

**BOLIVARIAN REPUBLIC OF VENEZUELA
MINISTRY OF THE POPULAR POWER FOR TRANSPORT AND PUBLIC
WORKS**

**NATIONAL INSTITUTE OF CIVIL AERONAUTICS
ADMINISTRATIVE RULING No. PRE-CJU-1646-16
CARACAS, DECEMBER 06TH 2016
206, 157 & 17**

THE PRESIDENT OF THE NATIONAL INSTITUTE OF CIVIL AERONAUTICS, BY VIRTUE OF THE POWERS VESTED IN HIM BY ARTICLES 5 AND 9 OF THE LAW OF CIVIL AERONAUTICS, PUBLISHED IN THE OFFICIAL GAZETTE OF THE BOLIVARIAN REPUBLIC OF VENEZUELA N° 39.140, OF MARCH 17TH, 2009, ACCORDING TO NUMERALS 1 AND 5 OF ARTICLE 7, AS WELL AS NUMERALS 1, 3 AND 15 (C) OF ARTICLE 13 OF THE LAW FOR THE NATIONAL INSTITUTE OF CIVIL AERONAUTICS, PUBLISHED IN THE OFFICIAL GAZETTE OF THE BOLIVARIAN REPUBLIC OF VENEZUELA N° 38.333, OF DECEMBER 12TH, 2005,

DOES HEREBY ISSUE
THE FOLLOWING

**VENEZUELAN AERONAUTICAL REGULATION No. 39 (RAV 39)
AIRWORTHINESS DIRECTIVES**

**CHAPTER A
GENERALITIES**

SECTION 39.1 - APPLICABILITY

This Regulation establishes the requisites related to the Airworthiness Directives (AD) applicable to aircrafts and aircraft spare parts, hereinafter referred to as Products, registered in the Bolivarian Republic of Venezuela. These ADs are intended to guarantee that proper actions shall be taken in an aircraft or an aircraft spare part to reinstate an acceptable level of safety, when a finding arises leading up to believe that safety may be compromised.

SECTION 39.2 - DEFINITIONS

For the purposes of this Regulation,

The term **Airworthiness Directive (AD)** means a regulatory document that identify aeronautical products in which an unsafe condition exists and/or where the condition is likely to exist or develop in other products of the same type design. They prescribe corrective actions to be taken or conditions or limitations under which the products may



continue to be operated. The Airworthiness Directive is the most commonly encountered form of the mandatory continuing airworthiness information.

The term **Aeronautical Authority** means the Venezuelan National Institute of Civil Aeronautics (INAC, in the Spanish language).

The term **Aeronautical Authority of the State of Design** means the authority that has jurisdiction over the organization responsible for the type design.

SECTION 39.3 - APPLICABILITY OF AIRWORTHINESS DIRECTIVES

- (a) This Section applies to those products over which the Aeronautical Authority of the State of Design, or the Aeronautical Authority, found an unsafe condition, and for which it has determined inspections, conditions, modifications and limitations, in order that such products may continue operating in a safe manner.
- (b) The Airworthiness Directives issued by the Aeronautical Authority of the State of Design, whose products hold a type certificate or any other similar document, applicable to aircrafts registered in the National Aeronautical Registry, as well as aircraft spare parts, are mandatory and shall be fulfilled according to the provisions under the AD itself.
- (c) The provisions established under this Regulation shall be applicable to any foreign registry aircraft as well as the products that operate within the national territory.
- (d) The Aeronautical Authority may develop processes and establish conditions, limitations and methods for the mandatory fulfillment over aeronautical products, through:
 - (1) Identification of service bulletins or any other document issued by the manufacturer.
 - (2) Recommendations arose out of investigations of aviation accidents and incidents, whether during or after such investigations.
 - (3) Statistical analysis of failures malfunctions and defects.
 - (4) Any other condition or limitation that may affect aviation safety.
- (e) Once fulfilled the pertaining procedures according to paragraph (d) herein this Section, the Aeronautical Authority may issue the Airworthiness Directive, which is mandatory and shall be complied in conformity with the provisions under of the Airworthiness Directive itself.

SECTION 39.4 – FULFILLMENT OF THE AIRWORTHINESS DIRECTIVES

- (a) Any product, over which an Airworthiness Directive is applicable, may be operated provided that the requisites, conditions and limitations, established under such AD, are duly fulfilled.



- (b) The operation by any owner or operator of an aircraft and its products, to which no Airworthiness Directive has been applied in its own terms, shall bear the effect that the product is under no airworthiness conditions and therefore it shall be a cause for the suspension or revocation of any authorization, certification or license granted by the Aeronautical Authority.

SECTION 39.5 – ALTERNATE METHODS OF FULFILLMENT

- (a) The owner or operator of an aircraft may propose the Aeronautical Authority either an alternate method of fulfillment with the provisions of an Airworthiness Directive or a change in the lapses of compliance with it, according to the mode and manner established by the Aeronautical Authority, provided that the proposal contains an acceptable level of safety to reach the set up requirements under the AD and that it has been previously approved by the Aeronautical Authority of the State of Design.
- (b) An alternate method of fulfillment of an Airworthiness Directive may be implemented and executed over an aircraft or a product, only if it has been approved by the Aeronautical Authority.

CHAPTER B TRANSITORY, REPEALING AND FINAL PROVISIONS

FIRST: the Venezuelan Aeronautical Regulation number 39 (RAV 39) “Airworthiness Directives”, issued by the Venezuelan National Institute of Civil Aeronautics under the Administrative Ruling number PRE-CJU-139-08 dated August 03rd 2008, published in the Extraordinary Official Gazette of the Bolivarian Republic of Venezuela number 5897, dated November 11th 2008, is repealed in its entirety.

SECOND: all that has not been herein this Venezuelan Aeronautical Regulation provided shall be resolved by the Aeronautical Authority.

THIRD: This Administrative Ruling shall enter into force on the date of its publication on the Official Gazette of the Bolivarian Republic of Venezuela.

Be this communicated and published,

JORGE LUIS MONTENEGRO CARRILLO
President of the National Institute of Civil Aeronautics (INAC)

Decree No. 1.800, dated June 03th 2015
Official Gazette No. 40.674, dated June 03th 2015