



Australian Government

Civil Aviation Safety Authority

Instrument number CASA EX29/13

I, JONATHAN ALECK, Associate Director of Aviation Safety, a delegate of CASA, make this instrument under subregulation 11.160 (1) of the *Civil Aviation Safety Regulations 1998* (**CASR 1998**).

[Signed Jonathan Aleck]

Jonathan Aleck

Associate Director of Aviation Safety

22 March 2013

Exemption — solo flight training at Rockhampton Aerodrome using ultralight aeroplanes registered with Recreational Aviation Australia

1 Duration

This instrument:

- (a) commences on the day after registration; and
- (b) stops having effect at the end of January 2016 as if it had been repealed by another instrument.

2 Application

This instrument applies to each solo flight:

- (a) using an ultralight aeroplane registered with Recreational Aviation Australia Incorporated (the **RAA**), Aviation Reference Number (**ARN**) 224806, at Rockhampton Aerodrome (YBRK) (the **operation**); and
- (b) by:
 - (i) a student under the control of Peace Aviation Pty Ltd, trading as Peace Australia and Peace Aviation, ARN 760985 (the **operator**); or
 - (ii) a pilot under the control of the operator for the operation and carrying out training sequences authorised by the operator.

3 Exemption

The operator is exempt from complying with the following provisions of the *Civil Aviation Regulations 1988* when conducting the operation:

- (a) regulations 36A and 37;
- (b) Parts 4A, 4B, 4C, 4D and 5;
- (c) regulations 133, 139, 155, 157, 207, 208 and 230;
- (d) subregulation 242 (2);
- (e) regulation 252.

4 Conditions

The exemption is subject to the conditions mentioned in Schedule 1.

Schedule 1 Conditions

- 1 The aeroplane:
 - (a) may only be operated by a person, as pilot in command, who holds at least a valid student pilot certificate; and
 - (b) subject to this Schedule, must be operated in accordance with:
 - (i) the privileges and limitations of the certificate; and
 - (ii) the RAA Operations Manual; and
 - (c) must be maintained in accordance with the maintenance standards set out in the RAA Technical Manual; and
 - (d) must be fitted with at least a serviceable VHF radio capable of two-way communication with Air Traffic Control (*ATC*); and
 - (e) must not have been modified unless the design of the modification:
 - (i) is approved by CASA or a person authorised to give that approval under Subpart 21.M of CASR 1998; or
 - (ii) is otherwise taken to have been approved under CASR 1998; and
 - (f) may only be flown in daylight hours:
 - (i) in V.M.C.; or
 - (ii) under special V.F.R. as proposed by ATC; and
 - (g) must not be flown over a built-up area at a height from which it cannot glide clear of all dwellings, buildings and persons within the built-up area; and
 - (h) must not be flown in acrobatic flight; and
 - (i) may be flown inside controlled airspace only if the aeroplane:
 - (i) is fitted with an engine of a kind to which paragraph 6.1 of Civil Aviation Order (*CAO*) 101.55 applies or that CASA has approved as being suitable for use in the aircraft without any conditions; and
 - (ii) if the pilot plans to land at, or take off from, an aerodrome at which it is required to be fitted with a transponder — is fitted with a transponder suitable for use at the aerodrome; and
 - (j) may be flown inside controlled airspace only if the transponder that is fitted to the aeroplane is maintained in accordance with CASA AD/RAD/47 current at the time of this instrument.
- 2 For paragraph 1 (d), the radiotelephone equipment may only be used by a person who holds a valid flight radiotelephone operator licence or an RAA radio operator endorsement.
- 3 The person conducting the flight training must hold a valid RAA flight instructor rating issued by the RAA and at least a valid private pilot (aeroplane) licence endorsed to allow the holder to fly inside the controlled airspace.
- 4 Each pilot in command must hold at least a class 2 medical certificate.
- 5 As soon as possible after an incident or accident, the operator must report it to:
 - (a) the Australian Transport Safety Bureau; and
 - (b) the Self-Administering Sports Aviation Organisations Section, CASA; and

- (c) the RAA.
 - 6 The operator may use the RAA syllabus for instructing students, and:
 - (a) must ensure that the instructor enters the airspace certification in each student's log book; and
 - (b) must ensure that first solo flights are authorised by an instructor who holds:
 - (i) a valid senior RAA flight instructor rating; and
 - (ii) a valid private pilot (aeroplane) licence that allows the holder to fly inside the controlled airspace; and
 - (c) must use the *CASA Day (VFR) Syllabus – Aeroplanes* for elements of instruction relating to controlled airspace.
 - 7 The operator must allow CASA to carry out audits of its records and facilities to ensure that it is complying with the requirements of this exemption.
 - 8 The aeroplane must:
 - (a) be certified to the design standards mentioned in CAO 101.55; or
 - (b) meet the criteria mentioned in subregulation 21.024 (1) or 21.186 (1) of CASR 1998.
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