

Regulation of Civil Aviation Board

Number 86

On the Air Navigation

By virtue of Section 15 (6) and Section 21 of the Air Navigation Act B.E 2497, which amendment by the Air Navigation Act (Number 11) B.E 2551 which contains certain provisions concerning the restriction on personal rights and freedoms, which, under Section 29 and Section 43 of the Constitution of the Kingdom of Thailand, can be done by virtue of the provisions of law, the Civil Aviation Board, with the approval of the Minister of Transport, has issued the regulations in accordance with Annex 6 and the amendment of Annex 6 on the Convention on International Civil Aviation B.C. 1944, concerning the rules and procedures regarding the Air Navigation of an Aircraft for the AOC holder who carry out schedule air service or non-schedule air service, both domestic and international, compliance for safe operation as follows:

Article 1. The Regulations of the Civil Aviation Board, Number 78 on the Air Navigation dated the 4th day of January B.E. 2551 shall be repealed.

Article 2. The AOC holder shall operate the air navigation in accordance with the general requirements of the AOC holder as follow:

(2.1) Compliance with laws, regulations and procedures;

(2.1.1) The AOC holder shall ensure that all employees when abroad know that they must comply with the laws, regulations and procedures of DCA or those States in which operations are conducted.

(2.1.2) The AOC holder shall ensure that all pilots are familiar with the laws, regulations and procedures, pertinent to the performance of their duties, prescribed

for the areas to be traversed, the aerodromes to be used and the air navigation facilities relating thereto. The AOC holder shall ensure that other members of the flight crew are familiar with such of these laws, regulations and procedures also.

(2.1.3) The AOC holder or a designated representative shall have responsibility for operational control.

(2.1.4) The PIC and a flight dispatcher shall take responsibility for operational control if an AOC holder approved method of control and supervision of flight operations requires the use of flight dispatcher personnel.

(2.1.5) If an emergency situation which endangers the safety of the aircraft or the other persons. The AOC holder shall notify the nature of the situation to the DCA without delay or on requests.

(2.1.6) If an emergency situation which endangers the safety of the aircraft or other persons necessitates the taking of action which involves a violation of regulations or procedures, the PIC shall notify to the DCA or the appropriate local authority without delay. The PIC shall submit a report on any such violation to the DCA, the appropriate authority of such State as soon as possible but not exceeding 10 days from the date of violations.

(2.1.7) The AOC holder shall ensure that PIC have available on board the aircraft all the essential information concerning the search and rescue services in the area over which the aircraft will be flown.

(2.1.8) The AOC holder shall ensure that flight crew members have ability to speak and understand the language used for radiotelephony communications as specified by the DCA.

(2.1.9) The AOC holder shall maintain pilot records to enable the DCA to inspect to ensure that the pilots have completed qualifications.

(2.2) Safety management

(2.2.1) The AOC holder of an aircraft of a maximum certificated take-off mass in excess of 27 000 kg shall establish and maintain a flight data analysis programme as part of its safety management system.

(2.2.2) A flight data analysis programme shall be non-punitive and contain adequate safeguards to protect the source(s) of the data.

(2.2.3) The AOC holder shall establish a flight safety documents system, for the use and guidance of operational personnel, as part of its safety management system.

Article 3. The AOC holder shall operate the air navigation in accordance with the requirements prescribed by the DCA in the following topics;

- (3.1) Safety management system of the AOC holder;
- (3.2) Flight operations and Flight operation approval;
- (3.3) Aircraft instruments, equipment, and flight documents;
- (3.4) Flight crews and Cabin crew;
- (3.5) Manuals, logs and records;
- (3.6) Cabin crews;
- (3.7) Security in aircraft;
- (3.8) Aircraft maintenance;
- (3.9) Requirements concerning the air navigation of the other aircraft

Article 4. Rules, Procedures, Announcements or any Requirements which was issued by virtue of the RCAB No. 78 on the Air Navigation given on 4 January B.E. 2551 shall remain valid if those Rules, Procedures, Announcements or any Requirements are not contradict to this regulation.

Article 5. This regulation shall come into force from the date of its publication in the Government Gazette.

Given on this 23th day of December B.E. 2552
Sophon Sarum
Minister of Transport
Chairman of Civil Aviation Board