



# Australian Government

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## Civil Aviation Safety Authority

Instrument number CASA EX109/23

I, CHRISTOPHER PAUL MONAHAN, Executive Manager, National Operations & Standards, a delegate of CASA, make this instrument under regulations 11.160 and 11.205 of the *Civil Aviation Safety Regulations 1998*.

**[Signed Chris Monahan]**

Christopher P. Monahan

Executive Manager, National Operations & Standards

10 November 2023

### **CASA EX109/23 — Flight Simulators for Training and Checking (Virgin Australia) Exemption 2023**

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#### **1 Name**

- (1) This instrument is *CASA EX109/23 — Flight Simulators for Training and Checking (Virgin Australia) Exemption 2023*.
- (2) This instrument may also be cited as instrument CASA EX109/23.

#### **2 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 *EASA* and *flight simulator*.

In this instrument:

**relevant operator** means any of the following:

- (a) Virgin Australia Airlines Pty Ltd, ARN 567591;
- (b) Virgin Australia International Airlines Pty Ltd, ARN 768593.

#### **3 Exemption**

- (1) For the purposes of regulation 11.160 of CASR, a relevant operator is exempt from compliance with subregulation 121.510(2) of CASR, to the extent that:
  - (a) training and checking undertaken by a flight crew member of the relevant operator's personnel is for a Boeing 737-8 aeroplane; and
  - (b) the training and checking is conducted in the flight simulator for the Boeing 737-8 aeroplane, located in Fiji and operated by Fiji Airways, which has the simulator serial number 115770-1729; and
  - (c) at the time the training and checking is conducted, a flight simulation training device qualification certificate issued by EASA for the flight simulator is in force and is valid; and
  - (d) a copy of the qualification certificate mentioned in paragraph (c) is included in the relevant operator's exposition.

*Note* EASA issued flight simulation training device qualification certificate FSTD No. EU-A0231 for the flight simulator mentioned in paragraph (b) on 22 June 2023. The certificate is subject to conditions mentioned in the certificate.

- (2) The exemption is subject to the conditions mentioned in section 4.

#### **4 Conditions**

For the purposes of regulation 11.205, each of the following is a condition on the exemption mentioned in section 3:

- (a) the relevant operator must have procedures in its exposition for the quality assurance of the flight simulator, to ensure:
  - (i) the EASA certification mentioned in paragraph 3(1)(c) is in force for the flight simulator and is valid at the time that a flight crew member undertakes the training and checking; and
  - (ii) that, at the time a flight crew member undertakes the training and checking, the flight simulator is suitable for the relevant operator's Part 121 operations;
- (b) if a new flight simulation training device qualification certificate is issued by EASA for the flight simulator, the relevant operator must give CASA a copy of the certificate by the end of 7 days after the relevant operator becomes aware that the certificate is issued;
- (c) if a compliance monitoring system audit is conducted of the flight simulator, the relevant operator must give a copy of the audit report to CASA by the end of 7 days after the relevant operator becomes aware that the audit report is signed.

#### **5 Repeal**

This instrument is repealed at the end of 31 October 2026.

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