



ESWATINI CIVIL AVIATION AUTHORITY

Advisory Circular

CAA-AC-AWS004A

April 2021

RESTRICTED CERTIFICATE OF AIRWORTHINESS AND SPECIAL FLIGHT PERMIT

1.0 PURPOSE

This Advisory Circular (AC) is issued to provide information and guidance to the fulfilment of regulatory requirements that relate to the issue of Restricted Certificate of Airworthiness and Special Flight Permit.

2.0 REFERENCES

Regulations 16 to 17 of the Civil Aviation (Airworthiness) Regulations

3.0 GUIDANCE AND PROCEDURE

3.1 General

3.1.1 An owner of an aircraft registered in Eswatini or agent of the owner may apply to the Authority for issue of a restricted certificate of airworthiness, and Special Flight Permit for that aircraft. The applicant for a certificate shall apply on a form and or in a manner prescribed by the Authority.

3.1.2 A certificate of airworthiness or permit issued under the Regulations in respect of an aircraft registered in Eswatini shall cease to be in force any time the terms and conditions established at the issue or renewal of the Certificate are not maintained or complied with.

3.2 Restricted Certificate of Airworthiness

3.2.1 The Authority may issue a restricted certificate of airworthiness to an aircraft that does not qualify for a certificate of airworthiness. Normally these are aircraft without a type certificate, they include: microlight, amateur and kit built aircraft, an aircraft used for air races, aircraft flying for exhibition purpose and a kite.

3.2.2 An aircraft holding a restricted airworthiness certificate shall be subject to operating limitations within Eswatini and shall not make international flights unless authorization from the foreign state is issued.

3.2.3 The Authority shall issue specific operating limitations for each restricted airworthiness certificate.

3.2.4 The aircraft must fly in compliance with the Civil Aviation (Rules of the Air and Traffic Control) Regulations as applicable.

3.2.5 The aircraft and its documents (operation and airworthiness) shall be subject to a inspection by the Authority. The certificate will be issued only after the Authority is satisfied that the aircraft is appropriately equipped and safe to fly.

3.2.6 The Restricted Certificate of Airworthiness is renewable and shall be valid for the period of time as shall be indicated on the certificate.

3.3 Special Flight Permit

3.3.1 The Authority may issue a special flight permit for an aircraft that is capable of safe flight but unable to meet applicable airworthiness requirements for the purpose of;

- a) flying to a base where weighing, painting, repairs, modifications, maintenance or inspections are to be performed or to a point of storage;
- b) flying for the purpose of experimenting with or testing the aircraft including its engines and equipment;
- c) flying for the purpose of qualifying for the issue, renewal or validation of certificate of airworthiness or restricted certificate of airworthiness and the approval of a modification of the aircraft;
- d) delivering or exporting the aircraft;
- e) evacuating aircraft from areas of impending danger; and
- f) operating at mass in excess of the aircraft's maximum certified takeoff mass for flight beyond normal range over water or land areas where adequate landing facilities or appropriate fuel are unavailable with the excess mass limited to additional fuel, fuel-carrying facilities and navigation equipment necessary for the flight.

3.3.2 Application for a Special Flight Permit should be made to the Authority on the prescribed **Form**: AC-AWS004 (Appendix 1), or in letter form with the words "Application for Special Flight Permit" clearly marked and indicating at least the following:

- a) The name and address of the registered owner of the aircraft;
- b) The make, model, serial number and registration marks of the aircraft;

- c) The purpose of the flight;
- d) The proposed itinerary;
- e) The crew required to operate the aircraft;
- f) Details of non-compliance with applicable airworthiness requirements;
- g) Any restriction the applicant considers necessary for safe operation of the aircraft;
and
- h) Any other information considered necessary by the Authority for the purpose of prescribing operating limitations.

3.3.3 Since a Special Flight Permit is issued to cover operation of an aircraft which may not meet airworthiness standards established by the Civil Aviation Regulations, appropriate limitations must be prescribed. To enable determination of these limitations, the Authority may make or require the applicant to make appropriate inspections or tests. Because of the different kinds of operations involved, there may be differences in the detailed limitations. However, the following limitations are considered to be essential in all Special Flight Permit:

- a) A copy of the Special Flight Permit must be displayed in the aircraft at all times when operating under the terms of the authorization;
- b) The registration marks assigned to the aircraft by the State of Registry must be displayed on the aircraft;
- c) Persons or property shall not be carried for compensation or hire;
- d) No person shall be carried in the aircraft unless that person is essential to the purpose of the flight and has been advised of the contents of the Special Flight Permit and the airworthiness status of the aircraft;
- e) The aircraft shall be operated only by crew holding appropriate certificates or licenses issued or validated by the State of Registry;
- f) All flights shall be conducted in accordance with the applicable general operating rules of the States in or over which the operations are conducted;
- g) All flights shall be conducted so as to avoid areas having heavy traffic or any| other areas where flights might create hazardous exposure to persons or property;
- h) All flights shall be conducted within the performance operating limitations| prescribed in the aeroplane flight manual and those additional limitations specified by the State of Registry for the particular flight; and
- i) All flights shall be conducted prior to the expiry date of the Authorization. If the flight involves operations over States other than Eswatini, the operator of the aircraft must obtain Authorizations from the appropriate authorities of those States prior to undertaking the flight.

3.3.4 The Special Flight Permit Certificate will be issued only after the Authority is satisfied that the aircraft is appropriately equipped and safe to fly.

3.3.5 The Special Flight Permit Certificate is **not** renewable. It is issued on a time to time basis. When it expires the operator shall apply again for another permit to be issued.

3.3.6 The permit shall be valid for the period of time as shall be indicated on the certificate.

Approved by Director General
Civil Aviation Authority

Appendix 1

APPLICATION FOR SPECIAL FLIGHT PERMIT AWS004			Form: AC-
<i>Details of Aircraft Owner</i>			
Name of Owner:		Address of Owner:	
<i>Details of Aircraft</i>			
Make:	Model:	Serial Number:	Registration Marks:
<i>Details of Proposed Flight</i>			
Purpose Of The Flight:		Proposed Itinerary:	
<i>Details of Crew Required To Operate the Aircraft</i>			
Pilot In Command:	Co-Pilot:	Other Crew:	

Details of Non-Compliance with Applicable Airworthiness Requirements

Any Restriction The Applicant Considers Necessary For Safe Operation Of The Aircraft (*continue overleaf if required*)

Any Other Relevant For The Purpose CAA Prescribing Operating Limitations.

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Name of Company Official: _____ Signature: _____ Date: _____