



CIVIL AVIATION SAFETY AUTHORITY OF PAPUA NEW GUINEA

PNG

Civil Aviation Rules

Part 39

Airworthiness Directives

Applicable 03 November 2023

DESCRIPTION

Part 39 prescribes rules relating to –

- operator compliance with an airworthiness directive
- the approval of an alternative means of compliance regarding the requirements specified in an airworthiness directive.

BULLETIN

This Part first came into force on 1 January 2004 and now incorporates the following amendments:

Amendment	Effective Date
Initial Issue 1	01 January 2011
Amendment 1	03 April 2023
Amendment 2	03 November 2023

Summary of amendments:

Amendment 02 aligns Part 39 with Amendment 109 of ICAO Annex 8

Amendment 2:
(Docket23/12/CAR39/06)

Removing the description for CAR 39.15 for inspection Planning Latitude to Reserved.

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Subpart A — General

39.1 Purpose

This Part prescribes rules governing—

- (1) operator compliance with an airworthiness directive; and
- (2) the approval of an alternative means of compliance with the requirements specified in an airworthiness directive.

39.3 Reserved

Subpart B — Airworthiness directives

39.11 Compliance

- (a) An operator of a Papua New Guinea registered aircraft must not operate an aircraft unless the operator complies with—
 - (1) every applicable airworthiness directive issued by the Director in accordance with Section 17(2) of the Act; and
 - (2) every applicable airworthiness directive issued by the State of Design of—
 - (i) the aircraft; and
 - (ii) an aeronautical product or appliance that is used on the aircraft; or
 - (3) an alternative means of compliance accepted by the Director under rule 39.13 for an airworthiness directive that is applicable under paragraphs (1) and (2).

39.13 Acceptance of State of Design alternative means of compliance

- (a) An operator of an aircraft who is required to comply with the requirements of an airworthiness directive, may apply to the Director for the acceptance of an alternative means of complying with the requirements specified in the airworthiness directive if that alternative means has been approved by the State of Design of the aircraft or aeronautical product.
- (b) An applicant for the acceptance of an alternative means of compliance under paragraph (a) must—
 - (1) complete form CA 39/02; and
 - (2) submit the form to the Director with a payment of the appropriate application fee prescribed by regulations made under the Act; and
 - (3) provide the Director with—
 - (i) evidence that the alternative means of compliance has been approved by the State of Design; and
 - (ii) any further information that the Director may require.

39.15 Reserved**39.17 Conflict with other continuing airworthiness instructions**

If there is conflict between the requirements specified in an airworthiness directive and any other applicable instruction for continuing airworthiness, the requirement specified in the airworthiness directive prevails.