

PART I

GENERAL REQUIREMENTS

General Applicability of Part I

4. This Part prescribes the requirements for the application, issue and continued validity of a foreign air operator Operations Specifications.

General
Applicability
of Part I

*General Requirements for Application for Foreign
Air Operator Operations Specifications*

5. (1) An air operator who does not hold an Air Operator Certificate issued by the Authority shall not operate an aircraft to and from Trinidad and Tobago unless he holds an Operations Specifications issued to him by the Authority.

General
Requirements

(2) Where an air operator under subregulation (1), wishes to apply to operate to and from Trinidad and Tobago he shall—

- (a) make such application to the Authority in the form and manner prescribed; and
- (b) pay the prescribed fee.

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

- (a) a copy of a valid air operator certificate or equivalent document issued by the foreign authority;
- (b) a copy of the licence or authorization granted to the air operator by the appropriate authority of the State of the air operator to operate an air transport service to and from Trinidad and Tobago;
- (c) a copy of a Company Operations Manual including the Cabin Attendant Manual where it is published as a separate document;
- (d) a copy of the approval page for a Minimum Equipment List for each aircraft type intended to be operated by the air operator in Trinidad and Tobago;
- (e) a copy of a valid Certificate of Airworthiness for each aircraft type intended to be operated by the foreign air operator in Trinidad and Tobago;
- (f) a representative copy of a Certificate of Registration issued for the aircraft types proposed to be operated by the air operator in Trinidad and Tobago;
- (g) a copy of a document identifying the maintenance checks that are required to be carried out for aircraft of the air operator while they are operated in Trinidad and Tobago;

- (h) a copy of the maintenance contract between the air operator and the Approved Maintenance Organization, where the maintenance under subparagraph (g), is carried out by an Approved Maintenance Organization approved by the foreign authority;
 - (i) a copy of the lease agreement for any aircraft operated by the air operator who does not hold an Air Operator Certificate issued by the Authority which is not registered by the foreign authority;
 - (j) a copy of any equivalent Operations Specifications issued by the foreign authority for any specialized flight operations specifications requested by the foreign air operator for operations in Trinidad and Tobago;
 - (k) a proposed Aircraft Operator Security Programme for the foreign air operator who does not hold an Air Operator Certificate issued by the Authority which meets the requirements of the Civil Aviation [(No. 8) Security] Regulations, 2004 for the acceptance and subsequent approval of the Authority; and
 - (l) any other document the Authority considers necessary to ensure that the intended operations will be conducted safely.
- (4) An applicant under these Regulations shall apply for the initial issue of a foreign air operator Operations Specifications at least ninety days before the date of commencement of intended operation.

Conditions for issue of a Foreign Air Operator Operations Specifications

Issue of
Operations
Specifications
to foreign air
operator

6. (1) The Director General may recommend that the Authority issue Operations Specifications to an air operator who does not hold an Air Operator Certificate issued by the Authority to conduct commercial air operations to and from Trinidad and Tobago where he is satisfied that such air operator—

- (a) has a valid Air Operator Certificate issued by a foreign authority;
- (b) has had his Aircraft Operator Security Programme approved under the Civil Aviation [(No. 8) Security] Regulations, 2004;
- (c) meets the applicable requirements of the Civil Aviation [(No. 2) Operations] Regulations, 2004; the Civil Aviation (No. 5) Airworthiness] Regulations, 2004 and the Civil Aviation [(No. 7) Instruments and Equipment] Regulations, 2004;
- (d) meets the standards contained in Annex 6, Parts I and III and Annex 8 of the Chicago Convention;

- (e) has sufficient financial resources to conduct safe operations; and
- (f) meets the requirements of these Regulations.

(2) Where the Operations Specifications issued under this regulation to an air operator who does not hold an Air Operator Certificate issued by the Authority (hereinafter referred to as “a foreign air operator”), such foreign air operator may commence commercial air transport operations to and from Trinidad and Tobago.

Operations Specifications

7. (1) Operations Specifications issued under regulation 6 shall specify which specific operations are authorized, prohibited, limited or subject to certain conditions, in the interest of public safety.

Contents of
Operations
specifications

(2) Operations Specifications issued under subregulation (1), shall contain details of the following:

- (a) the purpose of issuance;
- (b) application and duration;
- (c) limitations to, or actions required by, the operator;
- (d) general provisions;
- (e) en-route authorization and limitations;
- (f) aerodrome authorizations and limitations;
- (g) maintenance;
- (h) mass and balance;
- (i) interchange of equipment operations; and
- (j) aircraft leasing operations.

(3) The Operations Specification issued to a foreign air operator by the Authority shall be supplementary to these Regulations.

Continued Validity of Operations Specifications

8. (1) A foreign air operator shall, when conducting operations to, from or within Trinidad and Tobago, ensure that he complies at all times with the requirements of—

Conditions for
continued
validity

- (a) his operations specifications;
- (b) his approved Aircraft Operator Security Programme;
- (c) the security for aircraft operators under the Civil Aviation [(No. 8) Aviation Security] Regulations, 2004; and
- (d) all applicable Trinidad and Tobago aviation laws, regulations and procedures.

(2) Where the Director General identifies—

- (a) a case of non-compliance or suspected noncompliance by a foreign air operator with the requirements of subregulation (1); or
- (b) any serious safety issue with the operations of a foreign air operator, the Director General shall immediately notify the foreign air operator and where circumstances warrant it inform—
 - (i) the State of the Operator; and
 - (ii) the State of Registry.

(3) The Director General may, where circumstances as specified under subregulation (2) arise, engage in consultations with the State of the Operator and the State of Registry concerning the safety standards maintained by the foreign air operator.

Aircraft Technical Log

9. A foreign air operator shall, when conducting operations to and from Trinidad and Tobago use an aircraft technical log containing the following in respect of each aircraft:

- (a) information about each flight necessary to ensure continued flight safety;
- (b) the current Certificate of Release to Service for the aircraft;
- (c) the current maintenance statement giving the aircraft maintenance status of what scheduled and out of phase maintenance is next due, unless the Authority agrees to the maintenance statement being kept elsewhere;
- (d) all outstanding deferred defects that affect the operation of the aircraft; and
- (e) any necessary guidance instructions on maintenance support.

Foreign Air Operator Documents to be Carried

10. A foreign air operator shall ensure that the following are carried on each flight, when conducting operations to and from Trinidad and Tobago:

Documents
required to be
carried by
foreign air
operator

- (a) the current parts of the Operations Manual relevant to the duties of the crew;
- (b) those parts of the Operations Manual which are required for the conduct of a flight are easily accessible to the crew on board the aircraft;
- (c) the current approved Aircraft Flight Manual for the aircraft being flown;
- (d) the current certificate of registration, and airworthiness certificate in force in respect of that aircraft;
- (e) the appropriate licences of the members of the flight crew;
- (f) the mass and balance document for the aircraft certifying that the load carried is properly distributed and safely secured; and
- (g) appropriate approval for radio operation.

Additional Information and Forms to be carried

11. (1) A foreign air operator shall ensure that, in addition to the documents and manuals required by regulations 9 and 10, the following information and forms, relevant to the type and area of operation, are carried on each flight conducted to and from Trinidad and Tobago:

Additional
documents
required to be
carried by
foreign air
operator

- (a) an Operational Flight Plan;
- (b) the aircraft technical log containing at least the information required in regulation 9;
- (c) appropriate notices to airmen and aeronautical information services briefing documentation;
- (d) appropriate meteorological information;
- (e) copy of applicable operations specifications required under these Regulations;
- (f) notification of special loads including any dangerous goods; and
- (g) current maps and charts for the area of operation.

(2) The Director General may recommend that the Authority authorize the information detailed under subregulation (1) or parts thereof, to be presented in a form other than on printed paper, provided the information is accessible for inspection.

Authority to Inspect

Inspection by Authority

12. A foreign air operator shall ensure that any person authorized by the Authority, is permitted at any time, without prior notice, to board any of his aircraft operated for commercial air transportation in Trinidad and Tobago, inspect the documents and manuals required by regulations 9, 10 and 11, and inspections required by regulation 18, and such other inspections as are deemed necessary under the Chicago Convention.

Production of Documentation, Manuals and Records

Requirement to produce documentation, manuals and records when requested

13. (1) A foreign air operator shall—

- (a) give any person authorized by the Authority access to any documents, manuals and records which are related to flight operations and maintenance; and
- (b) produce all such documents, manuals and records, when requested to do so by the Authority, within a reasonable period of time.

(2) The pilot in command of an aircraft of a foreign air operator shall, when requested to do so by a person authorized by the Authority, produce to such person the documentation, manuals and records required to be carried on board the aircraft.

Preservation of Flight Recorder Recordings

Requirement to preserve flight data recorder recordings

14. Following an accident or incident in Trinidad and Tobago involving an aircraft of a foreign air operator, or when the Authority so directs, the foreign air operator of an aircraft on which a flight recorder is carried shall preserve the original recorded data for a period of sixty days unless otherwise directed by the Authority.

Computation of Passenger and Baggage Weights

Requirement to compute passenger and baggage weight

15. (1) A foreign air operator conducting operations to and from Trinidad and Tobago shall compute the mass of passengers and checked baggage using—

- (a) the actual mass of each person and the actual mass of baggage; or
- (b) the standard mass values specified by the foreign authority.

(2) The Authority may require a foreign air operator conducting operations to and from Trinidad and Tobago to produce evidence validating any standard mass values used.

Single-Engine Aircraft

16. A foreign air operator conducting operations to and from Trinidad and Tobago shall not operate a single-engine aircraft—

Restrictions on the operations of single-engine aircraft by a foreign air operator

- (a) at night; or
- (b) in Instrument Meteorological Conditions except under Special Visual Flight Rules.

Approach and Landing Conditions

17. Before initiating an approach to land in Trinidad or Tobago, the pilot in command of an aircraft of a foreign air operator, shall determine from the information available—

Required procedures for approach and landings

- (a) weather at the aerodrome and the conditions of the runway are safe for the approach and landing; and
- (b) in the case of missed approach, he will be able to meet the performance requirements contained in the Operations Manual.

Access to Aircraft and Associated Facilities

18. A foreign air operator, when conducting operations to and from Trinidad and Tobago, shall—

Foreign air operator to give Authority access

- (a) give any person authorized by the Authority access to his aircraft and associated facilities to inspect to determine compliance with these Regulations;
- (b) satisfactorily respond to findings arising under paragraph (a), prior to further flight in the case of findings prejudicing safe flight and for all the findings within reasonable time but no more than three days.

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