

PART VII
REGISTRATION AND MARKING OF AIRCRAFT

171. Register of Bangladesh aircraft.- (1) The Chairman shall keep and maintain a current register of Bangladesh registered aircraft and unmanned free balloons.

(a) The register of aircraft shall contain all the information as required under the sub-rule (5) of this rule for each of the aircraft registered therein and the information that will be stated in the Certificate of Registration of each aircraft.

(b) The register of unmanned free balloons shall contain the date, time and location of release, the type of balloon and the name of its operator.

(c) The rules of this part shall not apply to meteorological pilot balloons used exclusively for meteorological purposes or to unmanned free balloons without a payload."

(2) An application for the registration of an aircraft shall be made in the Form specified by the Chairman by or on behalf of, a qualified person who is-

(a) the owner of the aircraft ; or

(b) where the aircraft is the subject of a contract of hire or charter (including a hire-purchase agreement) the effect of which is that the control, maintenance and operation of the aircraft is, or is to be, vested in a party to the contract, that party.

(3) Subject to sub-rule (2), an application for the registration of an aircraft may be made by or on behalf of two or more qualified persons who, jointly or in common, hold an interest as owner, purchaser under a hire-purchase agreement, hirer or charterer of the aircraft and, if such an application is made the applicants shall nominate one of them as the person in whose name the certificate of registration of the aircraft shall be issued by the Chairman..

(4) For the purposes of this rule, "qualified person" means-

(a) a citizen of Bangladesh;

(b) a body corporate established under any Bangladesh law for the time being in force;

(c) a company registered in Bangladesh and carrying on business in Bangladesh;

(d) a company registered elsewhere than in Bangladesh but having its principal place of business in Bangladesh having as its Chairman a citizen of Bangladesh ; or

(e) a foreign company that has secured business or a contract in Bangladesh from the Government that such business or contract is not, in the opinion of the Chairman,

likely to be completed in less than six months.

(5) The register of Bangladesh aircraft shall include the following details in relation to each aircraft:-

- (a) the date of registration of the aircraft;
- (b) a description of the aircraft;
- (c) the number or other identification mark given to the aircraft by the manufacturer;
- (d) the nationality and registration marks referred to in rule 178 with respect to the aircraft;
- (e) the name, nationality and residential or registered address of the owner of the aircraft;
- (f) in the case of an aircraft referred to in clause(b) of sub-rule (2), the name, nationality and address of the hirer, the purchaser (if any) under a hire-purchase agreement or the charter, as the case may be, of the aircraft; and
- (g) any other information necessary to establish the applicant for registration as being a qualified person under this rule.

(6) When an aircraft is registered in the register of Bangladesh aircraft, the Chairman shall issue a certificate of registration in the form adopted in pursuance of the Convention in respect of the aircraft to a qualified person.

(7) The Chairman may notify through ANO fee for issue of Certificate of Registration including issue of a duplicate copy of a Certificate of Registration.

172. Refusal to register.- The Chairman may refuse to register an aircraft unless the conditions for its registration are fulfilled.

173. Change of interest in an aircraft.- (1) Where the holder of a certificate of registration in respect of a Bangladesh aircraft-

- (a) ceases to have an interest, or acquires a different interest, in the aircraft; or
- (b) becomes aware that another person who had an interest as owner, purchaser under a hire-purchase agreement, hirer or charterer in the aircraft has ceased to have that interest, the holder shall within two weeks thereafter, forward to the Chairman a notification giving the nationality mark and the registration mark of the aircraft and setting out to the best of his knowledge-
 - (i) the nature of the change of interest that has occurred;

- (ii) the date of the change;
- (iii) the names and address of the persons affected by the change; and
- (iv) the certificate registration of the aircraft if it is in his possession.

(2) A person who has acquired an interest as owner, purchaser under a hire-purchase agreement, hire or charterer in a Bangladesh aircraft shall, within two weeks after acquiring that interest, forward to the Chairman a notification giving the nationality mark and the registration mark of the aircraft and setting out-

- (a) the nature of the interest;
- (b) the manner in which, and the date on which, the interest was acquired;
- (c) the name and address of the previous owner of the interest;
- (d) his own name, nationality and address; and
- (e) any other information necessary to establish whether the person is a qualified person within the meaning of rule 171.

(3) Where a notification under sub-rule (2) is forwarded by two or more qualified person who jointly have acquired an interest as owner, purchaser under a hire purchase agreement, hirer or charterer in Bangladesh aircraft, those persons shall, in the notification, nominate one of them as the person in whose name the new certificate of registration in respect of the aircraft shall be issued.

(4) Where the Chairman is satisfied about the truth of the statement forwarded to him under this rule and is satisfied that the person acquiring the interest is a qualified person under this Part, the Chairman shall-

- (a) make the necessary changes in the registration, in respect of the aircraft; and
- (b) issue a new certificate of registration, subject sub-rule (3) of this rule, to-
 - (i) the owner of the aircraft; or
 - (ii) where the aircraft is the subject of contract of hire of charter (including a hire purchase agreement) the effect of which is that the control, maintenance and operation of the aircraft is, or is to be vested in a party to the contracting party.

174. Cancellation of registration.- (1) Where a Bangladesh aircraft has been destroyed or permanently withdrawn from use, the holder of a certificate of registration in respect of the aircraft shall, within fifteen days from the date of such destruction or withdrawal, forward to the Chairman a statement of the circumstances of the destruction or withdrawal together

with the certificate of registration.

(2) Where the Chairman is satisfied that a Bangladesh aircraft has been destroyed or permanently withdrawn from use, he shall cancel the registration of the aircraft from the register of Bangladesh aircraft.

(3) The holder of a certificate of registration in respect of a Bangladesh aircraft may, at any time, apply to the Chairman for the cancellation of the registration of the aircraft from the register of Bangladesh aircraft, and shall forward the certificate of registration along with his application to the Chairman.

(4) Where the Chairman is satisfied with a request made to him under sub-rule (3), he may cancel the registration accordingly.

(5) Where the Government is satisfied that the ownership or other aspects or the registration of a Bangladesh aircraft do not comply with these rules and proper and timely advice of the matter has not been supplied to the Chairman, the Government may direct the Chairman to cancel the registration of the aircraft and the Chairman shall so cancel.

175. Availability of register.- The register of Bangladesh aircraft shall be made available for the information of interested persons at such times and subject to such conditions, as the Chairman determines.

176. Foreign aircraft.- An aircraft shall not be registered under these rules if it is registered in a foreign country.

177. Nationality of aircraft.- (1) Where an aircraft is registered under these rules, it shall have Bangladesh nationality.

(2) Where an aircraft is registered under a joint registration plan or an international registration plan, it shall to the extent set out in the Resolution on Nationality and Registration of Aircraft operated by International Operating Agencies adopted by the International Civil Aviation Organization Council on the fourteenth day of December, 1967, be deemed to have the nationality of each of the Contracting State that constitute the International Operating Agency by which the aircraft is operated.

178. Nationality, common and registration marks.- (1) A Bangladesh aircraft shall bear the nationality mark and registration mark as required by this Part.

(2) The nationality mark of a Bangladesh aircraft is the symbol "S2" which shall precede the registration mark.

(3) The registration mark of a Bangladesh aircraft is a group of three letters, being the letters assigned to the aircraft on its registration. This letter group shall be preceded by a hyphen.

(4) The nationality mark and the registration mark of a Bangladesh aircraft shall be-

(a) affixed on the aircraft by painting or by any other means that ensures a similar degree of permanency; and

(b) clean and visible at all times.

(5) A Bangladesh aircraft shall carry, secured to the aircraft in a permanent position near the main entrance, a plate of fireproof metal or other fireproof material of suitable physical properties inscribed with the nationality mark and registration mark of the aircraft and with such other details as the Chairman requires to give effect to the Convention.

(6) When letters are used for the registration mark, combinations shall not be used which might be confused with the five-letter combinations used in the International Code of Signals, Part II, the three-letter combinations beginning with Q used in the Q Code, for example QNH, QFE and QNE, and with the distress signal SOS, or other similar urgent signals, for example XXX, PAN and TTT.

179. Location of marks on a lighter-than-air aircraft.- (1) The location of nationality and registration marks on a Bangladesh lighter-than-air aircraft shall be in accordance with this Part and-

(a) if an airship--The marks on an airship shall appear either on the hull or on the stabilizer surfaces. Where the marks appear on the hull, they shall be located lengthwise on each side of the hull and also on its upper surface on the line of symmetry. Where the marks appear on the stabilizer surfaces, they shall appear on the horizontal and on the vertical stabilizers; the marks on the horizontal stabilizer shall be located on the right half of the upper surface and on the left half of the lower surface, with the tops of the letters and numbers towards the leading edge; the marks on the vertical stabilizer shall be located on each side of the bottom half stabilizer, with the letters and numbers placed horizontally;

(b) if a spherical balloon other than unmanned free balloon---the marks shall appear in two places diametrically opposite and shall be located near the maximum horizontal circumference of the balloon;

(c) if a non-spherical balloon other than unmanned free balloon-- the marks shall appear on each side and shall be located near the maximum cross-section of the balloon immediately above either the rigging band or the points of attachment of the basket suspension cables; or

(d) if an unmanned free balloon---the marks shall appear on the identification plate.

(2) The side marks of all lighter-than-air aircraft (other than unmanned free balloons) shall be so located that they are clearly visible both from the sides and from the ground.

180. Location of marks on a heavier-than-air aircraft.- (1) The location of nationality and registration marks on a Bangladesh heavier-than-air aircraft shall be in accordance with this Part and shall-

(a) appear on the wings of the aircraft; and

(b) also appear either on the fuselage, or equivalent structure, of the aircraft or on the vertical tail surfaces of the aircraft.

(2) On aircraft having a fixed wing surface, the marks shall appear on the lower surface of the wing structure, and shall be on the left wing unless they extend across the whole surface of both wings.

(3) The wing marks of a heavier-than-air aircraft shall, so far as is possible, be located equidistant from the leading and trailing edges of the wings and the tops of the letters shall be toward the leading edge of the wing.

(4) The marks on the fuselage, or equivalent structure, of a heavier-than-air aircraft shall be on each side of the fuselage or equivalent structure between the wings and the tail surfaces.

(5) The marks on the vertical tail surfaces of a heavier-than-air aircraft shall be -

(a) where the tail structure of the aircraft includes a single vertical surface only- on each side of that surface; or

(b) where the tail structure of the aircraft includes multi-vertical surfaces- on each of the outboard sides of the outer vertical surfaces of the tail structure.

(6) If a heavier-than-air aircraft does not possess parts corresponding with those mentioned in sub-rule (1) and clause (g) of rule 181, the marks shall appear on the aircraft in such manner as the Chairman determines so that the aircraft can be identified readily.

(7) On rotary wing aircraft the marks shall appear on each side of the fuselage and also on the lower surface of the fuselage as close to the line of symmetry as is practicable and shall be placed with the tops of the letters towards the nose.

181. Type and measurement of marks.- The type of letters and figures for the nationality and registration marks and their measurements shall be as follows:-

(a) the letters shall be capital letters in Roman characters and the letters and the figures shall be without ornamentation;

(b) the letters and figures in each separate group of marks shall be of equal height;

(c) the width of the figure and of each letter (except the letter I & the number 1) and the length of the hyphen shall be two-thirds of the height of a letter or figure;

(d) the letters, figures and hyphens shall be formed by solid lines the thickness of which shall be one-sixth of the height of a letter or figure and which shall be of a colour contrasting clearly with the background;

(e) each letter and figure shall be separated from that which it immediately precedes or follows by a space of not less than one quarter of the width of a letter or the figure, and, for the purpose of this clause, and hyphen shall be regarded as a letter

(f) in the case of a lighter-than-air aircraft-

(i) the height of the marks on these type (other than unmanned free balloons) shall be at least 50 cms (20 inches); and

(ii) The measurements of the marks related to Bangladesh registered un-manned free balloon shall be determined by the Chairman, taking into account the size of the payload to which the identification plate is affixed."

(g) in the case of a heavier-than-air aircraft-

(i) the height of the marks on the wings shall be at least 50 cms (20 inches); and

(ii) the marks on the fuselage (or equivalent structure) and on any vertical tail surface shall be of at least 30 cm of height and shall be as nearly as possible parallel to the longitudinal axis of the aircraft and shall be as large as practicable, but shall not interfere with the visible outlines of the fuselage (or equivalent structure) and shall leave at least a 5 cms (2 inches) margin each edge of any vertical tail surface:

Provided that this sub-clause shall not be interpreted as requiring the use of marks exceeding 15 cms (6 inches) in height.

(h) in the case of rotary wing aircraft where owing to the structure of the aircraft the greatest height practicable for the marks on the sides of the fuselage (or equivalent structure) is less than 30 (thirty) centimetres the marks shall also appear on the lower surface of the fuselage as close to the line of symmetry as is practicable and shall be placed with the tops of the letters towards the nose.

(i) the height of the letters constituting each group of marks shall be at least 50 (fifty) centimetres;

(j) if a heavier than air aircraft does not possess parts corresponding to those mentioned in sub-rule (g) above, the measurements of the marks shall be such that the aircraft can be identified readily.

Provided that if the lower surface of the fuselage is not large enough for the marks to be of 50 (fifty) centimeters in height, marks of the greatest height practicable in the circumstances shall be displayed.

182. Advertising marks.- (1) Except with approval in writing of the Chairman, a Bangladesh aircraft shall not bear on any part of its exterior surfaces an advertisement, sign or lettering as required or permitted by or under these rules.

(2) The name of a Bangladesh aircraft and the name and emblems of the owner of a Bangladesh aircraft may be displayed on the aircraft if the location, size, shape and color of the lettering and signs do not interfere with the easy recognition of and is not capable of confusion with the nationality and registration marks of the aircraft.