

*Article 38*

1. A member of the flight personnel may be any person possessing the flight qualifications specified by the law and adequate moral qualifications.

2. Possession of the qualifications referred to in paragraph 1, shall be verified before a license is issued to a candidate for member of the flight personnel.

*Article 39*

1. The validity of a license may be made dependent upon the result of a periodical or occasional examination of the aeronautics qualifications of a member of the flight personnel.

2. A license or some other rights deriving therefrom may be withdrawn by the agency which issued the license when the following is ascertained:

- 1) The loss by a member of the flight personnel of qualifications to perform special aeronautical activities,
- 2) Violation of provisions of the air law by a member of the flight personnel,
- 3) Performance of aeronautical duties by a member of the flight personnel which may endanger air traffic safety.

*Article 40*

The following shall be forbidden:

- 1) Performance by a non-licensed person of activities for which a valid license is required,
- 2) Performance of aeronautical functions by a member of the flight personnel other than those for which he was licensed, or contrary to the requirements entered into the license, unless the said functions concern pilot training as specified in the regulations issued according to Article 42, paragraph 1, item 4.

*Article 41*

1. A license issued or recognized by a competent agency of a foreign State, may be recognized in Poland as having the same validity as a Polish license in cases and upon terms declared by the Minister of Transport.

2. In justified cases the aeronautical qualifications of a member of the foreign flight personnel may be examined by an agency authorized by the Minister of Transport.

*Article 42*

1. The Minister of Transport shall specify by regulation:

- 1) The division of the members of the flight personnel into special categories, adequate licensing for such categories, and rights and duties of the members of the flight personnel deriving therefrom in connection with the performance of aeronautical activities,
- 2) Qualifications with respect to age, general education, knowledge of aeronautical subjects, proficiency and experience,
- 3) Terms of issuance and revocation of a license and limitation, suspension and restoration of the rights deriving therefrom, and the competent agencies to handle such cases,