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**No. S 348**

**AIR NAVIGATION ACT  
(CHAPTER 6)**

**AIR NAVIGATION  
(AMENDMENT)  
ORDER 2013**

In exercise of the powers conferred by section 3 of the Air Navigation Act, the Minister for Transport hereby makes the following Order:

**Citation and commencement**

1. This Order may be cited as the Air Navigation (Amendment) Order 2013 and shall come into operation on 17th June 2013.

**Amendment of paragraph 8A**

2. Paragraph 8A of the Air Navigation Order (O 2) (referred to in this Order as the principal Order) is amended by inserting, immediately after sub-paragraph (4), the following sub-paragraphs:

“(5) Notwithstanding sub-paragraph (1), a person in a country other than Singapore (referred to in this paragraph as a permitted person) may engage in the maintenance of a Singapore aircraft or any aircraft component fitted or to be fitted to a Singapore aircraft if all of the following conditions are satisfied:

- (a) the permitted person is certified or approved by the competent authority of that country to engage in the maintenance of aircraft or aircraft components under the law of that country;
- (b) there is a mutual recognition agreement or arrangement between the Authority and the competent authority of that country relating to the system of approval of persons engaged in the maintenance of aircraft or aircraft components;

- (c) the permitted person meets the requirements of the mutual recognition agreement or arrangement referred to in sub-paragraph (b) and any other requirements as may be notified by the Chief Executive;
  - (d) that country is specified for the purposes of this sub-paragraph in an advisory circular issued under paragraph 88B.
- (6) A permitted person who engages in the maintenance of a Singapore aircraft or any aircraft component fitted or to be fitted to a Singapore aircraft shall, for the purposes of such maintenance, comply with —
- (a) the requirements in the mutual recognition agreement or arrangement referred to in sub-paragraph (5)(b); and
  - (b) any other requirements as may be notified by the Chief Executive referred to in sub-paragraph (5)(c).”.

### **Amendment of paragraph 20**

#### **3. Paragraph 20 of the principal Order is amended —**

- (a) by deleting sub-paragraphs (3) and (3A) and substituting the following sub-paragraphs:

“(3) The Chief Executive or any person appointed by him may, if he is satisfied that the applicant is qualified to act in the capacity to which a rating relates, include in the applicant’s licence a rating of any of the classes specified in Part B of the Eighth Schedule and such rating shall be deemed to form part of the licence and shall entitle the holder of the licence to perform such functions as are specified in Part B of that Schedule in respect of that rating.

(3A) The Chief Executive or any person appointed by him may renew any rating that is included in a licence referred to in sub-paragraph (3), if the Chief Executive or the person appointed by him, as the case may be, is satisfied, by a test or such other means as the Chief Executive may determine, that the applicant continues to

be competent to perform the functions to which the rating relates.

(3B) Where a test referred to in sub-paragraph (3A) is required to be carried out, the test shall be carried out either in flight or by means of a flight simulation training device.

(3C) A person who has failed any test or examination required under this paragraph shall not be entitled to fly or to perform any duty on any aircraft in the capacity for which that test or examination would have qualified him, had he passed that test or examination.”;

- (b) by deleting sub-paragraph (12) and substituting the following sub-paragraphs:

“(12) No person shall use a flight simulation training device for the conduct of a test or a course of flight training or instruction unless that flight simulation training device has been approved, by way of a certificate of qualification referred to in sub-paragraph (12B), for such use by the Chief Executive.

(12A) No person shall offer a flight simulation training device for use for the conduct of a test or a course of flight training or instruction unless he has obtained from the Chief Executive a certificate of qualification for the flight simulation training device.

(12B) The Chief Executive may issue or renew a certificate of qualification for a flight simulation training device, subject to such conditions as the Chief Executive thinks fit.

(12C) Notwithstanding sub-paragraph (12A), a person who, immediately before 17th June 2013, has in force a certificate of qualification for a flight simulation training device granted by the Chief Executive under the Singapore Air Safety Publication (SASP) (referred to in this paragraph as the relevant permit) shall not be

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required to obtain a certificate of qualification under sub-paragraph (12A), for the same flight simulation training device, for the period which the relevant permit is in force.”; and

- (c) by deleting sub-paragraph (14) and substituting the following sub-paragraph:

“(14) The following persons shall comply with the relevant requirements contained in the Singapore Air Safety Publication (SASP) issued by the Chief Executive:

- (a) an applicant for or the holder of any licence referred to in this paragraph;
- (b) an applicant for or the holder of any certificate of qualification for a flight simulation training device referred to in sub-paragraph (12B);
- (c) a person applying to be authorised or authorised under sub-paragraph (13)(b) to conduct any examination or test;
- (d) a person applying to be approved or approved under sub-paragraph (13)(c) to provide any course of training or instruction;
- (e) a person applying to be approved or approved under sub-paragraph (13)(d) to use a flight simulation training device to provide a course of flight training or instruction.”.

#### **Amendment of paragraph 27**

4. Paragraph 27 of the principal Order is amended by inserting, immediately after sub-paragraph (2), the following sub-paragraphs:

“(2A) A holder of an air operator certificate granted under paragraph 87 shall not provide any training or conduct any tests specified in paragraph 1 of Part B of the Ninth Schedule by means of an approved flight simulation training device unless he has obtained the Chief Executive’s approval to do so.

(2B) The Chief Executive may grant the approval in sub-paragraph (2A) either absolutely or subject to such conditions as he thinks fit.

(2C) A holder of an air operator certificate who has been granted an approval under sub-paragraph (2A) shall comply with —

- (a) the conditions, if any, contained in the approval; and
- (b) the relevant requirements contained in the Singapore Air Safety Publication (SASP) issued by the Chief Executive.”.

### **Amendment of paragraph 73**

5. Paragraph 73(1) of the principal Order is amended by deleting the words “or 87” in sub-paragraph (a) and substituting the words “, 87 or 87A”.

### **Amendment of paragraph 77**

6. Paragraph 77 of the principal Order is amended —

- (a) by deleting the words “If after such payment has been made, this application is withdrawn by the applicant or otherwise ceases to have effect or is refused, the Chief Executive may in his discretion, refund all or part of such payment.” in sub-paragraph (2); and
- (b) by inserting, immediately after sub-paragraph (2), the following sub-paragraph:

“(3) The Chief Executive may, in any particular case, waive or refund in whole or in part any fee payable under this Order on such terms and conditions as he thinks fit.”.

### **New paragraph 87A**

7. The principal Order is amended by inserting, immediately after paragraph 87, the following paragraph: