



# Australian Government

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## Civil Aviation Safety Authority

Instrument number CASA EX35/22

I, ROBERT KENNETH WALKER, Executive Manager, Regulatory Oversight, a delegate of CASA, make this instrument under regulations 11.160 and 11.245 of the *Civil Aviation Safety Regulations 1998*.

A handwritten signature in black ink, appearing to read 'R Walker'.

Robert Walker  
Executive Manager, Regulatory Oversight

31 March 2022

### **CASA EX35/22 — Flight Engineer Ratings for L-1049 aircraft (Bruce Simpson) Instrument 2022**

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#### **1 Name**

This instrument is *CASA EX35/22 — Flight Engineer Ratings for L-1049 aircraft (Bruce Simpson) Instrument 2022*.

#### **2 Definitions**

In this instrument:

***exempted flight engineer*** means Bruce Dupair Simpson, ARN 135200.

***relevant aircraft*** means the Lockheed Aircraft Corporation L-1049 (Super Constellation) aircraft with serial number 4176, registered at the commencement of this instrument as VH-EAG, and operated by Historical Aircraft Restoration Society Inc, ARN 528729 (**HARS**).

#### **3 Exemptions**

For regulation 11.160 of CASR, the exempted flight engineer is exempt from complying with:

- (a) subregulation 61.1335 (1) of CASR, when exercising the privileges of his flight engineer licence in relation to the relevant aircraft; and
- (b) subregulation 61.1380 (1) of CASR, when exercising the privileges of his flight engineer type rating in relation to the relevant aircraft; and
- (c) subregulation 61.1410 (1) of CASR, when exercising the privileges of his flight engineer instructor rating in relation to the relevant aircraft.

#### **4 Directions**

- (1) Except as required by paragraph (2) (a), HARS must ensure that the relevant aircraft is flown only with flight crew on board.
- (2) In relation to the operation of the relevant aircraft, HARS must:
  - (a) ensure that another acceptable flight engineer is on the aircraft to perform the role of assisting the person performing the duties of flight engineer; and

- (b) except as permitted by this instrument, ensure that the exempted flight engineer is authorised to perform any flight crew duty required in respect of the flight of the aircraft; and
  - (c) be satisfied on reasonable grounds that the exempted flight engineer and the person mentioned in paragraph (a) are proficient to perform any role they perform in respect of the flight of the aircraft.
- (3) In paragraph (2) (a), ***acceptable flight engineer*** means a person who:
- (a) holds a flight engineer licence issued under the regulations; and
  - (b) holds a L1049(FE) type rating issued under the regulations; and
  - (c) has been approved in writing by CASA to perform the role mentioned in paragraph (2) (a).

## **5 Repeal**

This instrument is repealed at the end of 31 March 2023.

*Note* For regulation 11.250 of CASR, the directions in section 4 cease to be in force at the end of 31 March 2023.

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