

Eligibility Criteria Summary

This document is for informational purposes only, and is an unofficial summary based on the Aviation Registry (Guernsey) Law, 2013, and the Air Navigation (Bailiwick of Guernsey) Law, 2012.

The following persons are eligible to register on the Guernsey Aircraft Registry:

- (a) The Crown,
- (b) Natural persons who are –
 - i. Nationals of any EEA State,
 - ii. Resident in the British Islands,
 - iii. Resident in a British Overseas Territory, or
 - iv. Represented by a resident agent¹,
- (c) Legal persons –
 - i. Which are an Appendix C to the Handbook² business, or
 - ii. Who are represented by a resident agent, or
- (d) Any other person, at the discretion of the Registrar, subject to whatever additional requirements he may impose.

Interpretation:

An Appendix C business means

- (a) A financial services business supervised by the Commission³, or

¹ A resident agent must be (a) resident in Guernsey, and (b) a Guernsey licensed fiduciary or authorised person.

² The Handbook means the Handbook for Prescribed Businesses on Countering Financial Crime and Terrorist Financing as revised or re-issued from time to time by the Commission.

³ The Commission means the Guernsey Financial Services Commission established by the Financial Services Commission (Bailiwick of Guernsey) Law, 1987d.

- (b) A prescribed business registered under the Criminal (Proceeds of Crime) (Legal Professionals, Accountants and Estate Agents) (Bailiwick of Guernsey) Regulations, 2008b, as amended, or
- (c) A business –
 - i. Which is carried on from a country or territory listed in Appendix C to the Handbook and which would, if it were carried on in the Bailiwick, be –
 - 1. A financial services business; or
 - 2. A prescribed business
 - ii. Which may only be carried on in that country or territory by a person regulated for that purpose under the law of that country or territory;
 - iii. The conduct of which is subject to requirements to forestall, prevent and detect money laundering and terrorist financing that are consistent with those in the Financial Action Task Force Recommendations on Money Laundering in respect of such a business, and
 - iv. The conduct of which is supervised for compliance with the requirements referred to in subparagraph (iii) by an overseas regulatory authority,

Fractional Ownership Restrictions:

- (a) Joint owners, each being a natural person.
 - i. Each of the joint owners (each being a natural person) must hold at least a 5% beneficial share in the aircraft; and
 - ii. The aircraft is registered in the names of all the joint owners, or the aircraft is registered in the name or names of one or more of the joint owners as trustee or trustees for all the joint owners, and written notice has been given to the Director of Civil Aviation of the names of all the person beneficially entitled to a share in the aircraft.

(b) Legal ownership, through a company.

The registered shareholders (each being a natural person) of a company owning an aircraft must each hold not less than 5% of the shares in that company.

(c) Reward.

Any reward in respect of a flight given for the situations details in point (a) and (b) above, must be made either:

- i. In respect of and is no greater than the direct costs of the flight and is given, or promised by one or more of the joint owners of the aircraft or registered shareholders of the company which owns the aircraft, or
- ii. In respect of the annual costs and given by one or more of such joint owners or shareholders.