U. S. DEPARTMENT OF COMMERCE
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BUREAU OF AIR COMMERCE
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CIVIL AIR REGULATIONS

23.—GROUND INSTRUCTOR RATING

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CONTENTS

23.—GROUND INSTRUCTOR RATING

		Page
23. 0	**Provision for rating**	1
23. 1	**Minimum requirements**	1
23. 2	**Instructor competency certificate**	1
23. 20	Provision for issuance	1
23. 21	Application	1
23. 22	Issuance	1
23. 23	Display	2
23. 24	Duration	2
23. 25	Renewal	2
23. 26	Non-transferability	2
23. 27	Suspension or revocation	2
23. 28	Surrender	2
23. 29	Re-application	2
23. 3	**Examinations and tests**	2
23. 30	General	2
23. 31	Time and place	2
23. 32	Inspection	2
23. 33	Standard of performance	3
23. 34	Reports	3
23. 4	**Ground instructor regulations**	3
23. 40	No instruction without certificate	3

CIVIL AIR REGULATIONS

23.—GROUND INSTRUCTOR RATING

23.0—PROVISION FOR RATING.—Pursuant to the provisions of the Air Commerce Act requiring the Secretary of Commerce to provide for the rating of instructors in civilian schools giving instruction in flying as to their competency for such service, ground instructors will be rated in accordance with the provisions of the following paragraphs.

23.1—MINIMUM REQUIREMENTS.—To be eligible for a ground instructor competency rating, an applicant shall have practical and theoretical knowledge of each ground school subject which the applicant desires to teach in a certificated flying school, or elsewhere. Such knowledge shall be sufficient to accomplish satisfactorily a written examination thereon.

23.2—INSTRUCTOR COMPETENCY CERTIFICATE.

23.20—Provision for Issuance.—A ground instructor certificate of competency will be issued by the Secretary upon approval of application made and satisfactory proofs submitted, to a natural person who, upon inspection and examination, is found by the Secretary to meet the minimum requirements prescribed in CAR 23.1 and is, therefore, rated as competent to give instruction in the aviation ground school subject, or subjects, specified.

23.201—Each holder of a valid ground instructor's rating on the date these regulations go into effect may instruct pursuant to such authority until the expiration thereof, and then, upon compliance with the provisions for renewal thereof, have issued to him a ground instructor certificate of competency as provided for herein.

23.21—Application.—Application for a ground instructor certificate of competency, subscribed under oath, shall be made to the Secretary upon a form supplied for the purpose.

23.210—APPLICATION TO AMEND.—When any change in a ground instructor competency rating is desired, the applicant shall file a written request therefor with the Secretary or may make oral or written request of the local Bureau inspector.

23.211—PROCEEDING TO AMEND.—A proceeding to amend a ground instructor competency rating may be instituted by the Secretary when, in his opinion, the instructor is no longer competent in respect of some matter specified in the certificate. Notice of such proceeding shall be addressed to the instructor with opportunity for a hearing. In the interim, the certificate may be suspended in whole or in part. Following the hearing, the Secretary may issue a re-rating as to competency.

23.22—Issuance.—Upon approval of an application duly made, proofs submitted and examinations and tests satisfactorily completed, a ground instructor certificate of competency will be issued.

23.220—TEMPORARY CERTIFICATE.—Following application made for a ground instructor certificate, but prior to approval thereof and issuance of the certificate, a temporary ground instructor certificate may be issued by the local Bureau inspector. Likewise, for the period of time elapsing between application for renewal of a certificate and the issuance of the renewal, a temporary certificate may be issued by the local Bureau ispector.

20891°—37

23.23—Display.—A ground instructor certificate of competency shall be kept in the personal possession of the instructor at all times when he is engaged in giving instruction in ground school subjects to students in any certificated flying school, or elsewhere, and shall be presented upon the demand of any student, school officer, or of any authorized official or employee of the Department of Commerce, or upon the reasonable request of any other person.

23.24—Duration.—A ground instructor certificate, unless sooner suspended or revoked, as provided in CAR 23.27, will remain in force for the period of one year from date of issuance.

23.25—Renewal.—A ground instructor certificate may be renewed upon application within 30 days prior to the expiration thereof and upon satisfactory showing that the holder has served in a capacity of ground instructor in an approved school, or elsewhere, for a period of time not less than one-half the duration of his certificate.

23.26—Non-Transferability.—A ground instructor certificate of competency is not transferable.

23.27—Suspension or Revocation.—A ground instructor certificate of competency may be suspended or revoked by reason of any of the following on the part of the holder thereof:

23.270—(*a*) Any false statement in an application for a ground instructor certificate.

23.271—(*b*)Any demonstration of incompetency in giving instruction in ground school subjects.

23.272—(*c*) Refusal to exhibit ground instructor certificate upon demand.

23.273—(*d*) Carelessness or inattention to duty.

23.274—(*e*) Violation of any provision of the Air Commerce Act or any rules or regulation duly issued thereunder.

23.28—Surrender.—Upon notice from the Secretary of the suspension or revocation of his ground instructor certificate, the holder shall immediately return such certificate to the Secretary.

23.29—Re-Application.—An applicant for a ground school instructor certificate, who has failed to successfully accomplish any prescribed examination or test for such rating or certificate, may apply for re-examination therefor after the expiration of 30 days from the date of such failure.

23.3—EXAMINATIONS AND TESTS.

23.30—General.—The examinations and tests prescribed in the foregoing regulations will be conducted by an authorized officer or employee of the Department of Commerce or by a properly qualified person designated by the Secretary. The Secretary may, in his discretion and at any time, require any applicant or the holder of any ground school instructor certificate to undergo a re-examination in any theoretical or practical test prescribed as requisite for such rating or certificate.

23.31—Time and Place.—All examinations and tests will be held at such time and place as the Secretary may designate.

23.32—Inspection.—The applicant for any ground instructor certificate of competency shall offer full cooperation in respect of any inspection and examination which may be made of said applicant upon proper demand by any authorized representative of the Secretary prior or subsequent to the issuance of a ground instructor certificate of competency.

23.33—Standard of Performance.—All practical and theoretical examinations and tests shall be accomplished to the satisfaction of the Secretary and the minimum passing grade in the subject of examination or test shall be 70 per cent.

23.34—Reports.—The person giving any examination or test in behalf of the Secretary will promptly report the result thereof to the Secretary.

23.4—GROUND INSTRUCTOR REGULATIONS.—The following rules will govern the giving of instruction in ground school subjects in certificated flying schools:

23.40—No Instruction Without Certificate.—No person shall give, or offer to give, any instruction in ground school subjects to students of a certificated flying school unless such person is possessed of a valid ground instructor certificate.

Any and all rules or regulations made, established, and issued by the Secretary of Commerce pursuant to law as are inconsistent with the provisions of the above specified civil air regulations are hereby repealed.

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