SUBJECT: REQUIREMENTS FOR PERMISSION TO IMPORT/ACQUISITION OF AIRCRAFT.

1. INTRODUCTION

1.1 Aircraft Act 1934 Section 5, interalia, empowers the Central Government to make rules regulating the export/import of an aircraft for securing the safety of operation. The requirements for import of aircraft are laid down by Director General of Foreign Trade, Ministry of Commerce (DGFT), vide Public Notice No. 274(PN)/92-97 dated 23.2.95 and Notification No. 2(RE-2006)/2004-2009 dated 07/04/2006 issued by Department of Commerce, Ministry of Commerce and Industry, Government of India.

1.2 As per the order issued by Ministry of Civil Aviation vide their letter No. AV.13030/66/03-DT dated 25.03.2013 and dated 31.01.2014, DGCA shall issue permissions for import/acquisition of aircraft by Non-Scheduled Operator, Flying Training Institute and for private use. In case of Scheduled/Regional Scheduled Operator, proposals will be processed based on the “In Principle approval for import/acquisition”, granted by Ministry of Civil Aviation to such Operators, which will be valid for a period of 10 years.

1.3 This CAR is issued under provisions of Rule 133A of the Aircraft Rules, 1937.

2. APPLICABILITY AND SCOPE

2.1 This CAR shall be applicable for import/acquisition of aircraft.

2.2 All aircraft other than Private Category aircraft shall be imported without the need to obtain an import license from DGFT.
3. PROCEDURAL REQUIREMENTS.

3.1 Application.

3.1.1 Proposals for import/acquisition of aircraft shall be submitted to, Directorate of Air Transport (DAT), O/o DGCA in the prescribed format as per Annexure ‘A’ (4 sets) along with requisite fees and necessary enclosures.

3.1.2. The aircraft to be imported shall meet the criteria with regard to its type certificate and age as laid down in the relevant CARs.

3.1.3. For import of Private aircraft, a recommendation will be made to DGFT for grant of import license, after ensuring that the aircraft meets the airworthiness and age related requirements and after receipt of security clearance of its Owner/Directors from MHA. The applicant shall apply for security clearance as per formats given at Annexure ‘B’ and ‘C’.

3.1.4 In case of Scheduled/Regional Scheduled airline, the application for import / acquisition of aircraft shall be submitted to the Ministry of Civil Aviation, as per the prescribed format given in relevant CAR, for grant of an in principle approval for import/acquisition of aircraft. The firm approval/NOC for import/acquisition of aircraft to such airline shall be issued by DGCA based on the in principle approval granted by Ministry of Civil Aviation.

3.2 Enclosures.

1. Initial NOC issued by the MOCA for the start of commercial air transport services.*
2. Parking Permission for the indented aircraft issued by the Aerodrome Operator.
3. “In Principle approval” for import of aircraft from the Ministry of Civil Aviation.**
5. Compliance Statement in respect of AIC 12/2013. *
6. Certificate from CA stating the Paid-up Capital of the organization. *
7. Letter of Type Acceptance/Validation. ***
8. Fees paid by way of Demand Draft drawn in favour of the Pay and Accounts Office, Director General of Civil Aviation, Ministry of Civil Aviation, and New Delhi. (See Fee Structure below Para 3.3).
9. Any other document to substantiate the information provided.

Note:-

*Applicable only for fresh Non-Scheduled/Scheduled/Scheduled-Regional category applicants
**Applicable only for Scheduled / Scheduled -Regional operators
***In case, the aircraft is of a new type in to the country.
3.3 Fee

<table>
<thead>
<tr>
<th>Category</th>
<th>Commercial/Private (Based on weight of the aircraft)</th>
<th>Flying Training/Aero sports Activities</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fees</td>
<td>All-up weight less than or equal to 10,000 kg</td>
<td>1,00,000/- (One Lakh Only)</td>
</tr>
<tr>
<td></td>
<td>All-up weight more than 10,000 kg</td>
<td>Rs.2,00,000/- (Two Lakh Only)</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Rs.20,000/- (Twenty Thousand only) per aircraft</td>
</tr>
</tbody>
</table>

3.4 Validity of Permission for import/acquisition of aircraft.

The validity of the permission for import/acquisition of each aircraft shall be one year which may be extended for another 6 months on genuine grounds. However, in any case, such permission will not be extended beyond the validity of the initial NOC issued by MOCA. In case of Scheduled/Regional Scheduled Operators, such permission shall be valid as per the validity of the in principle approval granted by the Ministry.

(Dr. Prabhat Kumar)
Director General of Civil Aviation
APPLICATION FOR IMPORT/ACQUISITION OF AIRCRAFT- (General)

1. Name and Address of the Applicant :

2. Category (Tick applicable): Scheduled/Non Scheduled/Aerial Work/Private/Flying Training.

3. Existing fleet strength:

4. Detail of the aircraft proposed to be imported/acquired:

<table>
<thead>
<tr>
<th>MSN No.</th>
<th>Type and Make</th>
<th>Nationality</th>
<th>Registration</th>
<th>Year of manufacture</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

5. Whether the aircraft has complied with all airworthiness directives mandated by the Authority issuing the Type Certificate. If ‘No’ give details. (Y / N)

6. Existing Paid Up Capital (as per relevant CAR). :

7. Mode of import/acquisition (Dry lease/Outright purchase) :

<table>
<thead>
<tr>
<th>Name and Address of the Owner of Aircraft</th>
<th>Name and Address of the Lessee of Aircraft</th>
<th>Name and Address of the Lessor of Aircraft</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

8. Usual Station/Night Parking allotted :

UNDERTAKING
It is confirmed that the aircraft after registration in India shall be maintained, operated and de-registered (if required) in accordance with the Indian rules, regulations, procedures and any condition specified by DGCA India and there is no binding or limitation of any kind in this regard in the lease agreement for the acquisition of the aircraft.

(Signature of the Applicant/Authorised Signatory)
APPLICATION FOR IMPORT/ACQUISITION OF AIRCRAFT
(Security Clearance for Indian-Chairman & Directors/Individual)

1) Name and full address of the organization :

2) Name in full :

3) Qualification :

4) Father's/husband's name in full :

5) Date and place of birth :

6) Permanent address :

7) Present address in India :

8) Passport No. Date and place of issue.
   and its validity :

9) Present occupation :

10) Bankers :

11) Any other information :

(Signature of the Applicant/Authorised Signatory)
APPLICATION FOR IMPORT/ACQUISITION OF AIRCRAFT
(Security Clearance for NRI/Foreign National-Chairman & Directors/Individual)

1) Name and full address of the organization:

2) Name in full:

3) Qualification:

4) Nationality:

5) Father’s/ husband’s name in full:

6) Date and Place of birth:

7) Present address in India:

8) Permanent Address
   a) In India:
   b) Abroad:

9) Present Occupation:

10) Passport No, Date and Place of issue and its validity:

11) Duration of stay abroad:

12) Bankers:

13) Any other relevant information:

(Signature of the Applicant/Authorised Signatory)