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CABY
05-2016

**CIVIL
AVIATION
BYE-LAW**

AIRCRAFT REGISTRATION

Document No.: CABY 05/2016
14th April 2016



PREAMBLE: These Bye-Laws are made by the Civil Aviation Authority of Botswana with the approval of the Minister of Transport and Communications under Section 8 (2) of the Civil Aviation Act, 2011.

CITATION: These Bye Laws may be cited as the Civil Aviation Authority of Botswana (Aircraft Registration) Bye Laws.

1. PURPOSE

The purpose of this Civil Aviation Bye-Law (CABY) No. 05 of 2016 is to clarify the requirements relating to aircraft registration in the Republic of Botswana.

2. APPLICABILITY

This Bye-Law shall apply to all civil aircraft operated in the Republic of Botswana as per the provisions of the Civil Aviation (Aircraft Nationality and Registration Marks) Regulations.

3. EFFECTIVITY

This Bye-Law becomes effective immediately.

4. REFERENCES

- Civil Aviation (Aircraft Nationality & Registration Marks) Regulations 3 and 4

5. REQUIREMENTS

5.1 Pursuant to Regulation 3 of the Civil Aviation (Aircraft Nationality and Registration Marks) Regulations, 2012, an aircraft shall not fly in or over Botswana unless –

- (a) It is registered in Botswana;
- (b) It is registered in a contracting State to the Chicago Convention;
- (c) It is registered in some other State in relation to which there is in force an agreement between the Government of Botswana and the Government of that State which makes provision for the flight over Botswana of aircraft registered in that State; and,
- (d) It is permitted under Regulation 3 to fly without being registered.



- 5.2 With the exception of aircraft permitted to fly without being registered, an aircraft that flies to, from, within, or over Botswana shall have a valid Certificate of Registration (C of R) from the Civil Aviation Authority of Botswana (CAAB) or the appropriate national aviation authority of the country in whose register the aircraft is entered.

6. AIRCRAFT ELIGIBILITY

- 6.1 An aircraft shall be eligible for registration in Botswana if it meets the registration requirements specified in Regulation 4 of the Civil Aviation (Aircraft Nationality and Registration Marks) Regulations.
- 6.2 In addition to paragraph 6.1 above, to be eligible for registration, the aircraft shall not be more than twenty-two (22) years old if its Maximum All Up Weight (MAUW) is above 23000 kg at the time of applying for registration.
- 6.3 An aircraft that does not satisfy the acceptable Type Certificate requirements is classified as **Non-Compliant** and shall not be accepted for registration in Botswana.

7. APPLICANT'S ELIGIBILITY

- 7.1 An applicant for aircraft registration shall meet in full the eligibility requirements stated in Regulation 4.(2) of the Civil Aviation (Aircraft Nationality and Registration Marks) Regulations, 2012.

Approved on this 22nd Day of MAY 2018

Onkokame K. Mokaila
Minister
Ministry of Transport and Communications

Made on this 22nd Day of MAY 2018

Puseletso G. Moshabesha
Chief Executive Officer
Civil Aviation Authority of Botswana