



AIRWORTHINESS NOTICE

NOTICE 7101

Issue 1
15 April 2016

AIRCRAFT REGISTRATION

IN exercise of the powers conferred by regulations 7, 9, 10, 11, 13, 14, 15 and 202 of the Civil Aviation Regulations 2016, the Director General makes this Airworthiness Notice ("Notice") – *Aircraft Registration*.

This Notice provides the requirements for the registration of aircraft in Malaysia under the Civil Aviation Regulations 2016.

This Notice is published by the Director General under section 240 of the Civil Aviation Act 1969 [Act 3] and come into operation on 15th April 2016.

Non-compliance with this Notice

Any person who contravenes any provision in this Notice commits an offence and shall on conviction be liable to the punishment under section 240 of the Civil Aviation Act 1969 [Act 3].

A handwritten signature in black ink, appearing to read 'Ghaedi'.

(Dato' Sri Azharuddin Abdul Rahman)
Director General of Civil Aviation
15th April 2016

CIVIL AVIATION REGULATIONS 2016 AIRWORTHINESS NOTICE – AIRCRAFT REGISTRATION

1.0 CITATION

This Notice may be cited as the Airworthiness Notice – Aircraft Registration [Notice 7101].

2.0 INTERPRETATION

In this Notice, unless the context otherwise requires –

“Aircraft Register” means Aircraft Register as specified under regulation 10 of the Civil Aviation Regulation 2016;

“Certificate of Registration” means a certificate of registration issued by the Director General under the Civil Aviation Regulations 2016;

“MCAR” means Civil Aviation Regulations 2016; and

“qualified person” has the same meaning assigned to it under the Civil Aviation Regulation 2016.

3.0 AIRCRAFT REGISTER

3.1 The Director General is the authority for the registration of aircraft in Malaysia.

3.2 The Aircraft Register contains the following information:

- (a) the nationality and the registration mark ;
- (b) the manufacturer of the aircraft and its designation;
- (c) the serial number of the aircraft;
- (d) the name and address of person who is entitled as owner of the aircraft;
- (e) the name of the charterer or hirer in the case of an aircraft registered in pursuance of paragraph 6.3 of this Notice;
- (f) the number of the Certificate of Registration;
- (g) the date of registration;
- (h) the date of expiry of the Certificate of Registration; and
- (i) any other particulars as the Director General shall think fit.

4.0 APPLICATION FOR REGISTRATION

- 4.1 An application for registration of an aircraft in Malaysia shall be made to the Director General.
- 4.2 An applicant shall submit -
- (a) an application form DCA/AW/7101-01 which specifies-
 - (i) the manufacturer, designation and serial number of aircraft;
 - (ii) the name and address of the owner;
 - (iii) the name of the charterer or hirer in the case of an aircraft registered in pursuance of paragraph 6.3 of this Notice; and
 - (iv) the proper description of the aircraft according to the general classification of aircraft as specified in the First Schedule of MCAR;
 - (b) such information and evidence relating to paragraphs 7.0, 8.0 and 9.0 of this Notice, as the case may be; and
 - (c) the applicable fee.
- 4.3 The application form shall be signed by the owner.
- 4.4 If the owner is a corporate body, the form shall be signed by either the director, company secretary or other authorised officer of the corporate body. For the purpose of the “authorised officer”, a letter of authorisation or a power of attorney shall be attached to the application stating the names of such authorised officers.

5.0 CERTIFICATE OF REGISTRATION

- 5.1 Director General may approve an application for registration of an aircraft in Malaysia by issuing a Certificate of Registration if the Director General is satisfied on the evidence of eligible owner, eligible aircraft and ownership submitted to him.
- 5.2 The pilot-in-command shall ensure that the Certificate of Registration is carried on board the aircraft engaged in international navigation.

6.0 ELIGIBLE OWNER

- 6.1 The Director General may register an aircraft in Malaysia in the name of a qualified person.
- 6.2 If a person who is not a citizen of Malaysia or a body incorporated outside Malaysia but residing or having a place of business in Malaysia holds a legal

or beneficial interest by way of ownership or share in an aircraft, the Director General may register the aircraft in Malaysia in that person's name and the aircraft so registered shall not be used for the purpose of commercial air transport or aerial work.

- 6.3 If an aircraft is chartered by demise or hired to a qualified person, the Director General may, whether or not the charterer by demise or hirer is a qualified person, register the aircraft in Malaysia.

7.0 ELIGIBLE AIRCRAFT

7.1 An eligible aircraft is an aircraft that complies with all the following:

- (a) is of a type that has been accepted by Director General through Aircraft Type Acceptance;
- (b) is airworthy; and
- (c) is not registered in any State.

7.2 For the purpose of paragraph 7.1(c) of this Notice, the applicant shall submit the following confirmation to the Director General:

- (a) confirmation of un-registration from aviation authority in country of export if aircraft not previously registered anywhere; or
- (b) confirmation of de-registration from aviation authority in country of export if aircraft was previously registered.

8.0 EVIDENCE OF OWNERSHIP

8.1 For aircraft not previously registered anywhere, the following are accepted as evidence of ownership :

- (a) an aircraft bill of sale or equivalent, which is signed by the seller, or
- (b) other evidence of ownership acceptable to the Director General.

8.2 For aircraft previously registered in anywhere the following are accepted as evidence of ownership :

- (a) in the case if the applicant bought or acquired the aircraft from the last registered owner, an aircraft bill of sale signed by the registered owner or other evidence of ownership issued by that registered owner to the applicant; or
- (b) in the case if the applicant did not buy or acquire the aircraft from the last registered owner, applicant shall submit conveyances or other

instruments showing consecutive transactions from the last registered owner through each intervening owner to the applicant.

8.3 Notwithstanding paragraphs 8.1 and 8.2 of this Notice, the applicant shall submit any other evidence as may be required by the Director General.

9.0 EVIDENCE OF ELIGIBLE OWNER

9.1 The following are accepted as evidence of eligible owner :-

- (a) in the case of the Government of Malaysia, a certification by the applicant that the owner of the aircraft is the Government of Malaysia, or a government agency;
- (b) in the case of the citizen of Malaysia, a certified true copy of National Registration Identity Card;
- (c) in the case of the body incorporated and having its registered office in Malaysia, a certified true copy of document certifying the registration of the such body and the names of the directors;
- (d) in the case of the person defined in paragraph 6.2 of this Notice:
 - (i) for a person who is not a citizen in Malaysia but residing in Malaysia,
 - (1) a certified true copy of identification document; and
 - (2) a certified true copy of documentary evidence of residing in Malaysia;
 - (ii) for a body incorporated outside Malaysia but having a place of business in Malaysia;
 - (1) a certified true copy of a document certifying the establishment or registration of such body; and
 - (2) certified true copy of documentary evidence of having place of business in Malaysia;
- (e) in the case of the person defined in paragraph 6.3 of this Notice :
 - (i) for individual-
 - (1) a certified true copy of identification document; and
 - (2) a certified true copy of the agreement in relation to charter or hire.
 - (ii) for body corporate -

- (1) a certified true copy of a document certifying the establishment or registration of such body and names of the directors; and
- (2) a certified true copy of the agreement in relation to charter or hire.

10.0 CHANGES TO OWNERSHIP OF AIRCRAFT

- 10.1 For the purpose of regulation 11 of the MCAR, a person who becomes the owner of the Malaysian aircraft shall make an application for the certificate of registration in accordance with paragraph 4.0 of this Notice.
- 10.2 In the event of changes to the ownership of an aircraft, a person who becomes the owner of a Malaysian aircraft -
- (a) shall inform the Director General in writing within twenty eight days of becoming the owner; and
 - (b) shall not operate the aircraft until such time as the Director General grants a new certificate of registration for the aircraft.
- 10.3 The current registered owner of aircraft shall immediately return the Certificate of Registration to the Director General.

11.0 RENEWAL OF CERTIFICATE OF REGISTRATION

- 11.1 An application for renewal of a Certificate of Registration shall be made to the Director General within thirty days before the date of expiry of the certificate of registration by submitting-
- (a) an application form DCA/AW/7101-02; and
 - (b) accompanied by the applicable fee.

12.0 SEARCH FOR INFORMATION IN AIRCRAFT REGISTER

- 12.1 An application to search for information relating to an aircraft in the Aircraft Register shall be made to the Director General by submitting-
- (a) An application form DCA/AW/7101-03; and
 - (b) accompanied by the applicable fee.

13.0 CHANGES IN THE AIRCRAFT REGISTER

- 13.1 For the purpose of regulation 14 of MCAR, an owner of a Malaysian aircraft shall immediately inform the Director General of any change by submitting:

- (a) a form DCA/AW/7101-05;
- (b) Certificate of Registration and
- (c) accompanied by the applicable fee.

14.0 DEREGISTRATION OF AIRCRAFT

14.1 An aircraft registered in Malaysia may be deregistered by the registered owner by making an application for deregistration to the Director General.

14.2 An applicant shall :-

- (a) submit an application form DCA/AW/7101-04 by stating registration mark, manufacturer, designation, serial number, and the country to which the aircraft will be exported;
- (b) submit an evidence satisfactory to the Director General that each person who has legal or beneficial interest in the aircraft has been satisfied or has consented to the transfer; and
- (c) accompanied by the applicable fee.

14.3 The Director General may notify the country to which the aircraft is to be registered, of the deregistration.

15.0 REPLACEMENT OF CERTIFICATE

15.1 For the purpose of regulation 191 of the MCAR, the holder of a Certificate of Registration shall apply for a replacement of the Certificate of Registration.

15.2 The application shall be made to the Director General by submitting a form DCA/AW/7101-06 and accompanied by the applicable fee.

16.0 CANCELLATION

16.1 This Notice cancels Airworthiness Notice No. 66, Issue 3, dated 1 Mar 2000, which should be destroyed.