



GOVERNMENT OF BERMUDA
Ministry of Transport

Department of Civil Aviation

18th November 2010

To: All operators of U.S. and Canadian registered aeroplanes visiting Bermuda that have a MTOM of over 5,700kgs.

Aircraft Equipment Requirements (Flight Data Recorders) in accordance with I.C.A.O. Annex 6.

The I.C.A.O. Annexes 6, Parts I (Commercial Air Transport), require all aeroplanes with a MTOM of between 5,700kg and 27,000kg for which the individual C. of A. was issued on or after 1 January 1989 be equipped with a Type II flight data recorder.

Furthermore I.C.A.O. Annexes 6, Parts I and Part II (both Commercial Air Transport and General Aviation) require all aeroplanes with a MTOM of between 5,700kg and 27,000kg for which the individual C. of A. was issued on or after 1 January 2005 be equipped with a Type 1A flight data recorder

It has become evident that some US and Canadian registered aircraft do not meet this requirement, but do meet the requirements of CFR Part 91 and/or Part 135 and CAR 605.33 (1) (a) respectively.

CFR Part 91, and/or Part 135 and specify this type of flight data recorder (FDR) only for aircraft with more than 9 seats. CAR 605.33 (1) (a) specifies this type of flight data recorder (FDR) only for aircraft configured for 10 or more seats and was manufactured after 11 October 1991. Information provided by aircraft manufacturers has indicated that they cannot easily provide and install FDRs that are Annex 6 compliant.

This dilemma has been considered by the Bermuda Department of Civil Aviation, and it has been agreed as satisfactory that the CFR and CAR requirements be accepted as an alternative means of compliance with the Annex Standard when requesting flight permits to visit Bermuda. The same concession also applies to those operators who visit Bermuda and who are not required to seek a flight permit.

Yours sincerely,

A handwritten signature in blue ink, appearing to read 'Peter Adhemar'.

Peter Adhemar
Acting Director of Civil Aviation