

STATUTORY INSTRUMENT.

No. **02** of 2022.

Civil Aviation General Operating and Flight Rules (Offences) Regulation 2022.



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STATUTORY INSTRUMENT.

No. 02 of 2022.

Civil Aviation General Operating Rules and Rules of Air) (Offences) Regulation 2022.

Being a Regulation to provide for offences and penalties pursuant to Section 322 of the *Civil Aviation Act 2000* in relation to Civil Aviation Rule Parts 12, 91, 92, 93, 95, 101, 102, 108, 119 and 122, and for related purposes,

MADE by the Head of State, acting with, and in accordance with, the advice of the National Executive Council under the *Civil Aviation Act 2000*.

PART I. - ACCIDENTS, INCIDENTS AND STATISTICS (RULE PART 12).

1. NOTIFICATION OF ACCIDENT (RULE PART 12.51).

The pilot-in-command of an aircraft that is involved in an accident, or if that person is fatally or seriously injured, or if the aircraft is missing, the operator who fails to notify the Authority of the accident is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

2. DETAILS OF ACCIDENT (RULE PART 12.53).

The pilot-in-command of an aircraft that is involved in an accident, or if that person is fatally or seriously injured, or if the aircraft is missing, the operator who fails to provide details of the occurrence to the Authority is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

3. NOTIFICATION OF INCIDENT (RULE PART 12.55).

(1) The holder of a certificate issued in accordance with the provisions referred to in Rule Part 12.55 who fails to notify the Authority of an incident under this rule is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K5,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

(2) A person who is involved in an incident that pose an immediate hazard to the safety of the Aircraft operations who fails to notify the Authority is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K5,000.00.

(3) The pilot-in-command of an aircraft that is involved in an airspace incident, or a bird incident who fails to notify the Authority of the incident is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

4. DETAILS OF INCIDENT (RULE PART 12.57).

Notwithstanding the notification of an incident or an immediate hazard to the safety of an aircraft operation, under Rule Part 12.55, the persons referred to in Rule Part 12.55(a), (b) and (c) who fail to provide the Authority with the applicable details of the incident are guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

5. INVESTIGATION AND REPORTING (RULE PART 12.59).

(1) The holder of a certificate referred to under Rule Part 12.55(a) who fails to comply with the requirements of this rule is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

6. ACCESS TO AIRCRAFT INVOLVED IN AN ACCIDENT (RULE PART 12.101)

A person who contravenes Rule Part 12.101 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

7. PRESERVATION OF RECORDS (RULE PART 12.103).

(1) A holder of a certificate of registration of an aircraft that is involved in an accident who fails to preserve all records, including all recording media maintained for the operation and maintenance of the aircraft is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

(2) A holder of a certificate issued under Rule Part 717 or 712 who fails to preserve all records, including log entries, electronic recordings, technical and other relevant data relating to the accident is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

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8. RETENTION OF DEFECTIVE PRODUCTS AND COMPONENTS (RULE PART 12.105).

A holder of a certificate of registration for an aircraft, and a holder of a certificate issued in accordance with Rule Part 114, 115 or 116 who fails to comply with the requirements of this rule is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

9. AIRCRAFT OPERATING STATISTICS (RULE PART 12.151).

An operator of a Papua New Guinean registered aircraft who is issued with a standard or restricted category airworthiness certificate who fails to comply with this rule is guilty of an offence

Penalty: For a company, a fine of K3,000.00.

10. CONFIDENTIALITY OF STATISTICAL REPORTS (RULE PART 12.153).

A person employed by the Authority who contravenes this rule is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

PART II. - GENERAL OPERATING AND FLIGHT RULES (RULE PART 91).

Division 1. - General.

11. COMPLIANCE WITH CREW INSTRUCTIONS AND COMMANDS (RULE PART 91.5).

A passenger who does not comply with the requirements of Rule Part 91.5 is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00.

12. PORTABLE ELECTRONIC DEVICES (RULE PART 91.7)

Notwithstanding Paragraph (c) of Rule Part 91.7 -

(a) a person who operates; or

(b) a pilot-in-command of an aircraft who allows a person to operate, a cell phone or other portable electronic device that is designed to transmit electromagnetic energy on any aircraft while that aircraft is operating under IFR is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00.

13. CARRIAGE AND DISCHARGE OF FIREARMS (RULE PART 91.9)

(1) Except as provided in Paragraphs (c) and (e) of Rule Part 91.9, a person who carries, or causes or permits a firearm to be carried in an aircraft, is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

(2) Except as provided in Paragraph (d) of Rule Part 91.9, a person who discharges a firearm whilst on board an aircraft is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00.

14. PROHIBITION AGAINST INTERFERENCE WITH CREW MEMBERS, AIRCRAFT AND AVIATION FACILITIES (RULE PART 91.11).

A person who -

- (a) interferes with a crew member in the performance of the crew member's duties on board an aircraft; or
- (b) tempers or interferes with any aircraft or its equipment, or with fixed or mobile equipment used for the operation or navigation of an aircraft,

is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00.

15. FUELLING AN AIRCRAFT (RULE PART 91.15).

A person who refuels or defuels an aircraft in contravention of Rule Part 91.15 is guilty of an offence.

Penalty: For an individual, a fine of K4,000.00.

16. ALCOHOL, DRUGS AND OTHER PSYCHOACTIVE SUBSTANCES (RULE PART 91.17).

(1) A person who -

- (a) is intoxicated or is in an impaired state of mind as a result of having consumed or used alcohol, drugs or other psychoactive substances; and
- (b) acts or attempts to act as a crew member of an aircraft or attempts to perform any other safety critical role,

in an aircraft is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00.

(2) A crew member who -

- (a) is intoxicated or is in an impaired state of mind as a result of having consumed or used alcohol, drugs or other psychoactive substances; and
- (b) performs or attempts to perform his role as a crew member of an aircraft or attempts to perform any other safety critical role,

in an aircraft is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00.

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17. ELECTRONIC CIGARETTES (RULE PART 91.19).

(1) A person who uses smokeless electronic cigarette in an aircraft is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00.

(2) A holder of an air operator certificate who does not have a policy on smokeless electronic cigarettes in an aircraft is guilty of an offence.

Penalty: For a company, a fine of K2,000.00.

Division 2. – Operating Rules.

18. AIRCRAFT AIRWORTHINESS (RULE PART 91.101).

Except as provided in Paragraph (c) of Rule Part 91.101, a person who operates an aircraft in contravention of Rule Part 91.101 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

19. RESTRICTED CATEGORY AIRWORTHINESS CERTIFICATE - OPERATING LIMITATIONS (RULE PART 91.103).

A person who operates an aircraft issued with a restricted category airworthiness certificate under Rule Part 21, Subpart D, for flight instruction other than those listed under Rule Part 91.103 is guilty of an offence.

Penalty: For an individual, a fine of K6,000.00, and for a company, a fine of K10,000.00.

20. SPECIAL CATEGORY AIRWORTHINESS CERTIFICATE - OPERATING LIMITATIONS (RULE PART 91.105).

A person who operates an aircraft in contravention of Rule Part 91.105 is guilty of an offence.

Penalty: For an individual, a fine of K6,000.00, and for a company, a fine of K10,000.00.

21. AIRCRAFT REGISTRATION (RULE PART 91.107).

A person who operates an aircraft without the aircraft being registered and identified in accordance with Rule Part 91.107 is guilty of an offence.

Penalty: For an individual, a fine of K6,000.00, and for a company, a fine of K10,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

22. AIRCRAFT FLIGHT MANUAL (RULE PART 91.109).

A person who operates an aircraft without the required aircraft flight manual approved by the Director under Rule Part 91.109 is guilty of an offence.

Penalty: For an individual, a fine of K6,000.00, and for a company, a fine of K10,000.00.

23. DOCUMENTS TO BE CARRIED (RULE PART 91.110).

A person who operates an aircraft without the documents required under Rule Part 91.110 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K4,000.00.

24. DAILY FLIGHT RECORDS (RULE PART 91.111).

Except as provided in Paragraph (c) of Rule Part 91.111, an operator of an aircraft who fails to keep accurate daily flight records of each flight operated by the operator is guilty of an offence.

Penalty: For a company, a fine of K4,000.00.

25. REQUIREMENT FOR LICENCE AND RATINGS (RULE PART 91.112).

(1) A pilot who does not hold an appropriate current pilot licence required under Rule Part 91.112, and flies a Papua New Guinea registered aircraft in Papua New Guinea is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

(2) A pilot who does not hold an appropriate current pilot licence and flies a Papua New Guinea registered aircraft in a foreign country is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

(3) A pilot who does not hold an appropriate current pilot licence and flies a foreign registered aircraft in Papua New Guinea is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

(4) A pilot who flies a Papua New Guinea or foreign registered aircraft in Papua New Guinea without holding a current type rating for that aircraft is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

(5) A pilot who flies a Papua New Guinea or foreign registered aircraft in Papua New Guinea without holding a current aeroplane class rating is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K5,000.00.

(6) A pilot-in-command of a Papua New Guinea or foreign registered aircraft who conducts agricultural aircraft operations in Papua New Guinea without an appropriate current agricultural rating issued under Rule Part 61 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

(7) A pilot-in-command of a Papua New Guinea or foreign registered aircraft who dispenses an agricultural chemical in Papua New Guinea without a current pilot chemical rating issued under Rule Part 61 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

(8) A pilot of a Papua New Guinea or foreign registered aircraft who operates under IFR in Papua New Guinea without -

- (a) an appropriate current instrument rating issued under Rule Part 61; or
 - (b) an appropriate current instrument rating attached to a foreign licence recognised by the Director,
- is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

(9) A person who exercises privileges of a flight instructor without an appropriate current flight instructor rating issued under Rule Part 61 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

(10) A person who performs the functions of an authorised flight examiner without an appropriate current authorisation issued under Rule Part 183 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

(11) Where a company fails to ensure that the persons referred to in Subsections (1) to (10) inclusive, are properly licensed, rated, authorised or certified to perform their duties under this rule, the company is guilty of an offence and is liable to a fine of K10,000.00 for any of the offences committed by its employees, agents or servants.

26. AIRCRAFT FLIGHT CREW MEMBERS (RULE PART 91.113).

(1) A person who operates an aircraft without at least the number of flight crew members required by the aircraft flight manual is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

- (2) A person who permits the operation an aircraft where -
- (a) the flight crew does not have the applicable and current flight crew licences, including ratings and medical certification; and
 - (b) the pilots are not competent to operate the aircraft under normal and emergency situations,
- is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

27. CABIN CREW REQUIREMENTS (RULE PART 91.115).

A person who operates an aircraft carrying more than 19 passengers without complying with the requirements of Rule Part 91.115 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

28. DESIGNATION OF PILOT-IN-COMMAND (RULE PART 91.117).

A person who operates an aircraft in contravention of Rule Part 91.117 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

29. AIRCRAFT TAXIING (RULE PART 91.119).

A person who taxi an aircraft in contravention of Rule Part 91.119 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

30. STOWAGE OF PASSENGER SERVICE EQUIPMENT (RULE PART 91.121).

A person who taxi, take-off or land an aircraft in contravention of Rule Part 91.121 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K5,000.00.

31. FLIGHT INSTRUCTION AND TESTING - GENERAL REQUIREMENTS (RULE PART 91.123).

(1) A person who gives a flight instruction, or conducts a flight test in an aircraft that is not properly equipped under Rule Part 91.123 is guilty of an offence.

Penalty: For an individual, a fine of K4,000.00, and for a company, a fine of K6,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

(2) A person who does not hold the appropriate aviation documents, including appropriate instructor rating, and where appropriate, an appropriate flight examiner authority, and gives or permits flight instructions or test flights in an aircraft is guilty of an offence.

Penalty: For an individual, a fine of K4,000.00, and for a company, a fine of K6,000.00.

32. SIMULATED INSTRUMENT FLIGHT (RULE PART 91.125).

A person who operates an aircraft in simulated instrument flight in contravention of the requirements of Rule Part 91.125 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K4,000.00.

33. IN-FLIGHT SIMULATION OF EMERGENCY SITUATIONS (RULE PART 91.126).

A person who simulates emergency or abnormal situations in an aircraft when passengers and cargo are being carried is guilty of an offence.

Penalty: For an individual, a fine of K6,000.00, and for a company, a fine of K10,000.00.

34. USE OF AERODROMES (RULE PART 91.127).

(1) A person who uses a place that is not suitable as an aerodrome for purposes of taking-off or landing of an aircraft is guilty of an offence.

Penalty: For an individual, a fine of K8,000.00, and for a company, a fine of K15,000.00.

(2) A person who operates an aircraft at an aerodrome that does not meet the requirements of Rule Part 91.127(b) is guilty of an offence.

Penalty: For an individual, a fine of K8,000.00, and for a company, a fine of K15,000.00.

(3) A pilot who operates an aircraft in an aerodrome traffic circuit that does not meet the requirements of Rule Part 91.127(c) is guilty of an offence.

Penalty: For an individual, a fine of K8,000.00, and for a company, a fine of K15,000.00.

(4) Subject to Rule Part 91.127(a), (b) and (c), a person who operates a helicopter in contravention of (Rule 91.127(d) is guilty of an offence.

Penalty: For an individual, a fine of K8,000.00, and for a company, a fine of K15,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

(5) A person who uses a place as a heliport or as a place to hover that is outside a congested area of a city, town or settlement that does not meet the requirements of Rule Part 91.127(e) is guilty of an offence.

Penalty: For an individual, a fine of K8,000.00, and for a company, a fine of K15,000.00.

35. RESTRICTED DANGER AND PROHIBITED AREAS (RULE PART 91.129).

A pilot who operates an aircraft in a -

- (a) restricted area; or
- (b) danger area; or
- (c) prohibited area,

as designated under Rule Part 71 without complying with the requirements of Rule Part 91.129 guilty of an offence.

Penalty: For an individual, a fine of K6,000.00, and for a company, a fine of K10,000.00.

36. LOW FLYING ZONES (RULE PART 91.131).

A pilot who operates an aircraft, in a low flying zone as designated under Rule Part 71, in contravention of the requirements of Rule Part 91.131 is guilty of an offence.

Penalty: For an individual, a fine of K6,000.00.

37. VOLCANIC HAZARD ZONES (RULE PART 91.133).

A pilot who operates an aircraft, in a volcanic hazard zone as designated under Rule Part 71, in contravention of the requirements of Rule Part 91.133 is guilty of an offence.

Penalty: For an individual, a fine of K6,000.00.

38. MANDATORY BROADCAST ZONES (RULE PART 91.135).

(1) Except as provided in Paragraphs (b) and (c) of Rule Part 91.135, a pilot who operates an aircraft, within a mandatory broadcast zone designated under Rule Part 71, without complying with the requirements of Rule Part 91.135(a) is guilty of an offence.

Penalty: For an individual, a fine of K6,000.00.

(2) A pilot-in-command of a parachute-drop aircraft who does not comply with the requirements of Rule Part 91.135(d) is guilty of an offence.

Penalty: For an individual, a fine of K6,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

39. TEST PILOTS (RULE PART 91.137).

A person who acts as a test pilot for the purpose of testing a prototype aircraft or carrying out experimental flying in an aircraft without a valid pilot licence or a validation permit issued by the Director in accordance with Rule Part 61 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

40. HAZARDOUS FLIGHT CONDITIONS (RULE PART 91.139).

A pilot of an aircraft who does not report hazardous flight conditions, other than those associated with meteorological conditions, he encounters to the appropriate aeronautical station is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

41. CONFLICT ZONES (RULE PART 91.141)

A pilot who operates an aircraft, within a conflict zone designated under Rule Part 71, without complying with the requirements of Rule Part 91.141 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

Division 3. – General Flight Rules.

42. SAFETY OF AIRCRAFT (RULE PART 91.201).

A pilot-in-command of an aircraft who does not comply with the requirements of Rule Part 91.201 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

43. AUTHORITY OF THE PILOT-IN-COMMAND (RULE PART 91.203).

A pilot-in-command of an aircraft who does not comply with the requirements of Rule Part 91.203 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

44. CREW MEMBERS AT DUTY STATIONS (RULE PART 91.205).

A crew member on duty on an aircraft, during flight, who does not comply with the requirements of Rule Part 91.205 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

45. OCCUPATION OF SEATS AND WEARING OF RESTRAINTS (RULE PART 91.207).

Except for Rule Part 91.207(d), (e) and (f), a pilot-in-command who does not comply with the requirements of Rule Part 91.207 is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K2,000.00.

46. USE OF OXYGEN EQUIPMENT (RULE PART 91.209).

A pilot-in-command who does not comply with the requirements of Rule Part 91.209 is guilty of an offence.

Penalty: For an individual, a fine of K10,000.00.

47. PASSENGER BRIEFING (RULE PART 91.211).

An operator of an aircraft, the pilot-in-command, a crew member or a person authorised by the operator of an aircraft carrying passengers, who fails to brief the passengers or display notices in the aircraft, on the requirements of Rule Part 91.211 is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00, and for a company, a fine of K2,000.00.

48. CARRY-ON-BAGGAGE (RULE PART 91.213).

An operator or the pilot-in-command of an aircraft, who fails to advise passengers on the requirements of Rule Part 91.213 is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00, and for a company, a fine of K2,000.00.

49. CARRIAGE OF CARGO (RULE PART 91.215).

An operator of an aircraft, who fails to comply with the requirements of Rule Part 91.215 is guilty of an offence.

Penalty: For a company, a fine of K2,000.00.

50. PRE-FLIGHT ACTION (RULE PART 91.217).

A pilot-in-command of an aircraft who fails to familiarise himself with the requirements of, and take appropriate steps as required under, Rule Part 01.217, before commencing the flight is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

51. FAMILIARITY WITH OPERATING LIMITATIONS AND EMERGENCY EQUIPMENT (RULE PART 91.219).

A pilot who does not familiarise himself with the requirements of Rule Part 91.219 before beginning a flight is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

52. FLYING EQUIPMENT AND OPERATING INFORMATION (RULE PART 91.221).

A pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.221 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

53. OPERATING ON AND IN THE VICINITY OF AN AERODROME (RULE PART 91.223).

(1) Except as provided in Rule Part 91.223(b), a pilot of an aircraft operating on or in the vicinity of an aerodrome who fails to comply with the requirements of Rule Part 91.223 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

(2) A pilot-in-command of a helicopter operating on or in the vicinity of an aerodrome who fails to comply with the requirements of Rule Part 91.223(a) is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

54. RADIO COMMUNICATIONS FOR OPERATIONS ON OR IN THE VICINITY OF AERODROMES (RULE PART 91.225).

(1) A pilot-in-command of an aircraft, that is on or in the vicinity of an aerodrome with an aerodrome control service that is in operation, who fails to comply with the requirements of Rule Part 91.225(a) is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

(2) A pilot-in-command of an aircraft, that is on or in the vicinity of an aerodrome without an aerodrome control service that is in operation, who fails to comply with the requirements of Rule Part 91.225(b) is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

55. OPERATING NEAR OTHER AIRCRAFT (RULE PART 91.227).

A pilot who operates an aircraft -

- (a) close to another aircraft that creates a collision hazard; or
 - (b) in formation without prior arrangement with the pilot-in-command of all other aircrafts in the formation; or
 - (c) in formation flight while carrying passengers for hire or reward,
- is guilty of an offence.

Penalty: For an individual, a fine of K4,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

56. RIGHT-OF-WAY RULES (RULE PART 91.229).

A pilot who fails to comply with the requirements of Rule 91.229 is guilty of an offence.

Penalty: For an individual, a fine of K4,000.00.

57. RIGHT-OF-WAY RULES – WATER OPERATIONS (RULE PART 91.231).

If a pilot of an aircraft that is on the water fails to comply with the requirements of the International Regulations for Preventing Collision at Sea, that pilot is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

58. AIRCRAFT LIGHTS (RULE PART 91.233).

A pilot who fails to comply with the requirements of Rule 91.233 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

59. DROPPING OF OBJECTS (RULE PART 91.235).

A pilot of an aircraft who drops objects or allows other persons to drop objects from an aircraft in flight is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

60. AIRCRAFT SPEED (RULE PART 91.237).

Except for Rule Part 91.237(b), a pilot who fails to comply with the requirements of Rule Part 91.237(a) is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

61. ALTIMETER SETTINGS (RULE PART 91.239).

A pilot of an aircraft who does not comply with the requirements of Rule Part 91.239 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

62. COMPLIANCE WITH ATC CLEARANCES AND INSTRUCTIONS (RULE PART 91.241).

(1) A pilot of an aircraft operating in a controlled zone, as designated under Part Rule 71, who fails to comply with the requirements of Rule Part 91.241(a) is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

(2) A pilot of an aircraft who elects not to comply with an ATC clearance or instruction under Paragraph (b), and fails to immediately notify the appropriate ATC unit of the non-compliance, is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

63. ATC FLIGHT SIGNALS (RULE PART 91.243).

A pilot of an aircraft who fails to comply with an ATC clearance or instruction, specified for ATC light signals in Table 1 of Rule Part 91.243, is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

64. OPERATIONS IN CLASSIFIED AND DESIGNATED AIRSPACE (RULE PART 91.245).

Subject to Rule Part 91.245(d), a pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.245 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

65. OPERATIONS IN RNP DESIGNATED AIRSPACE (RULE PART 91.247).

(1) A person who operates an aircraft in RNP designated airspace in a Papua New Guinea registered aircraft, and fails to comply with the requirements of Rule Part 91.247(a) is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

(2) An operator of an aircraft performing RNP operations who fails to comply with the requirements of Rule Part 91.247 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K2,000.00.

(3) A pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.247(g) is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

66. USE OF TRANSPONDER AND ALTITUDE REPORTING EQUIPMENT (RULE PART 91.249).

Except as provided in Paragraph (e) of Rule Part 91.249, a pilot-in-command of an aircraft operating in transponder-mandatory airspace designated under Rule Part 71, who fails to comply with the requirements of Rule Part 91.249 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

67. AIRCRAFT CALL SIGN (RULE PART 91.251).

(1) A pilot-in-command of a Papua New Guinea registered aircraft who fails to use the appropriate call signs under Rule Part 91.251(a) and (b) is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

(2) An applicant for the approval of a telephony designator who fails to comply with the requirements of Rule Part 91.251(d) is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K4,000.00.

68. NOTIFICATION OF FACILITY MALFUNCTIONS (RULE PART 91.253).

A pilot-in-command of an aircraft who fails to notify ATS, as soon as practicable, after a malfunction of an aeronautical telecommunication facility during flight as required by Rule Part 91.253, is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

69. IN-FLIGHT FUEL MANAGEMENT (RULE PART 91.255).

(1) An operator who fails to establish policies and procedure, subject to approval by the Director, to ensure that in-flight fuel checks and fuel management are performed, is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K4,000.00.

(2) A pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.255(a) and (c) is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

70. MINIMUM AND EMERGENCY FUEL DECLARATIONS (RULE PART 91.257).

A pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.257(a) and (b), is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00.

Division 4. - Visual Flight Rules.

71. VFR METEOROLOGICAL MINIMA (RULE PART 91.301).

(1) Except as provided in Rule Part 91.303, a pilot-in-command of an aircraft who operates an aircraft under VFR, and fails to comply with the requirements of Rule Part 91.301(a), is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K3,000.00.

(2) Except as provided in Rule Part 91.303, a pilot-in-command of an aircraft who operates an aircraft under VFR, and fails to comply with the requirements of Rule Part 91.301(b) is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00.

72. SPECIAL VFR WEATHER MINIMA (RULE PART 91.303).

Except as provided in Rule Part 91.303, a pilot-in-command of an aircraft or a helicopter who performs a VFR operation within a controlled airspace in meteorological conditions below those as prescribed in Rule Part 91.301 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00.

73. FUEL REQUIREMENTS FOR FLIGHT UNDER VFR (RULE PART 91.305).

(1) A pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.305(a) and (b) is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

74. VFR FLIGHT PLAN (RULE PART 91.307).

Except as provided in Rule Part 91.307(d), a pilot-in-command of an aircraft who start a flight, conducted under VFR, without following the requirements of Rule Part 91.307 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

75. POSITION REPORTS (RULE PART 91.309).

A pilot-in-command of an aircraft, that is on a VFR flight, who fails to report the position of the aircraft to ATS as required under Rule Part 91.309 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

76. MINIMUM HEIGHTS FOR VFR FLIGHTS (RULE PART 91.311).

Except as provided in Rule Part 91.311(b), (c) or (d), a pilot-in-command of an aircraft operating under VFR, without following the requirements of Rule Part 91.311(a), is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00.

77. VFR CRUISING ALTITUDE AND FLIGHT LEVEL (RULE PART 91.313).

Unless otherwise authorised by ATC, a pilot-in-command of an aircraft operating an aircraft within Port Moresby FIR under VFR, without following the requirements of Rule Part 91.313, is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K2,000.00.

78. OPERATING IN SNOW AND ICE CONDITIONS UNDER VFR (RULE PART 91.315).

A pilot-in-command of an aircraft who performs a take-off under VFR without following the requirements of Rule Part 91.315 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

79. VFR RADIO COMMUNICATIONS (RULE PART 91.317).

Except as provided under Rule Part 91.317(b), a pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.317 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

80. VFR OPERATIONS - RADIO COMMUNICATIONS FAILURE (RULE PART 91.319).

Unless otherwise authorised by ATC, a pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.319 is guilty of an offence.

Penalty: For an individual, a fine of K4,000.00.

Division 5. – Instrument Flight Rules.

81. MINIMUM FLIGHT CREW (RULE PART 91.401).

An operator of an aircraft or a pilot-in-command of an aircraft operating under IFR who fails to comply with the requirements of Rule Part 91.401 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K6,000.00.

82. FUEL REQUIREMENTS FOR FLIGHTS UNDER IFR (RULE PART 91.403).

An operator of an aircraft or a pilot-in-command of an aircraft operating under IFR who fails to comply with the requirements of Rule Part 91.403 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K6,000.00.

83. IFR ALTERNATE AERODROME REQUIREMENT (RULE PART 91.405).

A pilot-in-command of an aircraft operating under IFR who fails to comply with the requirements of Rule Part 91.405 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

84. IFR FLIGHT PLANS (RULE PART 91.407).

A pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.407 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

85. ADHERENCE TO FLIGHT PLAN (RULE PART 91.409).

A pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.409 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

86. INADVERTENT CHANGE TO FLIGHT PLAN (RULE PART 91.411).

A pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.411 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

87. CHANGE FROM IFR TO VFR (RULE PART 91.412).

A pilot-in-command of an aircraft operating under VFR who fails to comply with the requirements of Rule Part 91.412 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

88. TAKE-OFF UNDER IFR (RULE PART 91.413).

A pilot-in-command of an aircraft operating under IFR who fails to comply with the requirements of Rule Part 91.413 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

89. EN-ROUTE UNDER IFR (RULE PART 91.415).

A pilot-in-command of an aircraft operating under IFR who fails to comply with the requirements of Rule Part 91.415 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

90. MINIMUM ALTITUDES FOR IFR FLIGHTS (RULE PART 91.417).

A pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.417 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00.

91. IFR CRUISING ALTITUDE OR FLIGHT LEVEL (RULE PART 91.419).

A pilot-in-command of an aircraft, operating within Port Moresby FIR under IFR in level cruising flight, who fails to comply with the requirements of Rule Part 91.419 is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K3,000.00.

92. IFR HOLDING PATTERN (RULE PART 91.421)

A pilot-in-command of an aircraft operating under IFR, who fails to comply with the requirements of Rule Part 91.421, when an instrument holding pattern procedure is required, is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

93. APPROACH TO LAND UNDER IFR (RULE PART 91.423).

A pilot-in-command of an aircraft who fails to comply with the requirements of Rule Part 91.423 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

94. CATEGORY II AND III PRECISION APPROACH PROCEDURE (RULE PART 91.425).

A person or a pilot-in-command of an aircraft who does not comply with the requirements of Rule Part 91.425 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K4,000.00.

95. CATEGORY II AND III PRECISION APPROACH PROCEDURE MANUAL (RULE PART 91.427).

A person or an operator of an aircraft who does not comply with the requirements of Rule Part 91.427 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K4,000.00.

96. USE OF GNSS FOR AIR NAVIGATION (RULE PART 91.431).

A person or a pilot-in-command of an aircraft who does not comply with the requirements of Rule Part 91.431 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

97. OPERATION IN ADS-B MANDATORY AIRSPACE (RULE PART 91.432).

Except as provided in Rule Part 91.432(b), a pilot-in-command of an aircraft operating in ADS-B mandatory airspace, who does not comply with the requirements of Rule Part 91.432 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

98. OPERATING IN ICING CONDITIONS (RULE PART 91.433).

Except as provided in Rule Part 91.433(b), a pilot-in-command of an aircraft operating under IFR, who does not comply with the requirements of Rule Part 91.433 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

99. IFR RADIO COMMUNICATIONS (RULE PART 91.435).

A pilot-in-command of an aircraft operating under IFR, who does not comply with the requirements of Rule Part 91.435 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

100. IFR OPERATIONS - RADIO COMMUNICATIONS FAILURE (RULE PART 91.437).

Unless otherwise authorised by ATC, a pilot-in-command of an aircraft, operating under IFR in VMC flight conditions that has radio communications failure, who does not comply with the requirements of Rule Part 91.437 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

Division 6. – Instrument and Equipment Requirements.

101. GENERAL REQUIREMENTS (RULE PART 91.501).

A person who operates an aircraft that is not fitted with the instruments or equipment required under Subpart F of Rule Part 91 and Rule Part 91.501 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

102. LOCATION OF INSTRUMENTS AND EQUIPMENT (RULE PART 91.503).

An operator of an aircraft who fails to position the instruments and equipment of an aircraft as required by Rule Part 91.503 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

103. SEATING AND RESTRAINTS (RULE PART 91.505).

An operator of an aircraft who fails to ensure that the seating and restraints of the aircraft complies with the requirements of Rule Part 91.505 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

104. PASSENGER INFORMATION SIGNS (RULE PART 91.507).

An operator of an aircraft who fails to ensure that the passenger information signs of the aircraft comply with the requirements of Rule Part 91.507 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

105. MINIMUM INSTRUMENTS AND EQUIPMENT (RULE PART 91.509).

An operator of a powered aircraft with an airworthiness certificate who fails to comply with the requirements of Rule Part 91.509 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

106. NIGHT INSTRUMENTS AND EQUIPMENT (RULE PART 91.511).

An operator of a powered aircraft who fails to comply with the requirements of Rule Part 91.511 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

107. VFR COMMUNICATION EQUIPMENT (RULE PART 91.513).

An owner of an aircraft operating under VFR who fails to comply with the requirements of Rule Part 91.513 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

108. COMMUNICATION AND NAVIGATION EQUIPMENT (RULE PART 91.515).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.515 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

109. IFR INSTRUMENTS AND EQUIPMENT (RULE PART 91.517).

An operator of a powered aircraft who fails to comply with the requirements of Rule Part 91.517 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

110. IFR COMMUNICATION AND NAVIGATION EQUIPMENT (RULE PART 91.519).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.519 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

111. PERFORMANCE-BASED NAVIGATION (RULE PART 91.520).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.520 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

112. CATEGORY II AND III PRECISION APPROACH EQUIPMENT (RULE PART 91.521).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.521 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

113. EMERGENCY EQUIPMENT (RULE PART 91.523).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.523 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

114. FLIGHTS OVER WATER TO MORE THAN 200NM (RULE PART 91.525).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.521 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

115. ALL AEROPLANES ON LONG-RANGE OVER-WATER FLIGHTS (RULE PART 91.526).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.526 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

116. AIRCRAFT OPERATIONS ON WATER (RULE PART 91.527).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.527 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

117. ALL AEROPLANES ON FLIGHTS OVER DESIGNATED LAND AREAS (RULE PART 91.528).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.528 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

118. EMERGENCY LOCATOR TRANSMITTER (RULE PART 91.529).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.529 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

119. LOCATION OF AN AEROPLANE IN DISTRESS (RULE PART 91.531).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.531 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

120. OXYGEN FOR NON-PRESSURISED AIRCRAFT (RULE PART 91.533).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.533 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

121. OXYGEN FOR PRESSURISED AIRCRAFT (RULE PART 91.535).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.535 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

122. INOPERATIVE INSTRUMENTS AND EQUIPMENT (RULE PART 91.537).

Except as provided in Rule Part 91.537, an operator of an aircraft who operates an aircraft that has inoperative instruments or equipment is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

123. APPROVAL OF MINIMUM EQUIPMENT LIST (RULE PART 91.539).

Except as provided in Rule Part 91.539, an operator of an aircraft who operates an aircraft that does not have an approved minimum equipment list is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

124. TRANSPONDER AND ALTITUDE REPORTING EQUIPMENT (RULE PART 91.541).

Except as provided in Rule Part 91.249, an operator of an aircraft who operates an aircraft that is not equipped as required under Rule Part 91.541 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

125. ALTITUDE ALERTING SYSTEM OR DEVICE-TURBOJET OR TURBOFAN (RULE PART 91.543).

Except as provided in Rule 91.543(b), an operator of a turbojet or turboprop powered aeroplane that does not comply with the requirements of Rule Part 91.543 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

126. ASSIGNED ALTITUDE INDICATOR (RULE PART 91.545).

An operator of an aircraft who fails to equip an aircraft to comply with the requirements of Rule Part 91.545 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

127. AUTOMATIC DEPENDENT SURVEILLANCE - BROADCAST OUT EQUIPMENT (RULE PART 91.547).

An operator of an aircraft who fails to equip an aircraft to comply with the requirements of Rule Part 91.547 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

128. AUTOMATIC LANDING SYSTEMS (ALS), HEAD-UP-DISPLAY (HUD) OR EQUIVALENT DISPLAYS, ENHANCED VISION SYSTEMS (EVS), SYNTHETIC VISION SYSTEM (SVS) AND COMBINED VISION SYSTEM (RULE PART 91.549).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.549 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

129. ELECTRONIC NAVIGATION DATA MANAGEMENT (RULE PART 91.551).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.551 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

130. ELECTRONIC FLIGHT BAG (EFB) (RULE PART 91.553).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.553 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

Division 7. - Operator Maintenance Requirements.

131. MAINTENANCE REQUIREMENTS BEFORE FLIGHT (RULE PART 91.602).

A person who operates an aircraft without complying with the requirements of Rule Part 91.602 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

132. GENERAL MAINTENANCE REQUIREMENTS (RULE PART 91.603).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.603 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

133. MAINTENANCE PROGRAMME AND SCHEDULES (RULE PART 91.605).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.605 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

134. APPROVAL OF MAINTENANCE PROGRAMME (RULE PART 91.607).

An applicant for the approval of a maintenance programme who fails to comply with the requirements of Rule Part 91.607 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

135. CHANGES TO MAINTENANCE PROGRAMME AND SCHEDULES (RULE PART 91.609).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.609 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

136. INSPECTION PLANNING LATITUDE (RULE PART 91.611).

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.611 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

137. COMPASS CALIBRATION (RULE PART 91.612).

A person who operates an aircraft in contravention of the requirements of Rule Part 91.612 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

138. OPERATIONAL FLIGHT CHECK (RULE PART 91.613).

A person who performs an operational check in contravention of the requirements of Rule Part 91.613 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

139. AIRCRAFT AIRWORTHINESS REVIEW (RULE PART 91.615).

A person who operates an aircraft in contravention of the requirements of Rule Part 91.615 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

140. TECHNICAL LOG (RULE PART 91.619)

An operator of an aircraft who fails to comply with the requirements of Rule Part 91.619 is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

141. TRANSFER OF MAINTENANCE RECORDS (RULE PART 91.621).

A person who transfers an aircraft without complying with the requirements of Rule Part 91.621 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

142. RETENTION OF RECORDS (RULE PART 91.623).

An operator of an aircraft who fails to keep records of an aircraft as required by Rule Part 91.623 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

Division 8. - Special Flight Operations.

143. AEROBATIC FLIGHT (RULE PART 91.701).

A pilot who operates an aircraft in contravention of Rule Part 91.701 is guilty of an offence.

Penalty: For an individual, a fine of K6,000.00.

144. AVIATION EVENTS (RULE PART 91.703).

A person who -

(a) conducts an aviation event; or

(b) operates an aircraft in an aviation event,

in contravention of the requirements of Rule Part 91.703 is guilty of an offence

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K6,000.00.

145. PARACHUTE-DROP OPERATIONS (RULE PART 91.705).

A pilot who performs a parachute-drop in contravention of Rule Part 91.705 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

146. EMERGENCY PARACHUTE ASSEMBLIES (RULE PART 91.707).

A pilot-in-command of an aircraft who allows a parachute assembly to be carried in an aircraft, in contravention of Rule Part 91.707, is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

147. TOWING GLIDERS (RULE PART 91.709).

A person who tows a glider in contravention of Rule Part 91.709 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

148. TOWING OBJECTS OTHER THAN GLIDERS (RULE PART 91.711).

A pilot who tows an object, other than a glider, in contravention of Rule Part 91.711 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

*Division 9. - Foreign Registered Aircraft Operations and
Operation of PNG Registered Aircraft Outside PNG.*

**149. OPERATION OF PAPUA NEW GUINEA REGISTERED AIRCRAFT
OUTSIDE PAPUA NEW GUINEA (RULE PART 91.751).**

A person who operates a Papua New Guinea registered aircraft in contravention of Rule Part 91.753 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K6,000.00.

**150. SPECIAL RULES FOR FOREIGN AIRCRAFT OPERATIONS (RULE PART
91.755).**

A person who operates a foreign registered aircraft in contravention of Rule Part 91.755 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K6,000.00.

Division 10. - Operating Noise Limits.

151. NOISE LEVEL COMPLIANCE (RULE PART 91.803).

A person who operates an aircraft in contravention of Rule Part 91.803 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

152. AIRCRAFT SONIC BOOM (RULE PART 91.805).

A person who operates an aircraft in contravention of Rule Part 91.805 is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

Division 11. - Operating Emissions Limits.

153. ENGINE EMISSION COMPLIANCE (RULE PART 91.903).

A person who operates a turbojet or a turboprop powered aircraft in contravention of Rule Part 91.903 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

154. AEROPLANE CO₂ EMISSIONS COMPLIANCE (RULE PART 91.905).

A person who operates an aeroplane in contravention of Rule Part 91.905 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

PART III. - CARRIAGE OF DANGEROUS GOODS (RULE PART 92).

155. CLASSIFICATION (RULE PART 92.5).

A person who fails to ensure that a dangerous good for carriage by air has been classified in accordance with the technical instructions is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

156. GENERAL CARRIAGE REQUIREMENTS (RULE PART 92.7).

A person who fails to comply with the requirements of Rule Part 92.7 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

157. FORBIDDEN DANGEROUS GOODS (RULE PART 92.9).

Except as provided in Rule Part 92.9(b), a person who fails to comply with the requirements of Rule Part 92.9 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

158. CARRIAGE BY PASSENGER OR CREW MEMBER (RULE PART 92.13).

A person who fails to comply with the requirements of Rule Part 92.13 is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

159. OFFER OF GOODS (RULE PART 92.15).

A person who fails to comply with the requirements of Rule Part 92.15 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

160. DANGEROUS GOODS BY MAIL (RULE PART 92.19).

Except as provided in Rule Part 92.19, a person who fails to comply with the requirements of Rule Part 92.19 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

161. ENTITIES OTHER THAN OPERATORS (RULE PART 92.21)

A person, other than an Operator, who fails to comply with the requirements of Rule Part 92.21 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

162. PACKAGING REQUIREMENT (RULE PART 92.51 AND 92.53).

A person who fails to comply with the requirements of Rules Part 92.51 and 92.53 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

163. MARKING REQUIREMENTS (RULE PART 92.55).

A person who fails to comply with the requirements of Rule Part 92.55 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

164. LABELLING REQUIREMENTS (RULE PART 92.57).

A person who fails to comply with the requirements of Rule Part 92.57 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

165. OFFER OF DANGEROUS GOODS (RULE PART 92.103).

A person who fails to comply with the requirements of Rule Part 92.103 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

166. DANGEROUS GOODS TRANSPORT DOCUMENT (RULE PART 92.105).

Subject to Rule Part 92.103(4), a person who fails to comply with the requirements of Rule Part 92.105 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

167. ACCEPTANCE OF DANGEROUS GOODS (RULE PART 92.153).

A person who fails to comply with the requirements of Rule Part 92.153 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

168. ACCEPTANCE CHECK (RULE PART 92.155).

A person who fails to comply with the requirements of Rule Part 92.155 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

169. AIRCRAFT LOADING RESTRICTIONS (RULE PART 92.157).

Except as provided in Rule Part 92.157(b), and subject to Rule Part 92.157(c) and (d), an operator who fails to comply with the requirements of Rule Part 92.157 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

170. INCOMPATIBLE DANGEROUS GOODS (RULE PART 92.159).

An operator who fails to comply with the requirements of Rule Part 92.159 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

171. SEPARATION, SEGREGATION, AND SECURITY (RULE PART 92.161).

An operator who fails to comply with the requirements of Rule Part 92.161 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

172. LOADING INSPECTION (RULE PART 92.163).

An operator who fails to comply with the requirements of Rule Part 92.163 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

173. UNLOADING INSPECTION (RULE PART 92.165).

An operator who fails to comply with the requirements of Rule Part 92.165 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

174. REMOVAL OF DAMAGE OR LEAKAGE (RULE PART 92.167).

An operator who fails to comply with the requirements of Rule Part 92.167 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

175. RADIOACTIVE MATERIAL (RULE PART 92.171).

An operator who fails to comply with the requirements of Rule Part 92.171 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

176. INFORMATION TO PILOT-IN-COMMAND (RULE PART 92.173).

An operator who fails to comply with the requirements of Rule Part 92.173 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

177. INFORMATION FROM PILOT-IN-COMMAND TO AERODROME AUTHORITIES (RULE PART 92.174).

A pilot-in-command who fails to comply with the requirements of Rule Part 92.174 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

178. INFORMATION TO EMPLOYEES (RULE PART 92.175).

An operator who fails to comply with the requirements of Rule Part 92.175 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

179. INFORMATION TO CARGO ACCEPTANCE AREAS (RULE PART 92.177).

An operator who fails to comply with the requirements of Rule Part 92.177 is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For a company, a fine of K10,000.00.

180. INFORMATION TO PASSENGERS (RULE PART 92.179).

An operator who fails to comply with the requirements of Rule Part 92.179 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

181. INFORMATION IN THE EVENT OF AIRCRAFT ACCIDENT OR INCIDENT (RULE PART 92.180).

An operator who fails to comply with the requirements of Rule Part 92.180 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

182. CUSTODY BY OPERATOR (RULE PART 92.181).

An operator who fails to comply with the requirements of Rule Part 92.181 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

183. DANGEROUS GOODS TRAINING PROGRAMME (RULE PART 92.203).

Except as provided for in Rule Part 92.203(c) and (d), a holder of an air operator certificate, a designated postal operator, an entity other than an operator or a certificate holder's handling agent, who fails to comply with the requirements of Rule Part 92.203 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

184. RECURRENT TRAINING (RULE PART 92.205).

A person who fails to comply with the requirements of Rule Part 92.205 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

185. PERSONNEL RECORDS (RULE PART 92.207).

A person referred to in Rule Part 92.201 who fails to comply with the requirements of Rule Part 92.207 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

186. DANGEROUS GOOD INSTRUCTOR REQUIREMENTS (RULE PART 92.209).

A person who fails to comply with the requirements of Rule Part 92.209 is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K5,000.00.

**PART IV. - SPECIAL AERODROME TRAFFIC RULES AND NOISE
ABATEMENT PROCEDURES (RULE PART 93).**

187. RESTRICTIONS ON FLIGHT TRAINING (RULE PART 93.55).

A pilot-in-command who fails to comply with the requirements of Rule Part 93.55 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

188. NOISE ABATEMENT PROCEDURES - PORT MORESBY (RULE PART 93.57).

Except as provided in Rule Part 93.57(b), a pilot-in-command who fails to comply with the requirements of Rule Part 93.57 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

189. REDUCED METEOROLOGICAL MINIMA (RULE PART 93.103).

A pilot-in-command who fails to comply with the requirements of Rule Part 93.103 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00.

190. NOISE ABATEMENT PROCEDURES - GOROKA (RULE PART 93.105).

A pilot-in-command who fails to comply with the requirements of Rule Part 93.105 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

191. NOISE ABATEMENT PROCEDURES - MADANG (RULE PART 93.153).

A pilot-in-command who fails to comply with the requirements of Rule Part 93.153 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

192. NOISE ABATEMENT PROCEDURES - MORO (RULE PART 93.203).

A pilot-in-command who fails to comply with the requirements of Rule Part 93.203 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

193. USE OF RUNWAYS - TABUBIL (RULE PART 93.253).

A pilot-in-command who fails to comply with the requirements of Rule Part 93.253 is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K2,000.00.

194. USE OF RADIO (RULE PART 93.257).

A pilot-in-command who fails to comply with the requirements of Rule Part 93.257 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00.

195. WITHDRAWAL OF RIGHT-HAND AERODROME TRAFFIC CIRCUIT (RULE PART 93.359).

An operator of an aerodrome who fails to comply with the requirements of Rule Part 93.359(e) is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

PART V.- VISUAL AND INSTRUMENT PROCEDURES FOR IFR FLIGHT (RULE PART 95).

196. DESIGNING VISUAL AND INSTRUMENT FLIGHT PROCEDURES (RULE PART 95.51).

A person designing or amending a visual and instrument flight procedure who fails to comply with the requirements of Rule Part 95.51 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

PART VI. - GYROGLIDERS AND PARASAILS AND UNMANNED BALLOONS, KITES, AND ROCKETS – OPERATING RULES (RULE PART 101).

Division 1. - General.

197. RESTRICTED, MILITARY OPERATING AND DANGER AREAS (RULE PART 101.7).

A person who operates an aircraft, a gyroglider or a parasail in contravention of Rule Part 101.7 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

198. LOW FLYING ZONES (RULE PART 101.9)

A person who operates an aircraft in contravention of Rule Part 101.9 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

199. CONTROLLED AIRSPACE (RULE PART 101.11).

Subject to authorisation from the responsible ATC, a person who operates an aircraft in contravention of Rule Part 101.11 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

200. HAZARD AND RISK MINIMISATION (RULE PART 101.13).

A person who operates an aircraft in contravention of Rule Part 101.13 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

201 DROPPING OF ARTICLES (RULE PART 101.15).

A person who operates an aircraft in contravention of Rule Part 101.115 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

Division 2. - Moored Balloons and Kites.

202. AERODROME AREA (RULE PART 101.53).

A person who operates a moored balloon or a kite on or over -

(a) an active aircraft movement area of an aerodrome; or

(b) a runway or runway strip area,

is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K5,000.00.

203. AERODROME BOUNDARY (RULE PART 101.55).

Except for a shielded operation, a person who operates a moored balloon or a kite in contravention of Rule Part 101.55 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K5,000.00.

204. AIRSPACE (RULE PART 101.57).

Except for a shielded operation, a person who operates a moored balloon or a kite in contravention of Rule Part 101.57 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K5,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

205. NIGHT OPERATION (RULE PART 101.59).

A person who operates a moored balloon or a kite at night is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K5,000.00.

206. BALLOON MOORING LINE MARKING (RULE PART 101.61)

A person who operates a moored balloon in contravention of Rule Part 101.61 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

207. BALLOON RAPID DEFLATION DEVICE (RULE PART 101.63).

A person who operates a moored balloon in contravention of Rule Part 101.63 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

208. BALLOON ESCAPE (RULE PART 101.65).

A person who fails to notify the nearest ATS of a balloon's escape is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

Division 3. - Free Balloons.

209. METEOROLOGICAL LIMITATIONS (RULE PART 101.103)

A person who operates a heavy free balloon in contravention of Rule Part 101.103 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

210. OPERATING LIMITATION (RULE PART 101.105).

A person who releases a heavy or medium free balloon in a manner described in Rule Part 101.105 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

211. EQUIPMENT (RULE PART 101.107).

A person who operates a heavy free balloon in contravention of Rule Part 101.107 is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

212. TERMINATION (RULE PART 101.109).

A person who fails to comply with the requirements of Rule Part 101.109 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

213. NIGHT OPERATIONS (RULE PART 101.111).

A person who operates a heavy free balloon in contravention of Rule Part 101.111 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

214. TRAILING ANTENNA (RULE PART 101.113).

A person who operates a heavy free balloon in contravention of Rule Part 101.113 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

215. SUSPENSION DEVISE (RULE PART 101.115).

A person who operates a heavy free balloon in contravention of Rule Part 101.115 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

216. PRE-LAUNCH NOTICE (RULE PART 101.117).

A person who fails to comply with the requirements of Rule Part 101.117 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

217. LAUNCH NOTICE (RULE PART 101.119).

A person who fails to notify the nearest ATS of information required under Rule Part 101.119 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

218. CANCELLATION NOTICE (RULE PART 101.121).

A person who fails to notify the nearest ATS of a cancellation of a notice under Rule Part 101.117 as required by Rule Part 101.121 is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00, and for a company, a fine of K1,500.00.

219. BALLOON POSITION REPORTS (RULE PART 101.123).

A person operating a medium or heavy free balloon who fails to comply with the requirements of Rule Part 101.123 is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00, and for a company, a fine of K2,000.00.

220. PRE-DESCENT POSITION REPORT (RULE PART 101.125).

A person operating a medium or heavy free balloon who fails to comply with the requirements of Rule Part 101.125 is guilty of an offence.

Penalty: For an individual, a fine of K1,000.00, and for a company, a fine of K2,000.00.

221. COMPLETION OF OPERATION (RULE PART 101.127).

A person who fails to notify the nearest ATS, when a medium or heavy free balloon operation has ended as required by Rule Part 101.127, is guilty of an offence.

Penalty: For an individual, a fine of K500.00, and for a company, a fine of K1,000.00.

Division 4. - Rockets.

222. AERODROMES (RULE PART 101.153).

Except as provided in Rule Part 101.153(b), a person who operates a rocket in contravention of Rule Part 101.153 is guilty of an offence.

Penalty: For an individual, a fine of K5000.00, and for a company, a fine of K10,000.00.

223. METEOROLOGICAL LIMITATIONS (RULE PART 101.155).

A person who operates a rocket in contravention of Rule Part 101.155 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

224. NIGHT OPERATIONS (RULE PART 101.157).

A person who operates a rocket at night is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

225. PRE-LAUNCH NOTICE (RULE PART 101.159).

A person who fails to comply with the requirements of Rule Part 101.159 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

Division 5. - Control Line Model Aircraft and Free Flight Model Aviation.

226. CONTROL LINE MODEL AIRCRAFT (RULE PART 101.203).

A person who operates a control line model aircraft in contravention of Rule Part 101.203 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

227. VISUAL LINE OF SIGHT OPERATION (RULE PART 101.209)

A person who operates a control line model aircraft in contravention of the requirements of Rule Part 101.209 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

228. RIGHT OF WAY (RULE PART 101.213).

A person operating a control line model aircraft or a free flight model aircraft who fails to comply with the requirements of Rule Part 101.213 is guilty of an offence.

Penalty: For an individual, a fine of K3,000.00, and for a company, a fine of K5,000.00.

229. AIRCRAFT MASS LIMITS (RULE PART 101.215).

A person operating a control line model aircraft or a free flight model aircraft who fails to comply with the requirements of Rule Part 101.215 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

Division 6. - Gyrogliders and Parasails.

230. AERODROMES (RULE PART 253).

A person who operates a gyroglider or a parasail in contravention of Rule Part 101.253 is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For an individual, a fine of K5000.00, and for a company, a fine of K10,000.00.

231. AIRSPACE (RULE PART 101.255).

A person who operates a gyroglider or a parasail in contravention of Rule Part 101.255 is guilty of an offence.

Penalty: For an individual, a fine of K5000.00, and for a company, a fine of K10,000.00.

232. METEOROLOGICAL LIMITATIONS (RULE PART 101.257).

A person who operates a gyroglider or a parasail in contravention of Rule Part 101.257 is guilty of an offence.

Penalty: For an individual, a fine of K2000.00, and for a company, a fine of K3,000.00.

233. NIGHT OPERATIONS (RULE PART 101.259).

A person who operates a gyroglider or a parasail at night is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

234. AIRWORTHINESS (RULE PART 101.261).

An operator of a gyroglider or a parasail who fails to comply with the requirements of Rule Part 101.261 is guilty of an offence.

Penalty: For an individual, a fine of K5000.00, and for a company, a fine of K10,000.00.

235. SAFETY EQUIPMENT (RULE PART 101.263).

An operator of a gyroglider or a parasail who fails to comply with the requirements of Rule Part 101.263 is guilty of an offence.

Penalty: For an individual, a fine of K2000.00, and for a company, a fine of K3,000.00.

236. PRE-FLIGHT BRIEFING (RULE PART 101.265).

An operator of a gyroglider or a parasail who fails to comply with the requirements of Rule Part 101.265 is guilty of an offence.

Penalty: For an individual, a fine of K2000.00, and for a company, a fine of K3,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

237. EMERGENCY TOWLINE RELEASE (RULE PART 101.267).

An operator of a gyroglider or a parasail who fails to comply with the requirements of Rule Part 101.267 is guilty of an offence.

Penalty: For an individual, a fine of K5000.00, and for a company, a fine of K10,000.00.

238. OPERATING PROCEDURE (RULE PART 101.269)

An operator of a gyroglider or a parasail who fails to comply with the requirements of Rule Part 101.269 is guilty of an offence.

Penalty: For an individual, a fine of K2000.00, and for a company, a fine of K3,000.00.

239. WIND SPEED (RULE PART 101.271).

An operator of a parasail who fails to comply with the requirements of Rule Part 101.271 is guilty of an offence.

Penalty: For an individual, a fine of K2000.00, and for a company, a fine of K3,000.00.

240. PASSENGER AGE LIMITATION (RULE PART 101.173).

An operator of a parasail who fails to comply with the requirements of Rule Part 101.271 is guilty of an offence.

Penalty: For an individual, a fine of K2000.00, and for a company, a fine of K3,000.00.

**PART VII. - UNMANNED AIRCRAFT OPERATOR CERTIFICATION
AND OPERATION (RULE PART 102).**

241. NOTIFICATION AND REPORTING OF OCCURANCE (RULE PART 102.7).

A pilot-in-command, or if he is unable, the holder of the unmanned aircraft authorisation certificate or the holder of the unmanned aircraft operator certificate who fails to comply with the requirements of Rule Part 102.7 is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

242. USE OF AERONAUTICAL RADIO (RULE PART 102.9).

A person who fails to comply with the requirements of Rule Part 102.9 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

PART VIII. - AIR OPERATOR SECURITY PROGRAMME (RULE PART 108).

243. AIR OPERATOR SECURITY PROGRAMME (RULE PART 108.51).

A holder of an Air Operator Certificate who fails to comply with the requirements of Rule Part 108.51 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

244. SECURITY REQUIREMENTS - DOMESTIC AIR OPERATOR (RULE PART 108.53).

An Air Operator who fails to comply with the requirements of Rule Part 108.53 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

245. SECURITY REQUIREMENTS – INTERNATIONAL AIR OPERATOR (RULE PART 108.55).

An Air Operator who fails to comply with the requirements of Rule Part 108.55 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

246. SECURITY CLEARANCE OF FLIGHTS (RULE PART 208.57).

An Air Operator who fails to comply with the requirements of Rule Part 108.57 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

247. TRAINING OF PERSONNEL (RULE PART 108.59).

An Air Operator who fails to comply with the requirements of Rule Part 108.59 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

248. RECORDS (RULE PART 108.60).

An Air Operator who fails to comply with the requirements of Rule Part 108.60 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

249. SCREENING (RULE PART 108.63).

A holder of an aviation security certificate who fails to comply with the requirements of Rule Part 108.63 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

PART IX. - AIR OPERATION - CERTIFICATION (RULE PART 119).

Division 1. - General.

250. REQUIREMENT FOR CERTIFICATE (RULE PART 119.5).

A person who performs an air operation without an air operator certificate is guilty of an offence.

Penalty: For an individual, a fine of K5,000.00, and for a company, a fine of K10,000.00.

251. PRIVILEGES OF CERTIFICATE HOLDER (RULE PART 119.11).

An air operator who performs an air operation that is not within the scope of the air operator's certificate is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

252. OPERATIONS SPECIFICATIONS (RULE PART 119.13).

An air operator who fails to comply with any of the requirements of Rule Part 119.13 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

253. DURATION OF CERTIFICATE (RULE PART 119.15).

An air operator who fails to comply with the requirements of Rule Part 119.15 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

254. NOTIFICATION OF TERMINATION OF OPERATIONS (RULE PART 119.17).

An air operator who fails to notify the Director under Rule Part 119.17 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

Division 2. - Certification Requirements.

255. PERSONNEL REQUIREMENTS (RULE PART 119.51).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.51 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

256. PERSONNEL COMPETENCY REQUIREMENTS (RULE PART 119.53).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.53 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

257. RESOURCE REQUIREMENTS (RULE PART 119.55).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.55 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

258. PROVING FLIGHTS OR TESTS (RULE PART 119.57).

An Applicant for the grant or amendment of an air operator certificate who fails to comply with the requirements of Rule Part 119.57 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

259. OPERATOR'S MAINTENANCE CONTROL MANUAL (RULE PART 119.59).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.59 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

260. MAINTENANCE PROGRAMME (RULE PART 119.61).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.61 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

261. DOCUMENTATION (RULE PART 119.63).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.63 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

262. RECORDS - PERSONNEL (RULE PART 119.65).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.65 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

263. RECORDS - RESOURCES (RULE PART 119.67).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.67 is guilty of an offence.

Civil Aviation General Operating and Flight Rules (Offences).

Penalty: For a company, a fine of K3,000.00.

264. AIR OPERATOR SECURITY PROGRAMME (RULE PART 119.69).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.69 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

265. SAFETY MANAGEMENT SYSTEM (RULE PART 119.71).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.71 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

266. QUALITY MANAGEMENT SYSTEM (RULE PART 119.73).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.73 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

267. AIR OPERATOR EXPOSITION (RULE PART 119.75).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.75 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

268. FATIGUE RISK MANAGEMENT SYSTEM (RULE PART 119.77).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.77 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

269. OPERATIONS MANUAL (RULE PART 119.79).

An Applicant for an air operator certificate who fails to comply with the requirements of Rule Part 119.79 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

Division 3. - Operating Requirements.

270. CONTINUED COMPLIANCE (RULE PART 119.101).

A holder of an air operator certificate who fails to comply with the requirements of Rule Part 119.101 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

271. FLIGHT OPERATION REQUIREMENTS (RULE PART 119.103).

A holder of an air operator certificate who fails to comply with the requirements of Rule Part 119.103 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

272. CHARTER AND LAESING OF PAPUA NEW GUINEA REGISTERED AIRCRAFT (RULE PART 119.105).

A holder of an air operator certificate who fails to comply with the requirements of Rule Part 119.105 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

273. USE OF NON-PAPUA NEW GUINEA REGISTERED AIRCRAFT (RULE PART 119.107).

A holder of an air operator certificate who fails to comply with the requirements of Rule Part 119.107 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

274. CHANGES TO CERTIFICATE HOLDER'S ORGANISATION (RULE PART 119.111).

A holder of an air operator certificate who fails to comply with the requirements of Rule Part 119.111 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

275. CHANGES TO THE MAINTENANCE PROGRAMME (RULE PART 119.113).

A holder of an air operator certificate who fails to comply with the requirements of Rule Part 119.113 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

276. SPECIAL FLIGHT PERMITS - CONTINUING AUTHORISATIONS (RULE PART 119.115).

A holder of an air operator certificate who fails to comply with the requirements of Rule Part 119.115 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

PART X. - FLIGHT AND DUTY TIME LIMITATIONS (RULE PART 122).

Division 1. - General.

277. GENERAL LIMITATIONS (RULE PART 122.5).

A certificate holder who fails to comply with the requirements of Rule Part 122.5 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

Division 2. - Responsibilities.

278. CERTIFICATE HOLDER RESPONSIBILITIES (RULE PART 122.51).

A certificate holder who fails to comply with the requirements of Rule Part 122.51 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

279. CREW MEMBER RESPONSIBILITIES (RULE PART 122.53).

A -

(a) crew member who fails to comply with the requirements of Rule Part 122.53;
or

(b) a holder of a certificate who allows or acquiesce with, a crew member to contravene Rule Part 122.53,

is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K3,000.00.

Division 3. - Flight and Duty time Limitations - One or Two Pilot Flight Crew.

280. FLIGHT TIME LIMITATIONS (RULE PART 122.103).

A certificate holder who fails to comply with the requirements of Rule Part 122.103 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

281. DUTY TIME LIMITATIONS AND REST PERIODS (RULE PART 122.105).

A certificate holder who fails to comply with the requirements of Rule Part 122.105 is guilty of an offence.

Penalty: For a company, a fine of K10,000.00.

Civil Aviation General Operating and Flight Rules (Offences).

Division 4. - Flight and Duty time Limitations - Three or More Pilot Flight Crew.

282. FLIGHT TIME LIMITATIONS (RULE PART 122.153).

A certificate holder who fails to comply with the requirements of Rule Part 122.153 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

283. DUTY TIME LIMITATIONS (RULE PART 122.155).

A certificate holder who fails to comply with the requirements of Rule Part 122.155 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

284. REST PERIOD (RULE PART 122.157).

A certificate holder who fails to comply with the requirements of Rule Part 122.157 is guilty of an offence.

Penalty: For a company, a fine of K5,000.00.

285. IN-FLIGHT REST PERIOD (RULE PART 122.159).

A certificate holder, or a pilot-in-command who fails to comply with the requirements of Rule Part 122.159 is guilty of an offence.

Penalty: For an individual, a fine of K2,000.00, and for a company, a fine of K5,000.00.

Division 5. - Flight and Duty time Limitations - Tour Duty Pilot.

286. FLIGHT TIME LIMITATIONS (RULE PART 122.203).

A certificate holder who fails to comply with the requirements of Rule Part 122.203 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

287. DUTY TIME LIMITATIONS (RULE PART 122.205).

A certificate holder who fails to comply with the requirements of Rule Part 122.205 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

288. REST PERIOD (RULE PART 122.207).

A certificate holder who fails to comply with the requirements of Rule Part 122.207 is guilty of an offence.

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Penalty: For a company, a fine of K3,000.00.

Division 6. - Flight and Duty time Limitations - Flight Attendants.

289. FLIGHT TIME LIMITATIONS (RULE PART 122.253).

A certificate holder who fails to comply with the requirements of Rule Part 122.253 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

290. STANDBY PERIODS (RULE PART 122.255).

A certificate holder who fails to comply with the requirements of Rule Part 122.255 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

291. DUTY TIME LIMITATIONS (RULE PART 122.257).

A certificate holder who fails to comply with the requirements of Rule Part 122.257 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

292. IN-FLIGHT REST PERIOD (RULE PART 122.261).

A certificate holder who fails to comply with the requirements of Rule Part 122.261 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

Division 7. - Flight and Duty time Limitations - Helicopter Pilots.

293. MINIMUM REST PERIODS (RULE PART 122.303).

A certificate holder who fails to comply with the requirements of Rule Part 122.303 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

294. DUTY TIME LIMITATIONS (ULE PART 122.305).

A certificate holder who fails to comply with the requirements of Rule Part 122.305 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

295. FLIGHT TIME LIMITATIONS (RULE PART 122.307)

A certificate holder who fails to comply with the requirements of Rule Part 122.307 is guilty of an offence.

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Penalty: For a company, a fine of K3,000.00.

296. TYPE OF OPERATION LIMITATIONS (RULE PART 122.309).

A certificate holder who fails to comply with the requirements of Rule Part 122.309 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

Division 8. – Fatigue Risk Management System (FRMS0.

297. POLICY (RULE PART 122.403).

A certificate holder who fails to implement policies created under Rule Part 122.403 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

298. SAFETY OBJECTIVES (RULE PART 122.405).

A certificate holder who fails to establish documented safety objective that are consistent with policies created under Rule Part 122.403 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

299. ROLES, RESPONSIBILITIES AND AUTHORITIES (RULE PART 122.407).

A certificate holder who fails to comply with the requirements of Rule Part 122.407 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

300. HAZARD IDENTIFICATION (RULE PART 122.409).

A certificate holder who fails to comply with the requirements of Rule Part 122.409 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

301. RISK MANAGEMENT (RULE PART 122.411).

A certificate holder who fails to comply with the requirements of Rule Part 122.411 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

302. SAFETY ASSURANCE PROCESSES (RULE PART 122.413).

A certificate holder who fails to comply with the requirements of Rule Part 122.413 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

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303. PROMOTION PROCESSES (RULE PART 122.415).

A certificate holder who fails to comply with the requirements of Rule Part 122.415 is guilty of an offence.

Penalty: For a company, a fine of K3,000.00.

PART XI. - MISCELLANEOUS.

304. APPLICATION OF OTHER ACTS.

For the purposes of prosecution under this Regulation, the following provisions of the *Criminal Code Act 1974* shall apply:

- (a) Section 7 of that Act relating to offences committed in prosecution of common purposes; and
- (b) Section 8 of that Act relating to offences committed in prosecution of common purposes; and
- (c) Section 9 of that Act relating to mode of execution immaterial; and
- (d) the provisions of Subsection 10(1) only, of that Act relating to accessories after the fact.

305. PRESERVATION OF RIGHTS AND LIABILITIES UNDER OTHER LAWS, ETC.

Except where the contrary intention appear, nothing in this Regulation takes away from any persons any defence, right or liability, whether civil or criminal that -

- (a) is or has been available, acquired or incurred; or
- (b) will or may be available, acquired or incurred,

to or by him under any other law, but nothing in this section shall be deemed to show a contrary intention within the meaning of the *Interpretation Act* (Chapter 2) or to affect Section 16 of the Criminal Code, or any other similar law.

306. STANDARD OF PROOF.

The standard of proof to be applied in proceedings under this regulation shall be that applied in civil proceedings, namely, proof on the balance of probabilities.

307. INFRINGEMENT FINES.

The fines prescribed under this Regulation, shall be payable to the Authority.

308. ON-THE-SPOT INFRINGEMENT FINES.

(1) Where it appears to a member of the Authority or a prescribed officer that a person has committed a prescribed offence against this Regulation, the member of the Authority or prescribed officer may serve on the person a notice in the prescribed form to the effect that if he does not desire to have the matter determined by a court he may pay to an officer specified in the notice, within the time specified in the notice, the amount of the penalty prescribed for the offence if dealt with under this section.

- (2) A notice under Subsection (1) may be served -
 - (a) personally; or

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- (b) by post; or
- (c) by electronic means; or
- (d) by leaving it on or in the premises of the person.

(3) It is sufficient for the notice to be addressed in a letter format, containing the charge and the facts on which an offence has been committed and the appropriate fine.

(4) A person alleged to have committed an offence to which Subsection (1) applies has the right to decline to be dealt with under this section.

(5) For the purposes of Subsection (3), a person who fails to pay, within the time specified in the notice or such further time as is allowed in any particular case, the penalty to which a notice under Subsection (1) relates shall be deemed to have declined to be dealt with under this section.

(6) Where the amount of the prescribed penalty for an alleged offence is paid in accordance with this section, no person is liable to any further proceedings for the offence.

(7) Payment, in accordance with this section, of a penalty in respect of an alleged offence -

- (a) shall not be regarded as an admission of liability for the purposes of this Regulation; and
- (b) does not affect or prejudice, any criminal proceedings, other than proceedings for the alleged offence or any civil claim, action or proceeding arising out of the same occurrence.

(8) A penalty prescribed for the purposes of this section for a prescribed offence shall not exceed the maximum amount of penalty that could be imposed for the offence by a court.

(9) Subject to Subsection (5) and (6), this section is supplementary to, and not in derogation of, any other provision of the Act, this Regulation or any other law in relation to proceedings that may be taken in respect of prescribed offences.

(10) Notwithstanding the Constitutional provisions relating to the imposition of a fine without a Court hearing, it is in the National interest for the benefit of public safety for an 'On The Spot' infringement fine to be imposed as a form of penalty according to the offender's desire.

309. POWERS OF ARREST.

(1) Notwithstanding any other law but subject to the provisions of the *Arrest Act* (Chapter 339), this section applies to and in relation to an arrest for an offence made by or under this Regulation.

(2) A policeman, an authorised officer or agent of the Authority may, without warrant, arrest a person whom they believe on reasonable grounds:

- (a) is committing; or

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(b) has committed an offence,
under this Regulation.

(3) For the purposes of this section a “policeman” means a member of the Police Force and includes Reserve Constabulary.

MADE this Tuesday, 12th day of April, 2022.


GOVERNOR-GENERAL.