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**DECISION ON THE DELEGATION
OF FUNCTIONS IN THE FIELD OF
AIRWORTHINESS**



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Based on Article 61, paragraph 1 and 16 of the Law on Administration (BiH Official Gazette No. 32/02), Article 6, paragraph 1, Article 7, paragraph 2 and Article 11, paragraph 3 of the Aviation Law of Bosnia and Herzegovina (BiH Official Gazette No. 02/04), the Director General of the BiH Directorate of Civil Aviation passes

DECISION ON THE DELEGATION OF FUNCTIONS IN THE FIELD OF AIRWORTHINESS

BASIC PROVISIONS

Article 1.

1. This Administrative Procedure defines the functions delegated to the:

- (1) Federation of Bosnia and Herzegovina Civil Aviation Directorate (hereinafter the Entity Directorate)
- (2) Republika Srpska Civil Aviation Directorate (hereinafter the Entity Directorate).

II

DELEGATED FUNCTIONS

1. DELEGATION OF INVESTIGATION FUNCTION - TYPE APPROVAL (HOMOLOGATION) – Part 5.2

Article 2.

1. When requested, the Entity Directorates perform the following;

- (1) Investigate aircraft, engine, propeller or equipment designs for homologation and issue of type certificate in respect of applications made to the BH DCA in accordance with the BH Aviation Regulation 5. 2. – “Original Certification of Aircraft and Components”. The investigation is to be performed in accordance with the BH DCA Technical Procedure No. 5.2A - “Procedure for Issuance of Type Approval Certificate”.
 - (2) Investigate foreign type certificated aircraft, engine, propeller or equipment designs for the BH DCA recognition in respect of applications made to the BH DCA in accordance with the BH Aviation Regulation 5.2. –“Original Certification of Aircraft and Components”. The investigation is to be performed in accordance with the BH DCA Technical Procedure No 5.2B.
2. Either of these investigations will include all coordination with the applicant and satisfactory resolution of all findings prior to reporting to the Bosnia and Herzegovina Directorate of Civil Aviation in respect of the issuance of a BH DCA Type Approval Certificate.

Article 3.

1. When satisfied that the applicant has met the requirements stipulated in regulations, the Entity Directorate shall make a report to the Bosnia and Herzegovina Directorate of Civil Aviation, as follows:

- 1) For an investigation conducted in accordance with the Civil Aviation of Bosnia and Herzegovina Technical Procedure 5.2A – “Procedure for Issuance of Type Approval Certificate”, submit the recommendation together with all original signed reports by the applicant and arrange for the Bosnia and Herzegovina Directorate of Civil Aviation to be provided with copies of the applicant’s product support publications with a service to provide future amendments.

2) For an investigation conducted in accordance with the Civil Aviation of Bosnia and Herzegovina Technical Procedure 5.2B –“Procedure for Recognition of Type Approval Certificates Issued Abroad”, submit the recommendation together with all original signed reports produced by your Directorate and arrange for the Bosnia and Herzegovina Directorate of Civil Aviation to be provided with copies of the product support publications for the assessed product with a service to provide future amendments.

(2) At the end of each year, the Entities’ Directorates are obliged to submit to the Bosnia and Herzegovina Directorate of Civil Aviation annual collective report on delegated functions.

Article 4.

(1) The technical personnel responsible for the performance of the investigations, who sign the reports issued to Bosnia and Herzegovina Directorate of Civil Aviation under this delegation should meet the following criteria:

1) For an investigation conducted for the issue of the BH DCA Type Approval Certificate in accordance with the BH Aviation Regulation 5.2 Article 6 – “Original Certification of Aircraft and Components” for a design produced by the holder of a BH DCA Certificate issued pursuant to the BH Aviation Law Article 23.3:

- a) Five years of experience in airworthiness certification, and/or inspection activities.
- b) An appropriate aeronautical engineering degree or equivalent.
- c) Formal appropriate aeronautical training.
- d) Active knowledge of English language, and
- e) A position in the Entity Directorate with appropriate responsibilities.

2) For an investigation conducted for the recognition of foreign homologation examination and the issue of a BH DCA Type Approval Certificate in accordance with the BH Aviation Regulation 5.2 Article 7 – “Original Certification of Aircraft and Components” for a design produced abroad:

- a) Two years of experience in airworthiness certification, and/or inspection activities.
- b) An appropriate aeronautical engineering degree or equivalent.
- c) Active knowledge of English language, and
- d) A position in the Entity Directorate with appropriate responsibilities.

DELEGATION OF APPROVAL INVESTIGATION FUNCTION - MODIFICATIONS – PART 5.3

Article 5.

(1) In accordance with submitted requests, the Entity Directorates perform the following:

1) Investigate the BH DCA type certificated aircraft, engine, propeller or equipment design modifications or repairs for approval in respect of applications made to the Bosnia and Herzegovina Directorate of Civil Aviation in accordance with the BH Aviation Regulation 5.3. – “Modifications and Repairs”. The investigation is to be performed in accordance with the BH DCA Procedure No 5.3A - “Procedure for Modification Approval Certificate for Type Certificated by the BH DCA”.

2) Investigate foreign type certificated aircraft, engine, propeller or equipment design modifications or repairs for the BH DCA recognition in respect of applications made to the

Bosnia and Herzegovina Directorate of Civil Aviation in accordance with the BH Aviation Regulation 5.3 – “Modifications and Repairs”. The investigation is to be performed in accordance with the Bosnia and Herzegovina Civil Aviation Procedure No 5.3B – “Supplemental Type Approval Certificates” and approved modification issued by other states.

(2) Either of these investigations will include all coordination with the applicant and satisfactory resolution of all findings prior to reporting to the Bosnia and Herzegovina Directorate of Civil Aviation in respect of the issue of a BH DCA modification approval letter.

Article 6.

(1) When the competent Entity Directorate is satisfied that the applicant has met the requirements stipulated by regulations, it shall make a report to the Bosnia and Herzegovina Directorate of Civil Aviation as follows:

1) For an investigation conducted in accordance with the Bosnia and Herzegovina Civil Aviation Technical Procedure Part 5.3A – “Procedure for Modification Approval Certificate for Type Certificated by the BH DCA”, submit the recommendation together with all original signed reports by the applicant and arrange for the Bosnia and Herzegovina Directorate of Civil Aviation to be provided with copies of the applicant’s amended product support publications with a service to provide future amendments.

2) For an investigation conducted in accordance with the BH DCA Procedure 5.3B, submit the recommendation together with all original signed reports produced by your Directorate and arrange for the BH DCA to be provided with copies of the amended product support publications for the modified investigated product with a service to provide future amendments.

(2) At the end of each year, the Entities’ Directorates are obliged to submit to the Bosnia and Herzegovina Directorate of Civil Aviation annual collective report on delegated functions.

Article 7.

(1) The technical personnel responsible for the performance of the investigations, who sign the reports issued to the Bosnia and Herzegovina Directorate of Civil Aviation under this delegation must meet the following criteria:

1) For an investigation conducted for the issue of a BH DCA modification approval letter in accordance with the BH Aviation Regulation Part 5.3 – “Modifications and Repairs” for a design produced by the holder of a BH DCA Certificate issued pursuant to the Aviation Law of Bosnia and Herzegovina Article 23.3:

- a) Five years of experience in airworthiness certification, and/or inspection activities.
- b) An appropriate aeronautical engineering degree or equivalent.
- c) Formal appropriate aeronautical training.
- d) Active knowledge of English language, and
- e) A position in the Entity Directorate with appropriate responsibilities.

(2) For an investigation conducted for the issue of a BH DCA modification approval letter in accordance with the BH Aviation Regulation 5.3 – “Modifications and Repairs” for recognition of the foreign examination of a foreign produced modification design:

- a) Two years of experience in airworthiness certification, and/or inspection activities.

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- b) An appropriate aeronautical engineering degree or equivalent.
 - c) Active knowledge of English language, and
 - d) A position in the Entity Directorate with appropriate responsibilities.

3. DELEGATION OF INSPECTION FUNCTION – CERTIFICATE OF AIRWORTHINESS ISSUE/RENEWAL PART No 5.4

(1) In accordance with submitted requests, the Entity Directorates perform the following:

- 1) Inspect an aircraft manufactured in Bosnia and Herzegovina, for the issue of a Certificate of Airworthiness in respect of an application made to the Bosnia and Herzegovina Directorate of Civil Aviation in accordance with the BH Aviation Regulation 5.4. – “Airworthiness Certificate”. The investigation is to be performed in accordance with the BH DCA Procedure No 5.4A – “Procedure for Issuance of Certificate of Airworthiness for an Aircraft Manufactured in Bosnia and Herzegovina” or 5.4C – “Procedure for Issuance of Certificate of Airworthiness in the Special Flight Permit Category”, as applicable.
- 2) Inspect an aircraft manufactured in a foreign country for the issue of a Certificate of Airworthiness in respect of an application made to the Bosnia and Herzegovina Directorate of Civil Aviation in accordance with the BH Aviation Regulation 5.4. – “Airworthiness Certificate”. The investigation is to be performed in accordance with the BH DCA Procedure No 5.4B – “Procedure for Issuance of Certificate of Airworthiness for an Aircraft Manufactured in a Foreign Country” or 5.4C – “Procedure for Issuance of Certificate of Airworthiness in the Special Flight Permit Category”, as applicable.
- 3) Inspect an aircraft registered in Bosnia and Herzegovina holding a Certificate of Airworthiness (either valid or expired) for the renewal of the validity of its Certificate of Airworthiness in respect of an application made to the Bosnia and Herzegovina Directorate of Civil Aviation in accordance with the BH Aviation Regulation 5.4.- “Certificate of Airworthiness”. The investigation is to be performed in accordance with the BH Aviation Regulation Procedure No 5.4D – “Procedure for the Renewal of the Validity of the BH DCA Certificate of Airworthiness”.

(2) These inspections will include all coordination with the applicant and satisfactory resolution of all findings prior to reporting to the Bosnia and Herzegovina Directorate of Civil Aviation in respect of the issue or renewal of a BH DCA Certificate of Airworthiness.

Article 9.

(1) When the competent Entity Directorate is satisfied that the applicant has met the requirements stipulated by regulations, it shall make a report to the Bosnia and Herzegovina Directorate of Civil Aviation as follows:

1) For an investigation conducted in accordance with the BH Aviation Regulation Procedure 5.4A “Procedure for Issuance of Certificate of Airworthiness for an Aircraft Manufactured in Bosnia and Herzegovina”, or technical procedure of the BH Aviation Regulation 5.4C – “Procedure for Issuance of Airworthiness Certificate for an Aircraft Manufactured in Bosnia and Herzegovina” as applicable, submit the recommendation together with all original signed reports produced by the Entity Directorate and by the applicant and arrange for the Bosnia and Herzegovina Directorate of Civil Aviation to be provided with copies of the applicant's product support publications with a service to provide future amendments.

2) For an investigation conducted in accordance with technical procedure of the BH Aviation Regulation 5.4B – “Procedure for Issuance of Airworthiness Certificate for an

Aircraft Manufactured a Foreign Country” or 5.4C – “Procedure for Issuance of Certificate of Airworthiness in the Special Flight Permit Category” as applicable, submit the recommendation together with all original signed reports produced by the Entity Directorate and arrange for the Bosnia and Herzegovina Directorate of Civil Aviation to be provided with copies of the product support publications for the assessed product with a service to provide future amendments.

3) For an investigation conducted in accordance with the BH Aviation Regulation Technical Procedure 5.4D – “Procedure for the Renewal of the Validity of the BH DCA Certificate of Airworthiness”, submit the recommendation together with all original signed reports produced by the Entity Directorate.

(2) At the end of each year, the Entity Directorates are obliged to submit to the Bosnia and Herzegovina Directorate of Civil Aviation annual collective report on delegated functions.

Article 10.

(1) The technical staff personnel responsible for the performance of the investigations, who sign the reports issued to the Bosnia and Herzegovina Directorate of Civil Aviation under this delegation must meet the following criteria:

1) For an investigation conducted for the issue of a BH DCA Certificate of Airworthiness in accordance with the BH Aviation Regulation 5.4 – “Certificate of Airworthiness” for an aircraft produced by the holder of a BH DCA Certificate issued pursuant to the Aviation Law of Bosnia and Herzegovina Article 23.3:

- a) Five years of experience in airworthiness certification, and/or inspection activities.
- b) An appropriate aeronautical engineering degree or equivalent.
- c) Formal appropriate aeronautical training.
- d) Active knowledge of English language, and
- e) A position in the Entity Directorate with appropriate responsibilities.

2) For an investigation conducted for the issue of BH DCA Certificate of Airworthiness in accordance with the BH Aviation Regulation 5.4 – “Certificate of Airworthiness” for an aircraft produced in a foreign country by the holder of a Certificate issued by the State of Manufacture;

- a) Five years of experience in airworthiness certification, and/or inspection activities.
- b) An appropriate aeronautical engineering degree or equivalent.
- c) Formal appropriate aeronautical training.
- d) Active knowledge of English language, and
- e) A position in the Entity Directorate with appropriate responsibilities.

3) For an investigation conducted for the renewal of a BH DCA Certificate of Airworthiness in accordance with the BH Aviation Regulation 5.4 – “Certificate of Airworthiness” for an aircraft produced either in Bosnia and Herzegovina or in a foreign country:

- a) Two years of experience in airworthiness certification activities.
- b) An appropriate aeronautical engineering degree or equivalent.
- c) Active knowledge of English language, and
- d) A position in the Entity Directorate with appropriate responsibilities.

III
CONTINUATION OF DELEGATION

Article 11.

(1) This delegation remains valid until revoked or cancelled or suspended by the Bosnia and Herzegovina Directorate of Civil Aviation.

(2) In case that the Bosnia and Herzegovina Directorate of Civil Aviation through direct supervision or in any other way assesses that these delegated functions are not being performed according to the procedures of the Civil Aviation of Bosnia and Herzegovina, the Bosnia and Herzegovina Directorate of Civil Aviation shall act in accordance with the previous paragraph.

IV
FINAL AND INTERIM PROVISIONS

Article 12.

(1) At all times during the validity of the delegation, the Bosnia and Herzegovina Directorate of Civil Aviation reserves the right to participate in any assessment as an observer.

(2) On the date when this Decision comes into force, Article 2 paragraph 3 of the Decision on implementation of Article 2, paragraph 5 of the Aviation Law of Bosnia and Herzegovina shall become null and void (BiH Official Gazette No: 04/00).

(3) Until passing of regulations mentioned in this Decision, regulations from the field of civil aviation that were valid in Bosnia and Herzegovina before 1 April 1992 shall be applied.

Article 13.
Publication

(1) This Decision shall enter into force on the date it is passed.

(2) The Decision shall be published in the Official Gazette of Bosnia and Herzegovina and in the Official Gazettes of the Entities.

No: 02-292.5-698-2/04
Sarajevo, 6 May 2004

Director General
Djordje Ratkovic