



# Department for Transport

To HM Governors:

Anguilla  
Bermuda  
British Virgin Islands  
Cayman Islands  
Falkland Islands  
Montserrat  
St Helena  
Turks and Caicos Islands

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Dear Governors,

## **AIR NAVIGATION (OVERSEAS TERRITORIES) ORDER 2013** **Direction by the Secretary of State**

It is UK policy to follow the ICAO standard for the maximum age of pilots in international commercial air transport operations. The US, however, has a different approach and allows older pilots to operate commercial air transport flights and we are aware of instances where Territories have been pressed by US airlines to waive the UK policy.

In order not to undermine the UK's policy position HM Governors are being directed to include wording in foreign air operator permits issued in their Territory to ensure that foreign air operators comply with the ICAO standard for the age related limitation of privileges of pilots. Guidance for permit issuing staff will be added to the Permits Toolkit in due course.

Inclusion of the condition specified in the attached Direction is to ensure that the age related limitation of privileges of pilots carrying out commercial air transport flights set out in ICAO Annex 1 is observed by foreign air operators. The standard in the current version of Annex 1 states:

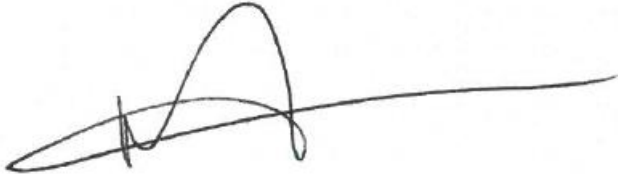
“2.1.10        Limitation of privileges of pilots who have attained their 60<sup>th</sup>  
birthday and curtailment of privileges of pilots who have attained their 65<sup>th</sup>  
birthday

A Contracting State, having issued pilot licences, shall not permit the holders thereof to act as pilot-in-command of an aircraft engaged in international commercial air transport operations if the licence holders have attained their 60<sup>th</sup> birthday or, in the case of operations with more than one pilot where the other pilot is younger than 60 years of age, their 65<sup>th</sup> birthday”

Please could you note the attached Direction and ensure that foreign air operator permits issued from the 1<sup>st</sup> September 2017 include the condition set out in it.

I should be grateful if you would confirm that your Territory's foreign operator permits have been updated accordingly.

Yours sincerely,

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke extending to the right.

**Michael Clark**  
**Deputy Director General of Civil Aviation**



Department  
for Transport

## **Direction Under Article 135 of the Air Navigation (Overseas Territories) Order 2013**

With effect from the 1<sup>st</sup> of September 2017 any permission issued to a foreign air operator under Article 135 of the Air Navigation (Overseas Territories) Order 2013 shall include the following condition:

“When undertaking air transport operations in UK Overseas Territory airspace, the operator shall comply with paragraph 2.1.10 of Annex 1 to the Chicago Convention (age related limitation of privileges of pilots).”

A handwritten signature in black ink, consisting of a large, stylized 'M' followed by a horizontal line.

**Michael Clark**  
**Deputy Director General of Civil Aviation**  
Authorised by the Secretary of State  
to sign in that behalf