

No. S 38

**AIR NAVIGATION ACT
(CHAPTER 113)**

AIR NAVIGATION (OVERSEAS TERRITORIES) ORDER, 1989

Authorisations under Article 99

In exercise of the power conferred on me by Article 99 of the Air Navigation (Overseas Territories) Order, 1989 of the United Kingdom, in force in Brunei Darussalam under subsection (1) of section 2 of the Air Navigation Act, I hereby authorise, with effect from the making of the Air Navigation Act (Amendment) Order, 1997 —

- (a) the Director of Civil Aviation, for the purposes of that Order other than of Articles 4(14), 69(1) and 98;
- (b) such members and employees of the Civil Aviation Authority of the United Kingdom as are authorised by that Authority to act on its behalf for the purposes of the Articles specified in the first column of the Schedule, to the extent and for the purposes specified in the second column thereof; and
- (c) such members and employees of the Civil Aviation Authority of the United Kingdom as are authorised by that Authority to act on its behalf for the purposes of those Articles, to be authorised persons, as defined in Article 99, for the purposes of Articles 59, 60, 87 and 88.

All authorisations made pursuant to Article 92 of the Air Navigation (Overseas Territories) Order, 1977 of the United Kingdom are revoked, with effect from the making of the Air Navigation Act (Amendment) Order, 1997.

SCHEDULE

FIRST COLUMN

SECOND COLUMN

Article 7	ISSUING a permit to fly in respect of an aircraft.
Article 8	SATISFYING himself that an aircraft is fit to fly in accordance with Article 8(1) and RECOMMENDING to the Director of Civil Aviation that a certificate of airworthiness may be issued together with the grounds, for such recommendation and the recommended period of validity.

SCHEDULE (Continued)

FIRST COLUMN

SECOND COLUMN

SPECIFYING the equipment considered necessary for airworthiness (including in particular the circumstances under which an aircraft may fly with specified items of equipment inoperative).

RECOMMENDING the category to be specified in a certificate of airworthiness and the applicable conditions including the performance group.

APPROVING on behalf of the Director of Civil Aviation amendments to the conditions associated with a certificate of airworthiness.

RECOMMENDING to the Director of Civil Aviation the issue of a certificate of validation, specifying its period of validity and the conditions to which it is subject.

RENEWING a certificate of airworthiness, save that if the proposed period of validity of the renewal certificate of airworthiness exceeds the period of validity of the previous certificate of airworthiness he shall consult the Director of Civil Aviation prior to such renewal.

SPECIFYING any inspection required to be made for the purpose of ascertaining whether the aircraft remains airworthy.

REQUIRING an aircraft to be modified for the purpose of ensuring that it remains airworthy.

RECOMMENDING to the Director of Civil Aviation the approval of persons to make reports and any conditions to be associated with such approval.

Article 8(7)(a)
Article 11(3)
Article 11(5)

APPROVING the material to be used for overhaul, repair or modification of an aircraft and the manner of such overhaul, repair or modification.

SCHEDULE *(Continued)*

FIRST COLUMN	SECOND COLUMN
Article 9	APPROVING maintenance schedules for an aircraft (including in particular its engines) and for aircraft equipment, radio station and flight data recorder.
Article 9 Article 10 Article 11	APPROVING persons to issue certificates of release to service, certificates of maintenance review and certificates of compliance in a particular case.
Article 11	DIRECTING that a certificate of release to service be required to be in force in respect of an aircraft of which the maximum weight does not exceed 2,730 kilograms and in respect of which a certificate of airworthiness in the special category is in force.
Article 13	APPROVING the type of equipment required to be installed in an aircraft.
Article 14	APPROVING types of radio equipment which may be fitted to an aircraft and the manner of their installation and issuing such approval to be attached to the certificate of airworthiness of that aircraft.
Article 16	REQUIRING OR APPROVING the times at which an aircraft shall be weighed and the position of its centre of gravity determined and the manner of such weighing and determination including approval of the items to be included in the basic weight of the aircraft and the weights to be included when determining its centre of gravity.
Article 17	REQUIRING such inspections, investigations, tests, experiments and flight trials as may be deemed necessary for the purposes of Part III of the Order.
Article 46(2)(a)	APPROVING the arrangement under which an exit may be obstructed by cargo.

SCHEDULE *(Continued)*

FIRST COLUMN

SECOND COLUMN

Article 46(8)

APPROVING the arrangement under which an aircraft may fly with an exit inoperative and the associated number of passengers.

Article 62(5)

AGREEING to the variation of a flight manual, performance schedule or other document incorporated by reference in the certificate of airworthiness.

Made this 29th. day of Rabiulakhir, 1420 Hijriah corresponding to the 11th. day of August, 1999.

**PEHIN ORANG KAYA AMAR PAHLAWAN
DATO SERI SETIA AWANG HAJI ZAKARIA BIN
DATU MAHAWANGSA AWANG HAJI SULAIMAN**
Minister of Communications,
Brunei Darussalam.