CIVIL AERONAUTICS AUTHORITY

WASHINGTON, D.C.

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AMENDMENT OF THE

C I V I L A I R R E G U L A T I O N S

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new PART 51

GROUND INSTRUCTOR RATING

24421

EXPLANATORY MEMORANDUM

DELETION OF PART 23

ADOPTION OF PART 51, NOVEMBER 7, 1939

In order to bring the regulations dealing with ground instructors into conformity with the provisions of the Civil Aeronautics Act of 1938, the attached amendment which strikes Part 23 and adds in lieu thereof a new Part 51 was adopted by the Authority on November 7, 1939. It is not yet effective, and will not be made effective until the necessary forms, instructions, and procedures have been drafted and promulgated and notice to that effect is issued by the Authority.

The provisions formerly in Part 23 have been shifted to the new Part because ground instructors are dealt with in the Act as air agencies and not as airmen. The Parts numbering from 50 to 60 have been set aside for regulations dealing with air agencies. Ground instructor regulations are therefore designated as Part 51.

The following major changes have been made:

(1) The duration period of a ground instructor certificate and the methods of renewal and reinstatement of such certificate have been changed. Under the existing regulations a temporary ground instructor certificate is issued in the field and expires 60 days after issuance. The inspector's report of the examination of a ground instructor is forwarded to the Washington office and, if no objection is found to the issuance of a certificate in the particular case, a "permanent" certificate is issued which is of 12 months' duration. Thereafter, each 12 months the ground instructor presents his certificate for renewal and upon approval the inspector takes up the old certificate and issues a new one. In order to eliminate delay in the issuance of permanent certificates and also the cost of issuing renewal certificates, a new duration clause has been provided in the attached amendment (section 51.22).

Under the revision, a permanent certificate will be issued in the field. The inspector's examination report will be forwarded to the Washington office and, if within 60 days the holder is not notified of any objection, the certificate already issued will be of indefinite duration. Thereafter, each 2 years (this period is referred to in this memorandum and in the regulations as the "endorsement period") the instructor will present his certificate for endorsement instead of renewal, and upon the inspector's endorsing the certificate it will be continued in effect for an additional endorsement period. The requirements for securing an endorsement are substantially the same as the requirements for renewal prescribed in the present regulations.

If a ground instructor fails to secure an endorsement at the end of an endorsement period, or after a re-examination by an inspector at any time, his certificate automatically expires. There is no provision in the revised Part for reinstatement of a certificate. However, practically the same thing is provided for in section 51.24 of the revised regulations, which is entitled "Special issuance".

(2) There is no provision in the present regulations for rating ground instructors with respect to the subjects they are found competent to teach. This is now provided for by means of a Ground Instructor Rating Record, which will accompany the certificate and specify such subject or subjects (section 51.3).

A comparison of the attached revision with the existing regulations will indicate that numerous minor changes have been made for purposes of clarification. Certain sections of the regulations have been rearranged and renumbered and other sections have been footnoted.

CIVIL AERONAUTICS AUTHORITY
WASHINGTON, D. C.

AMENDMENT OF THE CIVIL AIR REGULATIONS

Deletion of Part 23

Addition of Part 51

This revision was adopted by the Authority on November 7, 1939, but is not effective, and will not be made effective until the necessary forms, instructions, and procedures have been drafted and promulgated.

AMENDMENT NO. _____
OF THE CIVIL AIR
REGULATIONS

CREATING A NEW METHOD
FOR RATING OF GROUND
SCHOOL INSTRUCTORS

Effective _____*, the Civil Air Regulations, as amended, are amended as follows:

1. By striking Part 23 thereof.

2. By adding a new Part as follows:

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* NOTE:- This amendment will not become effective until the necessary forms, instructions, and procedures have been drafted and promulgated.

24421

"PART 51--GROUND INSTRUCTOR RATING

Sec.		Sec.	
51.1	Ground instructor rating and certificate requirements.	51.24	Special issuance.
51.2	Ground instructor certificate.	51.25	Non-transferability.
51.20	Application.	51.26	Surrender.
51.21	Display.	51.27	Re-examination.
51.22	Duration.	51.3	Ground Instructor Rating Record.
51.23	Periodic endorsement requirements.	51.30	Application to amend.
		51.4	Examinations and tests.

51.1 Ground instructor rating and certificate requirements. A ground instructor rating and certificate with respect to any ground school subject in which a certificated flying school is required to provide instruction will be issued to an applicant who complies with the following requirements:

(a) Age. Applicant shall be at least 18 years of age.

(b) Character. Applicant shall be of good moral character.

(c) Citizenship. Applicant may be of any nationality.

(d) Aeronautical knowledge. Applicant shall have practical and theoretical knowledge of each ground school subject with respect to which he seeks a rating. Such knowledge shall be sufficient to accomplish satisfactorily a written examination thereon.

51.2 Ground instructor certificate.

51.20 Application. Application for a ground instructor certificate shall be made upon the applicable form prescribed and furnished by the Authority.

51.21 Display. A ground instructor certificate shall be kept readily available to the instructor at all times when he is engaged in giving instruction in any ground school subject with respect to which he is rated, and shall be presented upon the request of any student receiving such instruction, school officer, or authorized representative of the Authority.

51.22 Duration. A ground instructor certificate shall be of 60 days' duration and, unless the holder thereof is otherwise notified by the Authority within such period, shall continue in effect indefinitely thereafter, unless suspended or revoked by the Authority, except that it shall immediately expire (1) at the end of each designated period* after the date of issuance thereof if the holder of such certificate fails to secure an endorsement by an authorized inspector of the Authority within the last 45 days of each period, or (2) at any time when an authorized inspector of the Authority shall refuse to endorse such certificate after inspection or examination.

51.23 Periodic endorsement requirements. No ground

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*Note: A statement of duration in substantially the form of § 51.22 will appear on all ground instructor certificates and the period here referred to will be designated in that statement. The holder of a ground instructor certificate will, under ordinary circumstances, be required to secure an endorsement every 2 years. Hereafter in this Part this period will be referred to as the "endorsement period".

instructor certificate shall receive a periodic endorsement* with respect to any subject for which the holder thereof is rated, unless he shall make application therefor upon the applicable form prescribed and furnished by the Authority and shall have served in a capacity of ground instructor in such subject for at least 6 months of such endorsement period.

51.24 Special issuance. Within the two year period immediately following the expiration of a ground instructor certificate, the holder thereof may secure a new certificate, upon application therefor, without taking the written examination required under § 51.1 (d), if, for at least 6 months of such period, the applicant has served in the capacity of a ground instructor in the subject or subjects for which he desires a rating.

51.25 Non-transferability. A ground instructor certificate is not transferable.

51.26 Surrender. Upon the suspension, revocation or expiration of a ground instructor certificate, the holder thereof shall, upon request, surrender such certificate to any officer or employee of the Authority.

51.27 Re-examination. An applicant for a ground instructor certificate, who has failed to accomplish successfully any prescribed examination or test for such certificate, may apply for re-examination therefor after the expiration of 90 days from the date of such failure.

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*Note: See footnote to § 51.22. Under § 51.22 a periodic endorsement can only be secured within the last 45 days of each such period.

51.3 Ground Instructor Rating Record. An appropriate Ground Instructor Rating Record, prescribed and issued by the Authority, shall be attached to each ground instructor certificate issued after . The ground school subject or subjects for which the holder of such certificate is rated shall be entered on such record.

51.30 Application to amend. When any change is desired in a Ground Instructor Rating Record referred to in § 51.3, the applicant shall file a written request therefor upon the applicable form prescribed and furnished by the Authority.

51.4 Examinations and tests.

51.40 General. The examinations and tests prescribed in this Part will be conducted by an authorized representative for the Authority.

51.41 Time and place. All examinations and tests will be held at such times and places as the Authority may designate.

51.42 Inspection. An applicant for a ground instructor rating shall offer full cooperation with respect to any inspection and examination which may be made of such applicant upon proper request by any authorized representative of the Authority prior or subsequent to the issuance of a ground instructor certificate.

51.43 Standard of performance. All practical and

theoretical examinations and tests shall be accomplished to the satisfaction of the Authority and passing grade in each subject shall be 70 per cent."