number will, under any arrangement, refer to the item heading.

(3) An airman licence issued in accordance with these Regulations shall be so issued without a specific expiration date.

(4) The exercise of any of the privileges of an airman licence issued under these Regulations shall be dependent upon the validity of such licence in respect of—

- (a) the medical currency of such airman licence;
- (b) the competency of the airman; and
- (c) the recency of experience of the airman.

(5) Notwithstanding subregulation (4)(a), a person is not required to hold a current medical certificate where he is exercising the privileges set out in Part A, Schedule 1.

Display of Aviation Document

Display of
aviation
documents

6. (1) A person required by the Act or Regulations made thereunder, to have an airman licence or aviation document, shall have it in his physical possession or readily accessible in the aircraft or at his work site when exercising the privileges of such licence or aviation document.

(2) A person under subregulation (1), shall produce the licence or aviation document for inspection by the Director General or an Inspector upon request, or within a time to be determined by the Director General or the Inspector.

(3) In order to act as a pilot or flight engineer of a Trinidad and Tobago aircraft and a civil aircraft of foreign registration within Trinidad and Tobago, a pilot shall have in his physical possession or readily accessible in the aircraft a valid pilot licence, or valid Fight Engineer Licence as applicable.

(4) A person who holds a Fight Instructor rating shall have the rating, or other documentation acceptable to the Authority, in his physical possession or readily accessible in the aircraft when exercising the privileges of that rating.

(5) A person required by these Regulations to have a current medical certificate shall have it in his physical possession or readily accessible in the aircraft or at his work site when exercising the privileges of the licence or authorization which requires such current medical certificate for its validity.

(6) A holder of an Air Operator Certificate shall display such certificate in a place in the facility that is normally accessible to the public and that is not obscured.

(7) The owner or operator of an aircraft shall ensure that the Airworthiness Certificate of such aircraft and the Certificate of Aircraft Registration are carried in the cockpit of such aircraft.

(8) The holder of an Approved Maintenance Organization Certificate shall prominently display that certificate in a place accessible to the public in the principal business office of the Approved Maintenance Organization.

Amendment of a Licence or Certificate

Change of
name
on
licence or
certificate

7. (1) A holder of a licence or certificate issued under the Act or Regulations made thereunder may apply to change the name on such licence or certificate.

(2) An application under subregulation (1), shall be accompanied by—

(a) the current licence or certificate; and

(b) a copy of the marriage certificate, court order or other document verifying the change in his name.

(3) The documents specified in subregulation (2), shall be returned to the airman by the Director General, after they have been verified.

Change of Address

8. A holder of an aviation document issued by the Authority, who has made a change of his permanent mailing address, shall not, after thirty days from that date, exercise the privileges of the licence or certificate unless he has notified the Authority in writing of the new permanent mailing address, or current residential address where the permanent mailing address includes a post office box number.

Change of
address on
licence or
certificate

Replacement of an Aviation Document

9. (1) Where the holder of an aviation document issued under the Act or regulations made thereunder—

Replacement
of an aviation
document

- (a) changes his name;
- (b) changes his permanent address; or
- (c) discovers that the aviation document is lost, damaged or destroyed,

he shall, within thirty days, thereafter, make a written application in the prescribed form to the Authority for its replacement.

(2) A person in making an application for the replacement of an aviation document under subregulation (1), shall—

- (a) pay the prescribed fee; and
- (b) provide such documentary evidence as may be required by the Authority in support of his application.

(3) Where the Director General is satisfied that a person in making an application under subregulation (1), has met all the requirements for the replacement of an aviation document, he may recommend the Authority issue a duplicate aviation document to the applicant.

(4) A person upon receiving notification by facsimile or other medium from the Authority confirming that a duplicate of the lost, damaged or destroyed aviation document has been reissued, the facsimile or such other medium used by the Authority to confirm the issue of the aviation document may be used in lieu of the lost, damaged or destroyed aviation document for up to thirty days pending receipt of the duplicate aviation document.

**Falsification, Reproduction or Alteration of an
Aviation Document, Record, Report and
Application**

Falsification,
Reproduction
or Alteration
of an Aviation
Document,
Record,
Report and
Application

10. (1) A person shall not make or cause to be made, in relation to any aviation document, logbook, record, report or application required by the Act or Regulations made thereunder, any—

- (a) fraudulent or intentionally false statement;
- (b) fraudulent or intentionally false entry in such aviation document, logbook, record or report or application used to show compliance with the requirements of the Act or Regulations made thereunder; or
- (c) reproduction or alteration for fraudulent purposes.

(2) A person who commits an act prohibited under this regulation may be liable to have his licenses, ratings and authorizations issued under the Act or Regulations made thereunder, revoked or suspended by the Authority.

Issue, Suspension and Revocation of Aviation Document

Suspension,
Revocation or
Limitation of
licence,
certification or
other aviation
document

11. (1) The Director General may, where safety or security of flight is affected after due enquiry recommend that the Authority—

- (a) deny issue of;
- (b) suspend;
- (c) revoke; or
- (d) limit,
an aviation document issued by it where the Director General is not satisfied that the holder—
 - (e) is a fit and proper person to hold such aviation document;
 - (f) continues to meet the conditions of issuance or the requirements prescribed under the Act or Regulations made thereunder.

(2) Before revoking or limiting an aviation document under subregulation (1), the affected party shall be—

- (a) given at least twenty-eight days notice in writing of the intention so to do and of the reasons for such proposal; and
- (b) offered an opportunity to make representations.

(3) Notwithstanding subregulation (2), where it is determined that the safe operation of the aircraft is adversely affected, the aviation document may be suspended in part or in whole without prior notice until the procedures set out in subregulation (2) are completed.

Effects of Surrender, Suspension or Revocation of Aviation Document

12. (1) An aviation document issued by the Authority shall cease to have effect where it is surrendered, suspended, or revoked.

Requirements of and effects of surrendered, suspended or revoked aviation document

(2) A holder of any licence or certificate issued under the Act or Regulations made thereunder which has been suspended or revoked shall return that licence or certificate to the Authority.

(3) Where an aviation document issued by the Authority has been revoked the Director General shall cause a notice of such revocation to be published in two daily newspapers in Trinidad and Tobago.

Re-application after Revocation

13. A person whose aviation document has been revoked shall not apply for any licence, certificate, rating, or authorization for one year from the date of revocation, unless otherwise authorized by the Authority.

Restriction on re-application after revocation

Re-application after Suspension

14. A person whose aviation document has been suspended shall not apply for a licence, rating, or authorization during the period of suspension, unless otherwise authorized by the Authority.

Re-application after suspension

Voluntary surrender of Aviation Document

15. (1) The holder of an aviation document issued under the Act or Regulations made thereunder may voluntarily surrender it for—

Voluntary surrender of aviation document

- (a) cancellation;
- (b) issuance of a lower grade licence; or
- (c) another licence with specific ratings deleted.

(2) An applicant who voluntarily surrenders his aviation document shall submit a signed statement in the form set out in Part B of Schedule 1.

Schedule 1 Part B

Prohibition on Performance during Medical Deficiencies

Restriction on
Performance
due to
medical
deficiencies

16. (1) A person who holds a current medical certificate issued under these Regulations shall not act in a capacity for which that medical certificate is required where he—

(a) knows or has suspicion of any medical condition that would make him unable to meet the requirements for the required medical certificate; or

(b) is taking medication or receiving other treatment for a medical condition that results in him being unable to meet the requirements for the required medical certificate.

(2) Where the holder of a licence issued under these Regulation –

(a) is pregnant;

(b) has any decrease in medical fitness of a duration of more than twenty days ; or

(c) has any decrease in medical fitness which –

(i) requires continued treatment with prescribed medication; or

(ii) has required hospital treatment,
that person shall inform Authority of the condition;

Testing for drugs and alcohol

Drug and alcohol
testing and
reporting

17. (1) A person who performs any function requiring a licence, rating, qualification, or authorization under the Act or Regulations made thereunder, directly or under contract for a certificate holder and who fails a drug or alcohol test may—

(a) be denied any licence, certificate, rating, qualification, or authorization issued under the Act or Regulations made thereunder, for a period of up to one year after the date of final conviction; or

(b) have his licence, certificate, rating, qualification, or authorization issued under the Act or Regulations made thereunder suspended or revoked.

(2) A person subject to the Act or Regulations made thereunder, who is convicted for the violation of any national or international statute relating to the growing, processing, manufacture, sale, disposition, possession, transportation, or importation of illegal narcotic drugs, marijuana, or depressant or stimulant drugs or substances, may—

- (a) be denied any licence, certificate, rating, qualification, or authorization issued under the Act or Regulations made thereunder for a period of up to one year after the date of final conviction; or
 - (b) have his licence, certificate, rating, qualification, or authorization issued under the Act or Regulations made thereunder suspended or revoked.
- (3) A person who is subject to these Regulations and who—
- (a) refuses to submit to a drug or alcohol test, when requested by the Authority or its authorized representative; or
 - (b) refuses to furnish or to authorize the release of the test results requested by the Authority may—
 - (i) be denied any licence, certificate, rating, qualification, or authorization issued under the Act or Regulations made thereunder, for a period of up to one year after the date of that refusal; or
 - (ii) have his licence, certificate, rating, qualification, or authorization issued under the Act or Regulations made thereunder, suspended or revoked.

Equivalent Safety Case and Deviations

18. (1) A person shall not introduce a procedure which is contrary to those prescribed in the Act or Regulations made thereunder.

Restrictions
on deviation
from
procedures

(2) Notwithstanding subregulation (1), where circumstances warrant deviation from prescribed procedures, a certificate holder may apply to the Authority for a Deviation Certificate.

(3) Where the Authority determines that the deviation applied for under subregulation (2), is equivalent to what is required, it may approve the use of such procedure by granting a Deviation Certificate.

(4) An alternative procedure under subregulation (3) (hereinafter referred to as “an equivalent safety case”), shall only be considered on an individual case by case basis and would be conditional upon compliance with any supplementary conditions the Authority considers to be necessary to ensure equivalent safety.

(5) A request for a Deviation Certificate shall be made in a form and manner prescribed and submitted to the Authority at least sixty days before the date the deviation is necessary for the intended maintenance, preventive maintenance, modification or operation.

(6) A request for a Deviation Certificate under subregulation (5), shall contain a statement of the circumstances, justifications and alternate method proposed for the deviation requested, and show that a level of safety shall be maintained equal to that provided by the rule from which the deviation is sought.

(7) A national air operator or person who receives a Deviation Certificate shall ensure that—

- (a) the appropriate management;
- (b) personnel authorized by an Approved Maintenance Organization to certify aircraft or aircraft components for release to service; and
- (c) other personnel, are notified of the deviation, including the extent of the deviation and when the deviation is terminated or amended.

(8) Notwithstanding the sixty-day requirement for submission under subregulation (5), where the deviation required is one which necessitates immediate implementation, a national air operator may submit a request for such deviation within a shorter period and where he shows that such deviation is necessary in the interest of safety, the Director General may recommend that the Authority authorize the use of such deviation for a prescribed period.

Licences Issued

Issue of
airman
licences

19. (1) The Director General may recommend that the Authority issue the following licenses under this Part:

- (a) Student Pilot Licence;
- (b) Private Pilot Licence;
- (c) Commercial Pilot Licence;
- (d) Airline Transport Pilot Licence;
- (e) Flight Engineer Licence;
- (f) Air Traffic Controller Licence and;
- (g) Aircraft Maintenance Engineer Licence.

(2) An applicant for a licence under subregulation (1) shall be subject to initial and periodic background security checks prior to the issue or renewal of the licence;

Validation of Foreign Licence or Certificate

Validation of
licences
issued by
another
Contracting
State

20. (1) The Director General may recommend that the Authority validate a licence or certificate issued by another Contracting State, by issuing a suitable authorization to be carried with the foreign licence or certificate with such limitations and restrictions as the Director General may recommend, provided that the requirements under which the licence or certificate was issued are at least equal to the applicable standards made under the Act or Regulations made thereunder, and where he is satisfied that—

- (a) the licence or certificate is not under an order of revocation or suspension by the State that issued the licence or certificate;
- (b) the licence or certificate does not contain an endorsement, stating that the applicant has not met all of the standards of the Chicago Convention for that licence or certificate;
- (c) the applicant does not currently hold a licence issued by the Authority under regulation 19 or any other certificate issued by the Authority;
- (d) where applicable, the applicant holds a current medical certificate issued by the Contracting State which issued the licence or certificate;
- (e) except as provided under regulation 189, the applicant is able to read, speak, write, and understand the English language; and
- (f) where applicable, the applicant has passed the aeronautical knowledge test in air law.

(2) The authorization under subregulation (1) shall not—

- (a) be issued or renewed beyond the period of validity of the foreign licence or certificate; and
- (b) exceed a maximum period of twelve months from the initial date of issue.

(3) Where the Authority limits the authorization to specific privileges, the authorization shall specify the privileges of the licence or certificate which are to be accepted as its equivalent.

(4) The authorization under subregulation (1) ceases to be valid where the licence or certificate upon which it is issued is revoked or suspended.

(5) The Director General shall confirm the validity of the licence or certificate of the other Contracting State before recommending that the Authority issue an authorization for use in commercial air transport operation.

(6) The Director General shall, on request from another Contracting State, confirm the validity of a licence or certificate issued by the Authority.

Conversion of Foreign Licence

Conversion of
foreign
licence

21. The Director General may recommend that the Authority issue a Trinidad and Tobago airman licence to an applicant who holds a valid airman licence issued by another contracting State with such limitations and restrictions as the Director General may recommend.

General Airmen Ratings

Authority to
issue ratings
for pilots

22. (1) The Authority may, in issuing a pilot licence under the Act, grant the following ratings for pilots:

(a) category ratings in the following aircraft:

- (i) aeroplane;
- (ii) helicopter;
- (iii) powered-lift;
- (iv) airship of volume more than 4,600 cubic meters;
- (v) glider; and
- (vi) free balloon;

(b) class ratings in the following aeroplanes certificated for single pilot operations:

- (i) single-engine, land;
- (ii) single-engine, sea;
- (iii) multi-engine, land; and
- (iv) multi-engine, sea;

(c) class ratings in the following rotorcraft certificated for single pilot operations:

- (i) helicopter; and
- (ii) powered-lift;

(d) class ratings in the following lighter-than-air aircraft:

(i) airship; and

(ii) free balloon;

(e) Type Ratings in the following aircraft:

(i) aircraft certified for operation with at least two pilots;

(ii) helicopters and powered-lift aircraft certified for single pilot operation except where a class rating has been issued under subparagraph (b); and

(iii) any aircraft considered necessary by the Authority;

(f) Instrument Ratings in the following aircraft:

(i) aeroplane;

(ii) helicopter; and

(g) Flight Instructor Rating.

(2) The Director General may recommend to the Authority the category, class, or Type Rating to be placed on a pilot licence when issuing that licence, provided the rating reflects the appropriate category, class, or type aircraft used to demonstrate aeronautical knowledge and skill for its issuance.

(3) The Director General may recommend that the Authority issue the following ratings for Flight Engineers:

(a) Reciprocating engine powered Rating;

(b) Turbopropeller powered Rating; and

(c) Turbojet powered Rating.

(4) Until 10th March, 2011, the Authority may endorse a Type Rating for aircraft of the powered-lift category on a Pilot Licence for an aeroplane or a Pilot Licence for a helicopter.

(5) The endorsement under subregulation (4) shall indicate that the aircraft is part of the powered-lift category.

(6) The training for the Type Rating in the powered-lift category shall be completed during the course of approved training and take into account the previous experience of the applicant in aeroplane or helicopter as appropriate and incorporating all relevant aspects of operating an aircraft of the powered-lift category.

Airmen Authorizations

23. The Director General may recommend that the Authority issue the following authorizations:

Authority may
issue
authorizations

- (a) Category II Pilot Authorization;
- (b) Category III Pilot Authorization;
- (c) Flight Test Examiner Authorization;
- (d) Ground Instructor Authorization;
- (e) Special Pilot Authorization and;
- (f) Flight Operations Officer Authorization.