

(6) *Flight Radio Telephone Operator*.—An aircraft which is equipped or required to be equipped with radio apparatus in accordance with rule 63 and which communicates by radio telephony, shall carry a person holding a Flight Radio Telephone Operator's licence issued in accordance with Schedule II, to operate radio apparatus on such aircraft.

(7) *Minimum crew for any flight*.—The number and description of the flight crew members operating any flight of an aircraft registered in India shall be:

(a) if a certificate of airworthiness in respect of the aircraft is in force, at least the number and description of persons specified as the minimum operating crew for that aircraft in the certificate of airworthiness;

(b) if no certificate of airworthiness in respect of the aircraft is in force, but a certificate of airworthiness in respect of that aircraft has previously been in force, at least the number and description of persons specified as the minimum operating crew in the certificate of airworthiness last in force of that aircraft;

(c) if no certificate of airworthiness in respect of the aircraft is or has been in force and aircraft is a series aircraft conforming with a prototype or prototype (modified) aircraft in respect of which a certificate of airworthiness has been issued, at least the number and description of persons specified as the minimum operating crew in that certificate of airworthiness;

(d) in all other cases, at least such number and description of persons sufficient to ensure the safety of the aircraft as may be approved by the Director General."

(8) Rule 39 shall be omitted.

(9) For rule 39A, the following rule shall be substituted, namely:

"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 and the like, 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 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) The Central Government may debar a person permanently or temporarily from holding any licence mentioned in rule 38 if in its opinion it is necessary to do so in the public interest.