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IMPORTANT NOTICE

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GENERAL NOTICE

NOTICE 927 OF 2010

PROPOSED ISSUE OF PART 67.00.6 TO THE CIVIL AVIATION REGULATIONS, 2010

The Chairperson of the Civil Aviation Regulations Committee (CARCOM) hereby publishes for comment the proposed issue of Parts of the Civil Aviation Regulations, 2010, as set out in the schedule hereto. Any comments or representations on the proposed amendments shall be lodged in writing with the Chairperson of CARCOM, for attention: Monica Sonjani or Herman Wildenboer, Private Bag X 73 Halfway House, 1685, fax: (011) 545-1201, or e-mail at sonjanim@caa.co.za or wildenboerh@caa.co.za, before or on October 2010.

PROPOSAL FOR THE ISSUE OF PART 67.00.6 OF THE CIVIL AVIATION REGULATIONS, 2010

A. PROPOSER

SACAA
Private Bag X73
Halfway House
1685

B. PROPOSER'S INTEREST

The proposer has been established in terms of the Civil Aviation Act, 2009, (Act No. 13 of 2009), to control and regulate civil aviation in South Africa and to oversee the functioning and development of the civil aviation industry, and, in particular, to control, regulate and promote civil aviation safety and security.

C. MOTIVATION

The current requirement is contradictory in form. The current regulation 67.00.6 (b) contradicts regulation 67.00.6 (c). Furthermore, ICAO recognizes a distinction between pilots in a multi-crew environment vs. pilots in single crew operations. The changes to the regulation also aim to align the regulation to ICAO requirements. The current regulation also allows for medical certificates to be issued for any period of time, as long as such time does not exceed the stated limits. This makes it impossible for the SACAA to determine the validity of medical certificates if no firm period of validity is established. This regulation aims to establish a firm period of validity for medical certificates, while allowing designated aviation medical examiners to retain their authority to shorten the validity provided reasons are given for such shortening.

D. GENERAL EXPLANATORY NOTE

Words underlined with a solid line indicate insertions in the existing regulations.

Words with a strike through indicate deletions from the existing regulations.

1. PROPOSAL FOR THE SUBSTITUTION OF REGULATION 67.00.6

The following regulation is hereby substituted for regulation 67.00.6:

“Period of validity of medical certificates

67.00.6 (1) A Class 1 medical certificate shall, subject to sub-regulation (5), be issued for a period of not exceeding –

- (a) twelve (12) calendar months, calculated from the last day of the calendar month in which the medical certificate is issued, where the applicant is less than 40 years of age on the date on which the medical certificate is issued;
- (b) six (6) calendar months in the case of an airline transport pilot (aeroplane and or helicopter), ~~a commercial pilot (aeroplane) or (helicopter)~~ engaged in single-crew commercial air transport operations, calculated from the last day of the calendar month in which the medical certificate is issued, where the applicant is 40 years of age or more on the date on which the medical certificate is issued; and
- (c) twelve (12) calendar months in the case of an airline transport pilot (aeroplane or helicopter), engaged in multi-crew commercial air transport operations, calculated from the last day of the calendar month in which the medical certificate is issued, where the applicant is 40 years of age or more, but less than 60 years of age, on the date on which the medical certificate is issued; and
- (d) twelve (12) calendar months in the case of a commercial pilot (aeroplane or helicopter), calculated from the last day of the calendar month in which the medical certificate is issued, where the applicant is 40 years of age or more, but less than 60 years of age, on the date on which the medical certificate is issued; and
- (e) six (6) calendar months in the case of a pilot as specified in sub-paragraphs (c) and (d), where the applicant is 60 years of age or more.

(2) A Class 1 medical certificate referred to in sub-regulations 1 (c) and (d) shall be valid subject to the condition that –

- (a) the applicant submits a six (6) monthly medical report, if he or she has a medical disease or risk factor for which he or she receives regular treatment by

his or her treating physician or designated aviation medical examiner, and the report shall include:

- (i) nature of disease or risk factor;
- (ii) information regarding control of risk factors or disease;
- (iii) complications that have developed as a result of the disease or risk factor; and
- (iv) type of treatment and side-effects of treatment;

(b) the applicant submits an annual follow-up blood test where applicable; and

(c) the applicant adheres to the requirements of any Schedule or Protocol as detailed in Document SA-CATS-MR, where applicable.

(3) A Class 2 and 3 medical certificate shall, subject to sub-regulation 5, be issued for a period of not exceeding –

- (a) twenty-four (24) calendar months, calculated from the last day of the calendar month in which the medical certificate is issued, where the applicant is less than 40 years of age on the date on which the medical certificate is issued; and
- (b) twelve (12) calendar months, calculated from the last day of the calendar month in which the medical certificate is issued, where the applicant is 40 years of age or more on the date on which the medical certificate is issued.

(4) A Class 4 medical certificate shall, subject to sub-regulation 5, be issued for a period of not exceeding –

- (a) sixty (60) calendar months, calculated from the last day of the calendar month in which the medical certificate is issued, where the applicant is less than 40 years of age on the date on which the medical certificate is issued; and
- (b) thirty-six (36) calendar months, calculated from the last day of the calendar month in which the medical certificate is issued, where the applicant is 40 years of age or more on the date on which the medical certificate is issued.

(5) Notwithstanding the provisions of sub-regulations (1), (2), (3) and (4), a designated aviation medical examiner may –

- (a) if indications require that –
 - (i) medical examinations or tests be performed at shorter intervals; or
 - (ii) additional examinations or tests be performed; or

- (b) when the safe performance of the duties essential to the operation of an aircraft executed by the holder of such medical certificate, depends on a reduction in the period of validity of such medical certificate or compliance with any special limitation,

reduce the period of validity of such medical certificate and endorse the medical certificate with the reason for such reduction or with any such requirement or limitation.

(6)(a) The holder of a medical certificate shall, at least 15 days immediately preceding the date on which such medical certificate expires, apply to the Director for the extension of such medical certificate.

(b) Notwithstanding the provisions of sub-regulations (1), (2), (3), (4) and (5), the Director may, on such conditions as he or she considers necessary, extend the medical certificate for a period not exceeding 30 days."
