



U.S. Department
of Transportation
**Federal Aviation
Administration**

Mike Monroney
Aeronautical Center

P.O. Box 25082
Oklahoma City, Oklahoma 73125

June 1, 1998

Mr. Warren F. Chumura
Southern Aircraft Consultancy Inc.
Meadowside Cot Valley
St. Just, Cornwall TR19 7NS

Dear Mr. Chumura:

This responds to your letter dated May 11, 1998. In your letter you indicated that you personally own a number of aircraft in trust. You stated a need to change all the personal Trusts to company trusts with Southern Aircraft Consultancy Inc. as the trustee. You asked us to confirm your belief that the process for changing the Trustee of an aircraft, after approval from the Trustor, is simply a matter of filing with the FAA a Bill of Sale from Warren F. Chumura Trustee to Southern Aircraft Consultancy Inc. Trustee, with a new affidavit.

As you know, U.S. civil aircraft can only be registered to the owner of the aircraft (see 49 U.S.C. § 44102). Section 47.7 of the Regulations (14 C.F.R. § 47.7) allows a person who holds legal title to an aircraft in trust, to make application for registration of a civil aircraft. This is consistent 49 U.S.C. § 44102 in that the applicant is the legal owner of the aircraft.

However, your proposed delivery of a Bill of Sale brings Section 47.41(a)(5) of the Regulations (14 C.F.R. § 47.41(a)(5)) into play. That section states:

Each Certificate of Aircraft Registration issued by the FAA under this subpart is effective, unless suspended or revoked, until the date upon which Ownership of the aircraft is transferred;

Delivery of the Bill of Sale is a transfer of ownership. Thus, before the U.S. civil aircraft can be operated, the Bill of Sale, a new Application for Aircraft Registration, and the applicable fee must be submitted by the new owner (Southern Aircraft Consultancy Inc., as Trustee).

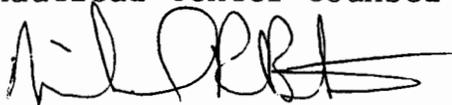
Additionally, if the aircraft is subject to the same beneficial interest(s) under the prior trust agreement, FAA's Civil Aviation Registry will accept documentation validating the change of trustee in compliance with the terms of the trust agreement and the laws of the state which governs the trust. This documentation must indicate a change of trustee to the new owner/applicant and be accompanied by the affidavit required by 14 C.F.R. § 47.7(c)(2).

If you have additional questions or comments, you may contact the undersigned at (405) 954-3296.

Sincerely,

Joseph R. Standell,
Aeronautical Center Counsel

By:



Michael R. Burton
General Attorney