

## PART XVI AIRCRAFT NOISE

**276. Certificate requirement.-** (1) An aircraft registered in Bangladesh shall not be engaged in international air navigation unless there is in force in respect of it a noise certificate issued or validated by the Chairman.

(2) This part shall apply to such categories of aircraft as are specified from time to time in Annex 16 to the Convention.

**277. Noise Certificate.-** (1) The owner or operator of an aircraft registered in Bangladesh may apply to the Chairman for the issue or renewal of a noise certificate in respect of the aircraft or for the validation of a noise certificate issued by a State in respect of the aircraft.

(2) The Chairman may issue, renew or validate a noise certificate in respect of an aircraft where the applicant furnishes to the Chairman such documents or other evidence relating to the noise characteristics of the aircraft as the Chairman requires and-

(a) satisfies the Chairman through demonstration that the aircraft complies with noise requirements which are at least equal in effect to the minimum noise standards adopted in pursuance of the Convention;

(b) satisfies the Chairman that a State has issued a noise certificate for the aircraft in compliance with the minimum noise standards adopted in pursuance of the Convention; or

(c) satisfies the Chairman that the aircraft has been modified in accordance with an applicable design that has been certified by a state as achieving compliance with the minimum noise standards adopted in pursuance of the Convention.

(3) A noise certificate shall contain at least the following information concerning the aircraft, namely:-

(a) State of Registry; nationality and registration marks;

(b) Manufacturer's serial number;

(c) Manufacturer's type and model designation; engine type/model; propeller type/model if applicable;

(d) Statement of any additional modifications incorporated for the purpose of compliance with the applicable Noise Certification Standard;

(e) The maximum mass at which compliance with the applicable Noise Certification Standards has been demonstrated;

(f) The average noise levels at the reference points for which compliance with the International Civil Aviation Organisation (ICAO) Standard has been demonstrated; and

(g) The chapter of ICAO Annex XVI, Volume 1, of International Civil Aviation Organisation (ICAO) according to which the aircraft was certificated.

**278. Withdrawal of noise certificate.-** (1) Where the Chairman is satisfied that reasonable doubt exists concerning the compliance of an aircraft registered in Bangladesh with the noise certification requirements, he may suspend the noise certificate of the aircraft or of each aircraft of the type for such period as he considers necessary to resolve the doubt.

(2) Where the Chairman becomes aware that an aircraft registered in Bangladesh has ceased to comply with noise standards that are at least equal in effect to the minimum noise standards adopted in pursuance of the Convention, he shall suspend or revoke the noise certificate of the aircraft or of each aircraft of the type and shall not remove the suspension or grant a new noise certificate unless the aircraft are found, on reassessment, to comply with the applicable noise certification requirements of this Part.

**279. Application of this rule to foreign aircraft.-** The rules contained in this Part shall, *mutatis mutandis*, apply to aircraft registered in a foreign State while flying in or over the territory of Bangladesh.