

Gibraltar Director of Civil Aviation

Operating Authorisation Permits

Policy 06

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Revision History

Version	Item	Date
1	Initial Issue	16 February 2009
2	Revision	12 November 2015
3	Complete Review	09 January 2023
4	Addition of requirement for AOC in para 4 Link to UK ASL updated Minor Typographical Changes	15 November 2023
5	Purpose amended to clarify exemption of UK et al registered aircraft	15 October 2024

Purpose of this document

1. The purpose of this document is to set out the policy detailing the issue of operating authorisation permits to foreign registered aircraft, that is, aircraft not registered in either the United Kingdom or its Crown Dependencies and Overseas territories, wishing to operate to or from Gibraltar in exchange for valuable consideration in respect of the carriage of persons or cargo.

Background

2. The Gibraltar legal requirements for the carriage of passengers or cargo for valuable consideration are stated in Regulation 91 of the Civil Aviation (Air Navigation) Regulations 2009. This Regulation classifies aircraft into two different categories dependent on their State of Registration:
 - a) Aircraft from countries where there is in place an agreement between His Majesty's Government in the United Kingdom and the government of the country in which the aircraft is registered, which His Majesty's Government has extended to apply to Gibraltar.
 - b) Aircraft from all other countries.
3. In respect of the aircraft referred to in Para 2a, His Majesty's Government of the United Kingdom has delegated to the Director of Civil Aviation the powers conferred on it under such an agreement for ad-hoc flights or series of flights.

Policy

4. In order to be issued an operating authorisation permit, the aircraft operator will need to demonstrate to the Director of Civil Aviation that they are in possession of a valid third country operator permit issued by the United Kingdom, have adequate insurance for the duration of the period of flights operating to or from Gibraltar and a valid Air Operator's Certificate.
5. In cases in which the Director of Civil Aviation can issue permits to fly, the application requirements for 3rd, 4th, 5th and 7th Freedom Flights are identical.
6. Permits may be refused, and existing permits suspended or revoked by the Director of Civil Aviation. This may occur where there is a breach of a permit condition, which would include non-compliance with ICAO safety standards; however, action can also be taken for reasons other than safety. Permit decisions will be reviewed in the light of new information or changed circumstances.

7. Any aircraft operator that is listed on the United Kingdom Safety List will not be permitted to operate in Gibraltar. The United Kingdom Safety List is maintained and amended in accordance with Regulation (EC) No 2111/2005 as it had effect in domestic legislation on 01 January 2021. The list of Operators on the UK Air Safety List is at: [UK Air Safety List - GOV.UK \(www.gov.uk\)](https://www.gov.uk/government/organisations/uk-air-traffic-authority/about/uk-air-safety-list)