



BAILIWICK OF JERSEY

Director of Civil Aviation

Jersey Aviation Requirements (JARs)

Part 61

PILOT LICENCES AND RATINGS

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which should be viewed to establish the latest validation of each part

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Subpart A - General

61.1 Purpose

- (a) This Part details the requirements governing:
- (1) the validation and validation of pilot's licences and ratings; and
 - (2) the addition of type ratings to pilot's licences; and
 - (3) the renewal of pilot's licences and validations; and
 - (4) the privileges and limitations of those licences, ratings, and validations.
- (b) These Requirements are published by the Director to indicate the manner in which he will be satisfied as to the fitness and competence of the person to be validated with and to hold a licence and/or rating.
- (c) These Requirements are not in themselves Law and failure to comply does not constitute an offence but may result in the refusal of an application for the grant of a licence or rating, the grant in terms other than those applied for, or an action to suspend, vary or revoke a licence or rating.
- (d) The obligation to hold a licence is prescribed by the Air Navigation (Jersey) Law 2014 ("the Law") and failure to comply with that article is an offence.
- (e) The validation of a licence or rating indicates only that the person is considered competent to exercise the privileges of such a licence or rating. The possession of a licence does not relieve the holder from the responsibility for compliance with the Law and any other legislation in force.
- (f) Other JAR Parts may impinge upon activities conducted under this Part. In particular, Part 1 contains definitions which apply, unless otherwise stated, to all Parts. A full list of JAR Parts, a description of the legislative structure and the place of JARs and JACs within it can be viewed on the DCA website www.cidca.aero or on the States of Jersey website www.gov.je/Travel/MaritimeAviation/CivilAviation/Pages/OfficeDirector.aspx
- (g) References to the Director in this JAR Part mean the regulator designated by the Director of the Bailiwick to exercise his functions under the Law.

61.3 Definitions

Terms listed in JAR Part 1 (Definitions, Abbreviations and Units of Measurement), shall have the meanings given in that Part, except that in the context of this JAR Part:

Appropriate, in respect of a licence or rating, means applicable to the same category of aircraft.

Category, in respect of an aircraft, means the classification of an aircraft as an aeroplane, balloon, glider, hang glider, helicopter, microlight, or parachute.

Flight examiner means the holder of a flight examiner rating validated under JAR Part 61 or the holder of a Flight Examiner Authorisation.

Multi-pilot aircraft means an aircraft other than a single pilot aircraft.

Single-pilot aircraft means an aircraft that is authorised by its aircraft flight manual to be operated with a minimum crew of one pilot for that flight.

61.5 Licences and ratings

The following licences and ratings are validated or validated under this JAR Part:

- (a) Private pilot licence (Aeroplane);
- (b) Private pilot licence (Helicopter);
- (c) Commercial pilot licences (Aeroplane);
- (d) Commercial pilot licences (Helicopter)
- (e) Airline transport pilot licence (Aeroplane);
- (f) Airline transport pilot licence (Helicopter);
- (g) Aircraft type ratings.
- (h) Instrument rating (Aeroplane).
- (i) Instrument rating (helicopter).
- (j) Flight instructor ratings (Aeroplane).
- (k) Flight instructor ratings (Helicopter).
- (l) Unrestricted and limited flight examiner ratings.

61.7 Requirement for licence and ratings

- (a) **Pilot licence:** Except in the case of a student pilot as defined in Subpart C, the pilot of an aircraft registered in a Bailiwick shall hold an appropriate current pilot licence:
 - (1) validated under this JAR Part; or
 - (2) validated by the Director under this JAR Part.
- (b) **Aircraft type rating:** The pilot of an aircraft registered in the Bailiwick shall hold a current type rating for that aircraft:
 - (1) validated under this JAR Part; or
 - (2) attached to a licence recognised under paragraph 61.7(a).

- (c) **Instrument rating:** The pilot of an aircraft registered in the Bailiwick operating under IFR, shall hold:
 - (1) an appropriate current instrument rating validated under this JAR Part; or
 - (2) an appropriate current instrument rating attached to a licence validated under paragraph 61.7(a).
- (d) **Flight instructor rating:** Each person exercising the privileges of a flight instructor shall hold an appropriate current flight instructor rating validated under this Part.
- (e) **Flight examiner rating:** Each person exercising the privileges of a flight examiner shall hold an appropriate current flight examiner rating validated under this Part.

61.9 Application for licences, validations and ratings

- (a) An applicant for:
 - (1) the validation, renewal or validation of a pilot licence or rating, or
 - (2) the validation of an additional ratingshall apply to the Director in the manner prescribed.
- (b) The application required under paragraph 61.9(a) includes the full name and address of the applicant and:
 - (1) such other particulars relating to the applicant that may be required by the Director and indicated on the application form which shall be submitted to that Director with payment of any prescribed fee; and
 - (2) evidence of experience relevant to the application in a format and to the extent required by the Director; and
 - (3) evidence of training required for the validation of the licence or rating.
- (c) An applicant for the validation of a current licence validated by or under the requirements of a foreign contracting State to the ICAO Convention shall, in addition to the requirements of paragraphs 61.9(a) and 61.9(b) produce evidence of holding that licence to the satisfaction of the Director.

61.11 Validation of licences and ratings

An applicant for the validation of a licence or rating on the basis of holding a current licence or rating validated by a foreign contracting State to the Convention acceptable to the Director is eligible for validation of that licence or rating if the Director is satisfied that the applicant fulfils all the requirements of Subpart B.

61.13 Language proficiency

The holder of a licence validated under this JAR Part, required to use the radiotelephone, shall not exercise the privileges of the licence or rating unless the licence includes an English language proficiency endorsement in accordance with Subpart N. The endorsement shall indicate the language, the proficiency level and, where applicable, the validity date.

61.15 Duration of validation

- (a) The validation of a license under this JAR Part shall be valid for a period not exceeding 1 year unless suspended, varied, or revoked.
- (b) Subject to paragraph 61.15(c), the holder of a license validation under this Part shall not act as pilot-in-command or co-pilot of an aircraft engaged in commercial air transport operations if the licence holder has attained his 60th birthday unless:
 - (1) the aircraft is certificated for dual pilot operation or is equipped with dual controls; and
 - (2) the flight crew of that aircraft includes an appropriately licensed person acting as a pilot who has not attained age 60.
- (c) The holder of a licence or validation validated under this JAR Part shall not act as pilot-in-command or co-pilot of an aircraft engaged in commercial air transport operations if the licence holder has attained his 65th birthday.
- (d) A validation of a licence for a period determined by the Director but not greater than 1 year and subject to the validated licence remaining current.
- (e) The holder of a licence or rating validated under this Part that has been suspended, revoked, or varied shall forthwith forward the licence or certificate of validation, as applicable, to the Director.

61.17 Status of flight examiners

- (a) Subject to paragraph (b), a flight examiner shall not be designated as pilot-in-command of an aircraft during a flight test.
- (b) A flight examiner shall be pilot-in-command under the following circumstances:
 - (1) during a flight test for the initial validation of an instrument rating; or
 - (2) during a flight test for an aircraft type rating; or
 - (3) when the flight examiner considers this to be necessary in the interests of safety.

61.19 Pilot logbooks - general

- (a) Every pilot shall maintain a record in ink of their flight time and instrument time in an approved pilot's logbook. Flight time entered in a pilot's logbook that has been lost or destroyed shall only be accepted by the Director for crediting purposes if it can be substantiated by means acceptable to the Director.
- (b) Details of flights flown for commercial operations may be recorded in an acceptable computerised format maintained by the operator. In this case an operator shall make the records of all flights operated by the pilot, including differences and familiarisation training, available on request to the flight crew member concerned.
- (c) Entries in pilots' logbooks shall be made within the following periods after the completion of the flight to be recorded:
 - (1) for operations not for hire or reward, flight training, domestic air operations, and special operations - 7 days.
 - (2) for international air transport operations and aerial work operations (other than flight training operations) - 14 days.

However, if a pilot is engaged in flying away from base where the logbook would normally be expected to be kept, the specified periods may be extended to 48 hours after return to base.

- (d) The licence holder shall keep the logbook for at least 36 months from the date of the last flight time entry recorded in it.
- (e) Before a pilot submits his or her pilot's logbook to the Director for any required inspection, the pilot shall:
 - (1) on each page, total each column of entries; and
 - (2) in the spaces provided, enter his or her total flight experience; and
 - (3) below the last entry, certify the correctness of the entries; and
 - (4) sign the certification.

61.21 Medical requirements

- (a) The holder of a pilot licence validated under this JAR Part shall not exercise the privileges of that licence unless that person:
 - (1) holds a current medical certificate of the appropriate Class validated under Part 67; and
 - (2) complies with all medical endorsements on that medical certificate.

- (b) The holder of a pilot licence validated under this JAR Part who is aware of:
- (1) having any significant personal injury involving incapacity to function as a member of a flight crew; or
 - (2) having any illness involving incapacity to function as a member of a flight crew throughout a period of 21 days or more: or
 - (3) being pregnant

shall inform the Director as soon as possible in the case of injury or pregnancy, and as soon as the period of 21 days has elapsed in the case of illness. The medical certificate is suspended when the injury occurs, the pregnancy is confirmed or 21 days of illness has elapsed, regardless of when the Director is informed. The medical certificate may be reinstated by the Director subject to the certificate holder being examined and pronounced fit by an authorised aviation medical examiner. Reinstatement of a medical certificate may be subject to any limitations or restrictions notified by the Director.

- (c) The holder of a pilot licence validated under this JAR Part shall not exercise the privileges of that licence until assessed fit again by an authorised aviation medical assessor after, in the case of pregnancy, the end of the 12th week of gestation and then only until the end of the 26th week of gestation or after delivery or termination.
- (d) The holder of a pilot licence validated under this JAR Part shall, on demand by an authorised person:
- (1) produce, within 7 days, a current medical certificate of the appropriate class issued by the issuing authority of the validated license and,
 - (2) surrender the current medical certificate to that person.

61.23 Psychoactive substances

The holder of a licence or rating validated under this JAR Part shall not exercise the privileges of that licence, rating or certificate while under the influence of any psychoactive substance, including prescribed or proprietary medication, which might: render that person unable safely and properly to exercise those privileges, or create a risk of harm to that person or to any other person.

61.25 Continued fitness and competence of licence and validation holders

- (a) The Director may vary, suspend, or revoke a validation validated under this Part if the Director has reason to believe that the holder:
- (1) no longer meets the requirements to hold that validation, or
 - (2) is no longer a fit person to hold that validation.

- (b) Without prejudice to any action under paragraph 61.25(a), the Director may direct the holder of any validated under this JAR Part to take or retake any examination or test if the Director considers that action necessary to establish the holder's competence. Following such examination or test the Director may vary, suspend, or revoke the validation.

61.27 Offences involving alcohol or drugs

- (a) A conviction for any offence relating to alcohol or drugs, including a refusal to submit to any lawful test for alcohol or drugs, may be relevant in determining whether a person is or remains fit and proper to hold a licence. Such conviction may result in a refusal to grant a licence, or suspension or revocation of the validation.
- (b) The holder of a licence validated under this JAR Part or an applicant for a validation under this Part shall notify the Director forthwith of being convicted of an offence of the type described in paragraph 61.27(a).

61.29 Notification of changes of personal details

The holder of a licence, rating or validation validated under this JAR Part shall notify the Director forthwith of any change to the holder's name or permanent address.

Subpart B – Type Validations

61.51 Applicability

This Subpart details the requirements for the validation of aircraft type ratings and the privileges and limitations of those licences.

61.53 Eligibility requirements

To be eligible for an aircraft type rating, a person shall:

- (a) hold a current pilot licence; and
- (b) if applying for an aircraft type rating for an aircraft exceeding 5,700 kg MTOM or for a multi-engined helicopter:
 - (1) have completed an approved course of technical training on the aircraft for which the type rating is required; and
 - (2) have passed an approved written examination in the normal, abnormal, and emergency procedures for the operation of the aircraft's systems and in the aircraft's performance and weight and balance.
- (c) if applying for an aircraft type rating for a single-engined helicopter not exceeding 5,700 kg MTOM, have passed an approved written examination in the normal, abnormal and emergency procedures for the operation of the aircraft's systems and in the aircraft's performance and weight and balance. Except that, for helicopters of not greater than 1,500 kg MTOM, an oral examination is acceptable.
- (d) have conversion instruction flight experience acceptable to the Director; and
- (e) demonstrate to an appropriately qualified flight instructor a satisfactory technical knowledge of the aircraft type for which the rating is required; and
- (f) demonstrate to an appropriately qualified flight instructor the ability to perform competently all normal, abnormal, and emergency manoeuvres appropriate to the aircraft type for which the rating is required.

61.55 Validation

- (a) When the holder of an appropriate flight examiner rating is satisfied that the requirements of paragraph 61.53 for an aircraft type rating have been met, the examiner shall recommend the validation of the type rating to the Director and enter in the pilot's log book the aircraft type; the name, number of licence and rating and signature of the examiner; and date on which the requirements for the type rating were satisfied with the following statement:

'This is to certify that [name of pilot] has satisfied the requirements of Overseas Bailiwick Aviation Requirements Part 61 for an aircraft type rating for the aircraft type specified below'.

- (b) Upon application to the Director and payment of any applicable fee, the Director will endorse the type rating on the pilot's licence.
- (c) A pilot may not exercise the privileges of any aircraft type rating until that rating is endorsed on the relevant licence.
- (d) An aircraft type rating shall include any variant, any alternatively named aircraft, or any other aircraft approved as being so similar to the type rated aircraft as to require no further conversion instruction.

61.57 Privileges

Subject to meeting the applicable requirements of Part 61 Subparts A and B, an aircraft type rating authorises the holder to exercise the privileges of the pilot's licence on:

- (a) the aircraft type to which the rating applies; or
- (b) any variant of that aircraft type that has no significant differences in performance, systems, or procedures where the aircraft is on the register for which the Director is responsible.

Subpart B - Validations

61.61 Applicability

This Subpart details the requirements for the validation of a certificate of validation and the privileges, limitations, and currency requirements of the certificate.

61.63 Eligibility requirements

- (a) To be eligible for a certificate of validation a person shall:
- (1) Hold a private pilot licence validated in accordance with ICAO Annex including an endorsement in English language proficiency
 - (2) hold a commercial pilot licence validated in accordance with ICAO Annex 1 including an endorsement in English language proficiency in accordance with Subpart N of this Part; or
 - (3) hold an airline transport pilot licence validated in accordance with ICAO Annex 1 including an endorsement in English language proficiency and
 - (4) hold an associated medical certificate of an appropriate class; and
 - (5) have passed an approved written examination on the Air Navigation (Jersey) Law 2014 and the relevant Jersey Aviation Requirements acceptable to the Director.
- (b) The licence held shall be:
- (1) current; and
 - (2) valid including instrument rating if appropriate; and
 - (3) include the type or class of aircraft to be included in the validation.
- (c) The medical certificate held shall be:
- (1) current; and
 - (2) valid.

61.55 Privileges and limitations

- (a) The certificate of validation authorises the holder to exercise specified privileges of their Licence in a Bailiwick of Jersey registered aircraft subject to any conditions specified on the certificate of validation.
- (b) All restrictions and limitations on both the Licence and medical certificate apply to the certificate of validation.

61.57 Currency requirements

- (a) Holders of a certificate of validation are required to comply with the currency requirements of their licence and medical certificate as specified by the State of issue of the licence.
- (b) A certificate of validation shall cease to be valid if the licence upon which it was issued is revoked, suspended, or otherwise ceases to be valid.