



Australian Government

Civil Aviation Safety Authority

Instrument number CASA 69/19

I, WARREN CRAIG MARTIN, Acting Executive Manager, Regulatory Services & Surveillance, a delegate of CASA, make this instrument under regulation 11.245 of the *Civil Aviation Safety Regulations 1998*.

[Signed C. Martin]

Craig Martin

Acting Executive Manager, Regulatory Services & Surveillance

20 September 2019

CASA 69/19 — Temporary Prohibition of Operations (Boeing 737 MAX Aircraft) Direction 2019

1 Name

This instrument is *CASA 69/19 — Temporary Prohibition of Operations (Boeing 737 MAX Aircraft) Direction 2019*.

2 Repeal

Instrument *CASA 21/19 — Temporary Prohibition of Operations (Boeing 737 MAX Aircraft) Direction 2019* is repealed.

3 Duration

This instrument:

- (a) commences on the day after it is registered; and
- (b) is repealed at the end of 6 months after the day it commences.

Note For regulation 11.250 of CASR, the direction in section 5 ceases to be in force on the day this instrument is repealed.

4 Definitions

Note In this instrument, certain terms and expressions have the same meaning as they have in the *Civil Aviation Act 1988* and the regulations. These include: *Australian territory*, *national aviation authority* and *State of registry*.

In this instrument:

base means an aerodrome or other location in or outside Australian territory.

5 Direction

- (1) A person must not operate a Boeing 737-8 or 737-9 model aircraft (the *aircraft*) in Australian territory other than for an authorised flight.

- (2) For subsection (1), ***authorised flight*** means a non-passenger carrying flight that:
- (a) is conducted by an aircraft that is approved to conduct the flight by the national aviation authority of the State of registry of the aircraft; and
 - (b) is not for a commercial purpose; and
- Note* Commercial purposes are prescribed in regulation 206 of CAR.
- (c) is to, or for the purposes of a flight to, a base for any of the following purposes:
 - (i) storage of the aircraft;
 - (ii) production flight testing of the aircraft;
 - (iii) repairs or alterations to the aircraft;
 - (iv) maintenance of the aircraft; and
 - (d) CASA considers would not be likely to have an adverse effect on the safety of air navigation; and
 - (e) is authorised in writing by CASA.

Note CASA may impose conditions on the authorisation — see regulation 11.056 of CASR.
