
GACAR PART 9 – AIRCRAFT UNDER AN AGREEMENT FOR TRANSFER OF FUNCTIONS
AND DUTIES IN ACCORDANCE WITH ARTICLE 83 bis OF THE CONVENTION ON
INTERNATIONAL CIVIL AVIATION

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SUBPART A – GENERAL

§ 9.1 Applicability.

This part applies to each aircraft, aircraft operator and to persons performing any functions or duties in respect of the aircraft if the aircraft are specifically included under the terms of an agreement in force between the Kingdom of Saudi Arabia and another Contracting State in accordance with Article 83 bis of the Convention on International Civil Aviation.

§ 9.3 Kingdom of Saudi Arabia as the State of the Operator.

The General Authority of Civil Aviation Regulations (GACAR) that normally apply only to Saudi Arabian registered aircraft also apply to a foreign registered aircraft operated by a Saudi Arabian operator and to persons performing any functions or duties in respect of the aircraft if the requirements set out in these GACARs are specifically included under the terms of an agreement in force between the Kingdom of Saudi Arabia and another Contracting State in accordance with Article 83 *bis* of the Convention on International Civil Aviation.

§ 9.5 Kingdom of Saudi Arabia as the State of Registry.

The General Authority of Civil Aviation Regulations (GACAR) that normally apply to Saudi Arabia registered aircraft do not apply to a Saudi Arabian registered aircraft operated by a foreign operator or to persons performing any functions or duties in respect of the aircraft if the requirements set out in these Regulations are specifically excluded under the terms of an agreement in force between the Kingdom of Saudi Arabia and another Contracting State in accordance with Article 83 bis of the Convention on International Civil Aviation.

§ 9.7 Surrender of Airworthiness Certificate.

(a) If the responsibility set out in Article 31 of the Convention on International Civil Aviation to issue or to render valid an airworthiness certificate (certificate of airworthiness) for a Saudi Arabian registered aircraft is transferred to another Contracting State in accordance with Article 83 bis of the Convention, the Saudi Arabian airworthiness certificate for that aircraft will cease to have effect upon commencement of the transfer.

(b) The registered owner of the aircraft must surrender the Saudi Arabian airworthiness certificate to the President, when notified by the President that an agreement in accordance with Article 83

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bis of the Convention has been entered into, within seven days after the coming-into-force date of the agreement.

§ 9.9 Reinstatement of the Airworthiness Certificate.

Upon termination of a transfer to another Contracting State, in accordance with Article 83 bis of the Convention on International Civil Aviation, of the responsibility to issue or to render valid an airworthiness certificate for a Saudi Arabian registered aircraft as set out in Article 31 of the Convention, the President will reinstate the airworthiness certificate if the registered owner of the aircraft complies with the applicable requirements specified in GACAR Part 21.

§ 9.11 Notice of Termination of Agreement.

If an agreement for the lease, charter or interchange of an aircraft or any similar arrangement, subject to an agreement in accordance with Article 83 *bis* of the Convention on International Civil Aviation, is terminated on a date earlier than the date of expiration set out in the agreement or arrangement, the Saudi Arabian operator of the aircraft if it is a foreign registered aircraft or the registered owner of the aircraft if it is a Saudi Arabian registered aircraft must inform the President in writing of the actual date of termination within seven days of its occurrence.

§ 9.13 Third Party Operation in the Kingdom of Saudi Arabia.

If an aircraft that is subject to an agreement for the lease, charter or interchange of an aircraft or any similar arrangement is also subject to an agreement in accordance with Article 83 *bis* of the Convention on International Civil Aviation to which the Kingdom of Saudi Arabia is not a party and is operated in the Kingdom of Saudi Arabia, any references in these Regulations to the "State of registry" with respect to the transferred responsibilities must be interpreted to read "State of the operator".

§ 9.15 Conflicting Provisions.

If the Kingdom of Saudi Arabia enters into an agreement in accordance with Article 83 *bis* of the Convention on International Civil Aviation, the agreement and the regulations in this part will take precedence over any conflicting provisions of these Regulations.