

EXPLANATORY STATEMENT

CIVIL AVIATION REGULATIONS 1988

CIVIL AVIATION ORDERS

REVOCATION AND REPLACEMENT OF SECTION 29.6

AIR SERVICE OPERATIONS — HELICOPTER EXTERNAL SLING LOAD OPERATIONS

Subregulation 207 (1) of the *Civil Aviation Regulations 1988* (CAR 1988) states that a person must not use an Australian aircraft in a class of operation if the Civil Aviation Safety Authority (CASA) has not authorised and approved the particular type of aircraft for that use.

Regulation 303A of CAR 1988 provides that CASA may issue an approval or authority subject to any condition that CASA thinks necessary for the safety of air navigation.

Section 29.6 of the Civil Aviation Orders contained requirements for the conduct of helicopter sling load operations. Among other things, helicopter types may only be used in such operations if they have an approved flight manual supplement and the pilot has to be approved to conduct such operations.

This Order revokes and remakes section 29.6. This has been done as part of a scheme to review the Civil Aviation Orders, and, in particular, to ensure that they are in a position to meet the technical requirements of the *Legislative Instruments Act 2003* when it comes into effect on 1 January 2005. The remake does not involve any changes in existing law or policy in the Order. The Order is being remade solely for the purpose of ensuring compliance and consistency with the *Legislative Instruments Act 2003* when it commences on 1 January 2005. However, the opportunity has been taken to update outdated references to legislation in the Order and to introduce gender-neutral wording into the Order.

The Office of Regulation Review has stated that a Regulation Impact Statement is not necessary because the remake is of a minor or machinery of government nature.

The Order has been issued by the Director of Aviation Safety in accordance with subsection 84A (2) of the *Civil Aviation Act 1988*.

The Order came into effect on gazettal.

[Civil Aviation Amendment Order (No. R26) 2004]