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GUYANA

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GCAA ADVISORY CIRCULAR

PERSONNEL LICENCING AC NO: GCAA AC/PEL-010

SUBJECT:

APPEAL PROCESS

DATE ISSUED: INITIATED BY:

01-05-2024

Director Aviation Safety & Security

Regulation

Note: Advisory Circulars are not mandatory in nature but provide a means of compliance with the regulations, standards, rules, directives, or other regulatory requirements of the Authority in a systematic manner that is acceptable to the Authority. Consequently, this Advisory Circular may not be the only means of compliance. Alternatively, if the Operator has another means of compliance that is comparable or exceeds the guidance in this Advisory Circular, the Authority may accept the Operator's means of compliance. Advisory Circulars' may also contain explanations of regulations, other guidance materials, best practices, or information useful to the aviation community. Unless incorporated into a regulation by reference, Advisory Circulars are not regulatory in nature and do not create or change a regulatory requirement. A change of a regulatory requirement may come in the form of a Directive. An Advisory Circular is not a Directive.

1. PURPOSE

This Advisory Circular (AC) gives guidance to applicants for, and holders of an aviation document issued by the Guyana Civil Aviation Authority (the Authority) regarding their right to appeal any decision of the Director-General where it is proposed to refuse, revoke, suspend or vary an aviation document that they hold or for which they have made an application.

2. AUDIENCE

This Advisory Circular is applicable to applicants for, and holders of aviation documents issued by the Authority.

3. CANCELLATION

Not applicable

4. EFFECTIVE DATE

This <u>Advisory Circular #:</u> GCAA AC/PEL-010 takes effect from the <u>1st Day of May 2024</u> and remains in effect until cancellation or revocation by the Director General Civil Aviation.

5. CHANGES

Not applicable.

6. RELEVANT REFERENCES

Civil Aviation Act 2018: Section 73;

Civil Aviation (Personnel Licensing) Regulations 2024: Regulation 37;

7. CONTACT INFORMATION

Director General Civil Aviation Guyana Civil Aviation Authority 73 High Street, Kingston Georgetown, Guyana

TEL: (592) 225 6822 FAX: (592) 225 6800

E-mail: director-general@gcaa-gy.org

8. RIGHTS OF APPEAL

The appeal is a means of challenge through which any person aggrieved by a decision of the Director-General may request that the case be decided by a higher authority and will be given an opportunity to be heard.

In accordance with the Civil Aviation (Personnel Licensing) Regulations 2024: Regulation 73, where it is proposed to refuse, revoke, suspend or vary a licence, rating, authorisation, approval, endorsement or certificate otherwise than on the application of the holder, the Authority shall serve on the person concerned, notice of the proposal together with the reasons for it, and the person concerned may, within fourteen days of the date of service of that notice, appeal the decision of the Director General and submit a request to the Board of the Authority for a decision on the case. The Board is required to issue a determination of the application within thirty days.

The Guyana Civil Aviation Act 2018, as amended: Section 73, further grants the aggrieved person the rights of appeal and the opportunity to be heard by the Civil Aviation Appeal Tribunal.

In the event that the aggrieved person does not accept the decision of the Tribunal, he or she may appeal to the High Court,

Approved By:

Lt. Col. (Ret'd) Egiert Director General

Guyana Civil Aviation Authority