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## GACAR PART 3 – FALSE AND MISLEADING STATEMENTS

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### SUBPART A – GENERAL

#### § 3.1 Applicability.

This part applies to any person who conveys information to the President as prescribed under these General Authority of Civil Aviation Regulations (GACAR), who makes a record or report required to be prepared under the GACAR or who reproduces for fraudulent purposes certificates, ratings, or others authorizations issued by the President under the GACAR.

#### § 3.3 General Prohibition of False and Misleading Statements.

(a) *Prohibition against fraudulent and intentionally false statements*: No person may make or cause to be made a fraudulent or intentionally false statement when conveying information to the President related to applications for certificates or authorizations to be issued under the GACAR or in any other record or report required to be prepared under the GACAR.

(b) *Prohibition against intentionally misleading statements*: No person may make or cause to be made an intentionally misleading statement when conveying information to the President related to applications for certificates or authorizations to be issued under the GACAR or in any other record or report required to be prepared under the GACAR.

#### § 3.5 Statements About Products and Articles.

(a) *Prohibition against fraudulent and intentionally false statements*: When conveying information related to an advertisement or sales transaction, no person may make or cause to be made—

(1) A fraudulent or intentionally false statement in any record about the airworthiness of a type-certificated, type-accepted or type-validated product, or the acceptability of any product or article for installation on a type-certificated, type-accepted or type-validated product.

(2) A fraudulent or intentionally false reproduction or alteration of any record about the airworthiness of any type-certificated, type-accepted or type-validated product, or the acceptability of any product or article for installation on a type-certificated, type-accepted or type-validated product.

(b) *Prohibition against intentionally misleading statements*: When conveying information related to an advertisement or sales transaction, no person may make or cause to be made—

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(1) A material representation in any record that a type-certificated, type-accepted or type-validated product is airworthy, or that a product or article is acceptable for installation on a type-certificated, type-accepted or type-validated product if that representation is likely to mislead a consumer acting reasonably under the circumstances.

(2) A representation through the omission of material information in any record that a type-certificated, type-accepted or type-validated product is airworthy, or that a product or article is acceptable for installation on a type-certificated, type-accepted or type-validated product if that representation is likely to mislead a consumer acting reasonably under the circumstances.

(c) *Exceptions:* The provisions of paragraph (a) and (b) of this section do not apply if a person can show that the product is airworthy or that the product or article is acceptable for installation on a type-certificated, type-accepted or type-validated product.

### **§ 3.7 Prohibition of Reproduction for Fraudulent Purposes.**

No person may make or cause to be made any reproduction for fraudulent purpose of a certificate, rating, or any other authorization issued by the President under the GACAR.