

Telephone No. : 24627830 Aeronautical : VIDYAYX Email Id: dgoffice.dgca@nic.in Fax : 91-11-24652760	GOVERNMENT OF INDIA AERONAUTICAL INFORMATION SERVICES DIRECTORATE GENERAL OF CIVIL AVIATION OPPOSITE SAFDARJUNG AIRPORT NEW DELHI – 110 003	Sl. No. 12/2021 26 th August 2021
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File No. DGCA-25011(02)/2/2021

The Order No. DGCA-25011(02)/2/2021 dated 26th August 2021 is reproduced below for information, guidance and compliance.

This AIC supersedes AIC No. 10/2021 dated 20th April 2021.



(ARUN KUMAR)
Director General of Civil Aviation

F. No. DGCA-25011(02)/2/2021
26th August 2021

ORDER

DGCA Order No. DGCA-15018(21)/9/2018-DAS dated 20th April, 2021, applicable to Boeing Company Model 737-8 and Boeing Company Model 737-9 airplanes, is rescinded with immediate effect as described below. This rescission enables operation of Boeing Company Model 737-8 and Boeing Company Model 737-9 airplanes only upon satisfaction of applicable requirements for return to service.

BACKGROUND

Following two fatal accidents involving Boeing 737MAX (Lion Air Flight 610 and Ethiopian Airlines Flight 302), the Director General, in exercise of the powers conferred by Section 5A of the Aircraft Act, 1934 (XXII of 1934), had directed, for the purpose of securing safety, that operation of Boeing Company Model 737-8 and Boeing Company Model 737-9 would not take place from/ to Indian airports and transit or enter into Indian airspace effective from 1030 UTC 13 March 2019 till further notice.

In this regard, an Order DGCA-15018(21)/9/2018-DAS dated 13th March 2019 was issued which applied to all persons operating Boeing Company Model 737-8 and Boeing Company Model 737-9 airplanes in the territory of Republic of India, and also to Indian/ foreign Operators permitted by India to conduct flights with Boeing Company Model 737-8 and Boeing Company Model 737-9 airplanes.

BASIS FOR RESCISSION

Based on design changes by M/s Boeing, Federal Aviation Administration (FAA) issued an Airworthiness Directive (AD) on November 18, 2020, mandating actions for 737 Max airplanes return to service (RTS). Concurrent with the issuance of the AD, FAA rescinded the Emergency Order of Prohibition. Subsequently, European Aviation Safety Agency (EASA) also issued its own AD on February 17, 2021 which has been mandated by DGCA for compliance on Indian registered fleet.

In April 2021, DGCA superseded the B737 Max grounding Order dated 13th March 2019 (AIC 7/2019) with a revised Order dated 20th April 2021 (AIC 10/2021). The revised Order allowed:

1. Foreign registered Boeing 737 Max aircraft which were grounded in India due to the DGCA Order dated 13th March 2019, to conduct operational readiness flight and ferry fly out of India.
2. Overflying of Foreign registered Boeing 737 Max aircraft over the Indian airspace.

Following the above Order, foreign registered aircraft grounded at various airports in India were able to undertake RTS, perform an Operational Readiness flight as mandated by FAA and EASA ADs and were ferried out of India.

Post issuance of AD by FAA/ EASA and rescinding of the grounding order by FAA, DGCA has been closely monitoring the global trend with regard to un-grounding of Boeing Company Model 737-8 and Boeing Company Model 737-9 airplanes.

World-wide 17 regulators have permitted operation of Boeing 737 Max airplane. A sizeable number airlines (34) with B737 Max airplane (345) are operating currently and have attained 1,22,824 total departures with 2,89,537 cumulative hours since the un-grounding from 9th December 2020, with no untoward reporting.

RESCISSION

For the foregoing reasons, the Order dated 20th April 2021 is rescinded subject to the compliance with DGCA Mandatory Modification No. DGCA/B737-8&9/01R1 on Indian registered airplane and FAA AD 2020-24-02/ EASA AD 2021-039R2 (foreign registered airplane).

This Order supersedes Order No. DGCA-15018(21)/9/2018-DAS dated 20th April 2021, regarding operation of Boeing 737 Max aircraft.



(Arun Kumar)
Director General of Civil Aviation