

Provided that an aircraft which carries radio-telephone apparatus and which communicates solely by radio-telephony, may carry, instead of a person holding a first class radio-telegraph operator's licence, a radio-telephone operator licensed in accordance with this Part to operate radio-telephone apparatus on aircraft.

39. Licensing authority.—The authority by which the licences referred to in rule 38 may be granted, renewed or varied shall be the Central Government which may withhold the grant or renewal of a licence if for any reason it considers it desirable to do so.

39A. Disqualification from holding or obtaining a licence—

(1) Where the licensing authority is satisfied, after giving him an opportunity of being heard, that any person—

(a) is a habitual criminal or is habitually intemperate in the use of alcohol, or is an addict of narcotics, drugs, etc., or

(b) is using, has used or is about to use an aircraft in the commission of a cognizable offence or in contravention of these rules, or

(c) has, by his previous conduct as member of the crew of an aircraft, shown that he is irresponsible or is likely to endanger the safety of the aircraft or any person or thing carried therein, or of other aircraft or of persons or things on the ground, the licensing authority may, for reasons to be recorded in writing, make an order disqualifying that person for a specified period from holding or obtaining a licence.

(2) Upon the issue of any order under sub-rule (1), the person affected, if he is the holder of a licence, shall forthwith surrender his licence to the licensing authority, if the licence has not already been surrendered, and the licensing authority shall keep it until the disqualification has expired or has been removed.

39 B. Medical requirements.—(1) On and from the 1st April, 1956, no licence required for any of the personnel of an aircraft referred to in rule 38, shall be issued, nor shall any such licence issued after the said date be renewed, unless the applicant satisfies the medical standards laid down in Chapter VI-Medical Requirements—of Annex 1 to the Convention on International Civil Aviation.

(2) Any such licence issued before the date aforesaid may be renewed after that date even if the holder of the licence does not satisfy the medical standards referred to in sub-rule (1) but any licence so renewed shall not be valid for international flights.

40. Signature of licence holder.—On the issue of a licence to an applicant he shall forthwith sign his name on the licence as the holder thereof with his ordinary signature.

41. Proofs of competency.—Applicants for licences shall be required to produce proof of having the following practical experience and of having passed satisfactorily the following tests and examinations :—

(1) *Private Pilot's Licence ("A" licence).*—Flying Experience, Flying Tests, Technical Examination and Medical Examination as laid down in Section A of Schedule II :