

The purpose of this notice is to provide information on the conduct of trial flights in Malta by a training organisation having its principal place of business in Malta. As per Commission Regulation (EU) 965/2012 ARO.OPS.300 and NCO.GEN.103.

*Note: In this notice ATO include DTOs.*

1. Trial flights are introductory flights by an ATO which are intended to introduce a training flight to persons who may be interested to undergo a PPL or LAPL course.
2. Trial flights shall be conducted by a flight instructor.
3. The instructor shall carry out the first flight exercise (i.e. exercise 3) of the PPL or LAPL flight syllabus. References from Part-FCL are as below:
  - PPL(A) - AMC1 FCL.210 (c)(2)(iv) or
  - PPL(H) - AMC2 FCL.210 (c)(2)(iv) or
  - LAPL(A) - AMC1 FCL.115.A(c)(2)(iv) or
  - LAPL(H) - AMC1 FCL.115.H (c)(2)(iv).
4. The ATO must keep a training records of the flight for a period of at least 5 years. The records must include:
  - a) Date of Flight
  - b) Name of ATO
  - c) Name and licence number of the flight instructor
  - d) Name of each passenger
  - e) ID card No./ Passport number of each passenger and the State issuing the ID/ passport.
5. A person/s may only be carried in the back seat if during the same flight that person/s changes places on the ground with the person in the front seat who had completed exercise (3) above so that the person/s who was/were in the back seat also completes the same flight experience exercise. All passengers must complete exercise (3).
6. The aircraft must be owned or operated by the ATO.
7. The flight must be conducted within the territory of Malta and start and end at the same aerodrome or operating site.
8. be operated under VFR by day
9. be overseen by a nominated person responsible for their safety; and
10. Such flights must represent only a marginal activity of the ATO.

#### **Marginal Activity Defined**

As per 965/2012 GM2 Article 6.4a(c) states that: The term 'marginal activity' shall be understood as representing a very minor part of the overall activity of an organisation, mainly for the purpose of promoting itself or attracting new students or members. An organisation intending to offer such flights as regular business activity is not considered to meet the condition of marginal activity. Also, flights organised with the sole intent to generate income for the organisation, are not considered to be a marginal activity.

AMC1 ARO.OPS.300 Introductory flights: MARGINAL ACTIVITY: The competent authority shall publish criteria specifying to which extent it considers an activity marginal and how this is being overseen.

In Malta marginal activity is considered not to exceed 10% of the total flights. The organisation must keep a record of all such flights.

#### **Personnel Licensing Section**