instructor may be onboard the aircraft in an assigned crewmember position. In those cases, the flight instructor shall act in the capacity of an assigned crew member and evaluate the person's ability to act as a pilot in command.

(o) Training time means training received in actual flight from an authorized flight instructor, on the ground from an authorized ground or flight instructor, or in a flight simulator or flight training device from an authorized ground or flight instructor.

§ 61.2 Certification of foreign pilots, flight instructors, and ground instructors.

- (a) Except as provided for in paragraph (b) of this section, an airman certificate may not be issued to a person who is not a citizen of the United States or a resident alien of the United States unless that person satisfactorily accomplishes the appropriate knowledge or practical test within the United States.
- (b) A person who is not a citizen of the United States or a resident alien of the United States may be issued an airman certificate, and the knowledge and practical test for that certificate may be administered outside the United States when:
- (1) The Administrator determines the person needs a pilot certificate to operate as a required pilot crewmember of a civil aircraft of U.S. registry;
- (2) The Administrator determines the person needs a flight instructor or ground instructor certificate to train persons who are citizens or resident aliens of the United States;
- (3) The certificate is for an addition of a category, class, instrument, or type rating onto an existing U.S. pilot certificate, and provided the certificate is not one that was issued on the basis of a foreign pilot license;
- (4) The certificate is for an addition, renewal, or reinstatement of a category, class, or instrument rating onto an existing U.S. flight instructor certificate;
- (5) The certificate is for an addition, renewal, or reinstatement of a category rating onto an existing U.S. ground instructor certificate.

§61.3 Requirement for certificates, ratings, and authorizations.

- (a) Pilot certificate. Persons may not act as pilot in command or in any other capacity as a required pilot of a civil aircraft of U.S. registry, unless they have a valid airman certificate in their physical possession or readily accessible in the aircraft when exercising the privileges of their airman certificate.
- (b) Required pilot certificate for operating a foreign registered aircraft.

Persons may not act as pilot in command or in any other capacity as a required pilot of a civil aircraft of foreign registry within the United States, unless their airman certificate:

(1) Is valid and in their physical possession, or readily accessible in the aircraft when exercising the privileges of their airman certificate; and

(2) Has been issued under this part or by the country in which the aircraft is registered.

(c) Medical certificate.

(1) Except as provided for in paragraph (c)(2) of this section, a person who is serving as a required crewmember under any part of this chapter must have a:

(i) Current and appropriate medical certificate that has been issued under

part 67 of this chapter; and

- (ii) Medical certificate in the person's physical possession or readily accessible in the aircraft when exercising the privileges of that airman
- (2) A person is not required to meet the requirements of paragraph (c)(1) of this section, if that person:
- (i) Is holding a pilot or flight instructor certificate with a balloon or a glider rating and is piloting or training in a balloon or a glider as appropriate;
- (ii) Is a student pilot who is seeking a recreational pilot certificate, or who is seeking a pilot certificate with a glider category rating or balloon class rating;

(iii) Is exercising the privileges of a recreational pilot certificate;

- (iv) Is exercising the privileges of a flight instructor certificate, provided the person is not serving as a required crewmember or as the pilot-incommand;
- (v) Is exercising the privileges of a ground instructor certificate;
- (vi) Is operating an aircraft within a foreign country with a pilot certificate issued by that country and is using that foreign-issued pilot license and medical certificate; or
- (vii) Is operating an aircraft with a U.S. pilot certificate issued on the basis of a foreign pilot license, issued under § 61.75 of this part, and holds a current medical certificate issued by the foreign country that issued the foreign pilot
 - (d) Flight instructor certificate.
- (1) Persons who hold a flight instructor certificate must have that certificate in their physical possession or readily accessible in the aircraft when exercising the privileges of that flight instructor certificate.
- (2) Except as provided in paragraphs (d) (3) and (4) of this section, no person other than the holder of a flight instructor certificate with the

appropriate rating on that certificate or a person authorized by the Administrator may:

(i) Give training required to qualify a person for supervised PIC flight and supervised PIC cross-country flight;

(ii) Endorse on a pilot, flight instructor, or ground instructor certificate or rating issued under this part;

(iii) Endorse a pilot logbook to show training given; or

- (iv) Endorse a student pilot certificate or logbook for supervised PIC operating privileges.
- (3) A flight instructor certificate is not necessary if:
- (i) The training is in accordance with a part 121 or part 135 air carrier approved training program;
- (ii) The training is given by the holder of an airline transport pilot certificate under part 121 or 135 of this chapter;
- (iii) The person receiving the training and the person giving the training are employees of that air carrier.
- (4) A flight instructor certificate is not necessary if the training is given by an instructor as prescribed in §61.41 of this part.
- (e) Instrument rating. Except as provided for in paragraph (k)(4) of this section, no person may act as pilot in command of a civil aircraft under IFR or in weather conditions less than the minimums prescribed for VFR flight unless that person holds:
- (1) The appropriate aircraft category, class, type, if required, and instrument rating on that person's pilot certificate for the aircraft being flown;
- (2) An airline transport pilot certificate with the appropriate aircraft category, class, and type rating, if required, for the aircraft being flown; or

(3) For a glider, the appropriate glider class rating on that person's pilot certificate and:

(i) An airplane single-engine class rating with an instrument-airplane single-engine rating; or

(ii) An airline transport pilot certificate with an airplane single-

engine class rating.

- (f) Category II pilot authorization. Except as provided in paragraph (f)(3) of this section, no person may act as a required pilot flight crewmember of a civil aircraft in a Category II operation unless that person meets the following requirements of this paragraph:
- (1) The pilot in command must hold a current Category II pilot authorization for that type aircraft, and-
- (i) Hold a private pilot or commercial pilot certificate with an instrument rating or an airline transport pilot certificate, appropriate to the category