



# Australian Government

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## Civil Aviation Safety Authority

Instrument number CASA EX23/24

I, FIONA LOUISE MATTHEWS, Acting Manager, Legislative Drafting, Legal, International & Regulatory Affairs Division, a delegate of CASA, make this instrument under regulations 11.160, 11.205, 11.245 and subregulation 139.855(2) of the *Civil Aviation Safety Regulations 1998*.

### [Signed F. Matthews]

Fiona Matthews  
Acting Manager, Legislative Drafting  
Legal, International & Regulatory Affairs Division

16 April 2024

## CASA EX23/24 — Aerodrome Rescue and Fire Fighting Service Qualifications (Airservices Australia) Instrument 2024

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### 1 Name

This instrument is *CASA EX23/24 — Aerodrome Rescue and Fire Fighting Service Qualifications (Airservices Australia) Instrument 2024*.

### 2 Duration

This instrument:

- (a) commences on 1 June 2024; and
- (b) is repealed at the end of 31 May 2027.

*Note* For the purposes of regulation 11.250 of CASR, the direction in section 6 ceases to be in force at the end of 31 May 2027.

### 3 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: *AA*, *ARFFS provider* and *CASR*.

In this instrument:

*ARFFS* has the meaning given by subregulation 139.705(1) of CASR.

*ARFFS operation* has the meaning given by subregulation 139.705(1) of CASR.

*firefighter*, in relation to an ARFFS operation for an aerodrome, has the meaning given by subregulation 139.915(1) of CASR.

*Manual of Standards* has the meaning given by subregulation 139.705(1) of CASR.

*officer in charge*, in relation to an ARFFS operation for an aerodrome, has the meaning given by subregulation 139.915(1) of CASR.

***prescribed ARFFS training*** means:

- (a) a program of training in the specialist skills and knowledge required for ARFFS that has been approved in writing by CASA; or
- (b) the demonstration of competency in an assessment of the specialist skills and knowledge required for ARFFS that has been approved in writing by CASA.

***prescribed Diploma qualification*** means either of the following:

- (a) the Diploma of Public Safety (Firefighting Management) awarded by an Australian registered training organisation;
- (b) a qualification, equivalent to the qualification mentioned in paragraph (a) and approved in writing by CASA.

***registered training organisation*** has the meaning given by the *National Vocational Education and Training Regulator Act 2011*.

#### **4 Application**

This instrument applies to Airservices Australia, ARN 202210, in its capacity as an ARFFS provider.

#### **5 Exemptions and condition**

- (1) AA is exempt from compliance with:
  - (a) paragraph 139.773(1)(a) of CASR, to the extent that the paragraph requires AA to appoint an officer in charge who holds an AFC Advanced Diploma that meets the standards in the Manual of Standards; and
  - (b) paragraph 139.773(1)(b) of CASR, to the extent that the paragraph requires AA to appoint an officer in charge who holds an AFC Diploma that meets the standards in the Manual of Standards.
- (2) The exemptions in subsection (1) are subject to the condition mentioned in subsection (3).
- (3) Before appointing a person to be an officer in charge, AA must ensure that the person:
  - (a) holds a minimum of the prescribed Diploma qualification; and
  - (b) has successfully completed the prescribed ARFFS training.

#### **6 Direction — regulation 11.245 of CASR**

For regulation 11.245 of CASR, AA must ensure that a person who acts in the capacity of the officer in charge of an aerodrome and exercises the powers of the officer in charge at an aerodrome:

- (a) is based at the aerodrome; and
- (b) is a member of the staff of firefighters on duty to undertake the ARFFS operation at the aerodrome.

#### **7 Direction — subregulation 139.855(2) of CASR**

For subregulation 139.855(2) of CASR, AA must, within 90 days after the day this instrument commences:

- (a) review, and if necessary amend, its operations manual to ensure that it identifies the position held by the person who AA appoints from time to time, under subregulation 139.773(1) of CASR, to be the officer in charge of an aerodrome; and

- (b) if AA amends its operations manual in accordance with paragraph (a), submit the amended operations manual to CASA for approval.
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