



Federal Aviation Administration

Memorandum

Date: June 28, 2016

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From:  Susan J. M. Cabler, Acting Manager, Design, Manufacturing & Airworthiness
Division, AIR-100

Prepared by: Production Certification Section, AIR-112

Subject: Shipment of Prototype Products and Articles with the Authorized Release
Certificate, FAA Form 8130-3, Airworthiness Approval Tag

Memo No.: AIR100-16-110-PM05

Policy Reference: FAA Order 8130.21H, Change 1



This memorandum supersedes memo number AIR100-14-110-GM08 and is a reissuance for FAA Order 8130.21, Change 1, without any change to policy.

FAA Form 8130-3 cannot be issued as an export airworthiness approval to export a prototype product or article because, by definition, such a product or article is not yet approved (as required by Title 14 of the Code of Federal Regulations § 21.331(a)). FAA Form 8130-3 may still be used to ship a prototype product or article manufactured in support of an FAA certification project, including shipment to another country. In such cases, FAA Form 8130-3 must be completed to only state conformity to applicable data as illustrated in Figure A-2 of Order 8130.21H.

Under the technical assistance provisions of the bilateral agreement, a bilateral partner may request a certifying statement attesting to conformity of a prototype product or article manufactured under its system in a facility in the United States. When the FAA agrees to provide this statement, FAA Form 8130-3 may be used to document conformity of that prototype product or article and to ship it to the end user. In such cases, FAA Form 8130-3 must be issued as a conformity document, not an export document.

This information will be incorporated in a future revision to Order 8120.22, *Production Approval Procedures*, and Advisory Circular 21-32, *Control of Products and Parts Shipped Prior to Type Certificate Issuance*. In the future, all policy regarding prepositioned prototype products and articles will be transferred from Order 8130.21 to Order 8120.22.

If you have any questions, please contact the Production Certification Section, AIR-112, at (202) 267-1575.

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