

PART 2

APPLICATION

- 2.1 APPLICATION TO MALDIVIAN AIRCRAFT**
- 2.2 APPLICATION TO MALDIVIAN CONTROLLED AIRCRAFT**
- 2.3 APPLICATION TO DEPARTMENTS, ENTERPRISES AND AUTHORITIES OF THE GOVERNMENT OF THE REPUBLIC**
- 2.4 APPLICATION TO FOREIGN AIRCRAFT**
- 2.5 MALDIVIAN AIRCRAFT OVER THE HIGH SEAS**
- 2.6 MALDIVIAN AIRCRAFT ETC IN OTHER COUNTRIES**
- 2.7 CONFLICT OF LAWS**
- 2.8 CONTRAVENTIONS OUTSIDE OF THE REPUBLIC**
- 2.9 FOREIGN STATE AIRCRAFT**
- 2.10 SMALL AIRCRAFT**

2.1 APPLICATION TO MALDIVIAN AIRCRAFT

Subject to the provisions of the Regulations, these Regulations shall apply:-

- (1) To Maldivian aircraft whether within or outside the Republic;
- (2) In so far as they prohibit, require or regulate the doing of anything by persons in, or by any of the crew of, any Maldivian aircraft, to such persons and crew whether within the Republic or outside the Republic;
- (3) To any person who holds a Maldivian aviation document whether within the Republic or outside of the Republic; and
- (4) To any person or aircraft to whom any Regulation is expressed to apply.

2.2 APPLICATION TO MALDIVIAN CONTROLLED AIRCRAFT

The Director may, by order, apply such provisions of these Regulations as may be specified in the order to any foreign aircraft which is for the time being under the management of a person or persons who would be entitled to register the aircraft in the Republic, and the order shall have effect as if reference in the provisions specified in it to Maldivian aircraft include references to that aircraft.

2.3 APPLICATION TO DEPARTMENTS, ENTERPRISES AND AUTHORITIES OF THE GOVERNMENT OF THE REPUBLIC

- (a) These Regulations shall apply to and in relation to aircraft in the service of and to the civil aviation activities or services of, any Department of the Government of the Republic and of any enterprise or authority of the Government and accordingly:-
 - (1) A reference in these Regulations to the operator or owner of an aircraft shall be deemed to be references to the Department, enterprise or authority having the management of that aircraft;
 - (2) A reference in these Regulations to a person engaging or intending to engage in an activity or providing or intending to provide a service shall be deemed to be references to the Department, enterprise or authority engaging or intending to engage in that activity or providing or intending to provide that service.
- (b) Nothing in this Regulation shall render a Department of Government liable to any penalty.
- (c) For the avoidance of doubt a reference to providing or intending to provide a service is a reference to operating or intending to operate an aerodrome.
- (d) This Regulation does not apply to the Department of Civil Aviation.

2.4 APPLICATION TO FOREIGN AIRCRAFT

Subject to the provisions of these Regulations and in particular to Regulation 2.2, these regulations shall apply:-

- (1) To foreign aircraft within the Republic; and
- (2) In so far as they prohibit, require or regulate the doing of any thing by persons on, or by any of the crew of any foreign aircraft to such persons while in the Republic.

2.5 MALDIVIAN AIRCRAFT OVER THE HIGH SEAS

Whenever a Maldivian aircraft flies over the High Seas it shall comply with the Rules relating to Flight and Manoeuvre of Aircraft for the time being in force, specified in Annex 2 to the Chicago Convention.

2.6 MALDIVIAN AIRCRAFT ETC. IN OTHER COUNTRIES

Every person exercising the privileges of a Maldivian aviation document, and every Maldivian aircraft operating, in another country shall comply with the laws relating to civil aviation of that country.

2.7 CONFLICT OF LAWS

Nothing in these regulations shall be construed as requiring a Maldivian aircraft or a person in or acting as member of the crew of a Maldivian aircraft or the holder of a Maldivian aviation document to contravene the law of another country where the aircraft or person is.

2.8 CONTRAVENTIONS OUTSIDE OF THE REPUBLIC

The holder of a Maldivian aviation document who, while exercising the privileges granted by the document, commits an act or omission outside the Republic which if committed in the Republic would be a contravention of a provision of these Regulations shall be deemed to have committed a contravention of the provision and may be prosecuted in the Republic.

2.9 FOREIGN STATE AIRCRAFT

- (a) The provisions of these Regulations shall apply to foreign state aircraft save and to the extent that such aircraft may be exempt by this Regulation from the provisions of these Regulations.
- (b) No foreign state aircraft may fly in the Republic except with the permission of the Director and in accordance with the conditions of the permit which conditions may include a condition exempting the aircraft from complying with any provision of these Regulations.

2.10 SMALL AIRCRAFT

The provision of these Regulations, other than regulations 1.2, 11.10, and 15.62 shall not apply to:-

- (1) Any balloon which at any stage of its flight is not more than 2 metres in linear dimension including any basket or other equipment attached to the balloon;
- (2) Any kite weighing not more than 2 kg;
- (3) Any other aircraft weighing not more than 5 kg without its fuel;
- (4) Any parachute including parascending parachute.