

CHAPTER 137 EVALUATE FAR PART 133 ROTORCRAFT LEASE AGREEMENT

Section 1 Background

1. PTRS ACTIVITY CODES

A. *Maintenance.* 3430

B. *Avionics.* 5430

3. OBJECTIVE. This chapter provides guidance for determining if an operator's rotorcraft lease agreements comply with the requirements of FAR § 133.19.

5. GENERAL. Under the provisions of FAR § 133.19, the operator must have the exclusive use of at least one rotorcraft for six consecutive months.

A. An operator who does not own a rotorcraft must have a written lease agreement providing exclusive use of a rotorcraft for at least six consecutive months. The lease

agreement must specify the party responsible for the maintenance of the rotorcraft.

B. A lease agreement is not required if an operator has sole possession, control, and use of a rotorcraft as an owner, and provides its own maintenance.

7. OWNERSHIP OF ROTORCRAFT. In determining ownership of the aircraft, the inspector should research the following:

- Aircraft Registration Listings (N-number listings)
- FAA Form 8710-4, Rotorcraft External-Load Operator Certificate of Application
- Verbal confirmation from the operator

Section 2 Procedures

1. PREREQUISITES AND COORDINATION REQUIREMENTS

A. *Prerequisites*

- Knowledge of the regulatory requirements of FAR Part 133
- Successful completion of Airworthiness Inspector's Indoctrination Course for General Aviation and Air Carrier Inspections, or previous equivalent

B. *Coordination.* This task may require coordination with Airworthiness and Operations Aviation Safety Inspectors (ASIs).

3. REFERENCES, FORMS, AND JOB AIDS

A. *References*

B. *Forms*

- FAA Form 8710-4, Rotorcraft External-Load Operator Certificate of Application

C. *Job Aids.* None.

5. PROCEDURES

A. *Review the Operator's Data.* The operator must have exclusive use of at least one rotorcraft per the provisions of FAR § 133.19. Review the operator's certificate or the attached list of aircraft to determine which rotorcraft are used under a lease agreement.

B. *Evaluate the Lease.* Determine if the lease agreement meets the requirements of FAR § 133.19. The lease must allow for the following:

- (1) Arrangements for the maintenance of the rotorcraft

(2) Exclusive use of the rotorcraft for at least six consecutive months

C. *Analyze the Results.* Discuss with the operator any corrective actions that may be required.

7. TASK OUTCOMES

A. *File PTRS Transmittal Form*

B. Completion of this task will result in the following:

(1) If the lease agreement is satisfactory, no further action

(2) If the agreement is unsatisfactory, notification to the Certification Project Manager, who will inform the operator of any deficiencies

C. *Document Task.* File all supporting paperwork in the operator's office file.

9. FUTURE ACTIVITIES. It may be necessary to conduct one or more follow-up visits to ensure the operator is complying with the applicable regulations.