

**SUPPLEMENT** to the Solomon Islands Gazette

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[Legal Notice No. 64]

THE CIVIL AVIATION ACT 1986  
(No. 7 of 1986)THE AIR NAVIGATION (AIRWORTHINESS) REGULATIONS  
1998

IN exercise of the powers contained in section 6 of the Civil Aviation Act, 1986, the Minister hereby makes the following Regulations -

1. These Regulations may be cited as the Air Navigation (Airworthiness) Regulations 1998. Citation.

2. In these Regulations unless the context requires otherwise - Interpretation.

“Act” means the Civil Aviation Act 1986;

“BCAR” means the British Civil Aviation Regulations issued by the Aviation Authority of the United Kingdom;

“Director” means the officer in charge of the Civil Aviation Division of the Solomon Islands Government;

“FAR” means the Federal Aviation Regulations issued by the Federal Aviation Authority of the United States of America;

“JAR” means the Federal Aviation Regulations issued by the Joint Aviation Authority of the United States of America;

“Minister” means the Minister responsible for Civil Aviation;

“MTOW” means the certificated Maximum Take Off Weight of an aircraft; and

“Order” means the Air Navigation (Overseas Territories) Order 1977.

- Certification of type.
3. To qualify for the issue of a Certificate of Airworthiness -
- (a) a newly manufactured aircraft with a MTOW above 5,700 kilograms shall be of a type certificated to either FAR 25 or JAR 25;
- (b) a newly manufactured aircraft with a MTOW of 5,700 kilograms or less shall be of a type certificated to either FAR 23 or JAR 23;
- (c) a used aircraft shall be of a type certificated to the appropriate FAR, JAR or BCAR in force at the aircraft's date of manufacture.
- Modifications.
4. Any modifications made to aircraft since the time of manufacture shall be declared at the time of application for a Certificate of Airworthiness and shall include all relevant data so as to enable an engineering assessment of the effect of the modification upon the aircraft's airworthiness and performance to be carried out.
- Aircraft maintenance.
5. An Aircraft shall only be maintained by an organisation holding an approval issued by the Director to conduct such maintenance.
- Certificates of Approval.
6. (1) The Director may where an organisation has demonstrated that it can meet the requirements of JAR 145 issue to such organisation a Certificate of Approval to perform maintenance of aircraft.
- (2) An organisation holding a Certificate of Approval issued under subregulation (1) shall be identified as a SI 145 Approved Organisation.
- (3) The Certificate of Approval issued under subregulation (1) shall specify the types of aircraft and the aircraft equipment the organisation is approved to maintain.
- Suspension, variation or cancellation of Certificates of Approval.
7. The Director may suspend, vary or cancel a Certificate of Approval at any time if there is evidence to the effect that the organisation is unable to or cannot continue to meet the requirements of JAR 145.

8. Unless suspended, varied or cancellation under regulation 7, a Certificate of Approval issued under regulation 6(1) shall remain in force for the period specified in the Certificate but shall not exceed twelve months.

Duration of  
Certificates of  
Approval.

9. A Certificate of Release to Service, as defined in JAR 145, issued by a SI 145 Approved Organisation shall fulfil the requirements for a Certificate of Release specified in Article 10 of the Order.

Certificate of  
Release.

10. To permit an orderly transition to the requirements of these Regulations, all approvals to organisations to perform maintenance of aircraft issued by the Director and in force at the date of entry into force of these Regulations, shall remain in force for a period of twelve months from the said date of entry.

Transitional  
arrangements.

Dated this eighth day of June 1998.

SIR BADDELEY DEVESI  
Minister of Transport, Works, Aviation & Communications.