



Australian Government

Civil Aviation Safety Authority

Instrument number CASA EX43/25

I, STEVEN JAMES CAMPBELL, Executive Manager, National Operations & Standards, a delegate of CASA, make this instrument under regulations 11.185, 11.205 and 11.245 of the *Civil Aviation Safety Regulations 1998*.

[Signed S. Campbell]

Steven Campbell

Executive Manager, National Operations & Standards

11 April 2025

CASA EX43/25 – Aerotech Helicopters – Operation of Restricted Category Aircraft (Disaster Relief) Exemption (No. 2) 2025

1 Name

This instrument is *CASA EX43/25 – Aerotech Helicopters – Operation of Restricted Category Aircraft (Disaster Relief) Exemption (No. 2) 2025*.

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: *aircraft flight manual instructions*, *cargo transport operation*, *flight manual* and *non-scheduled air transport operation*.

In this instrument:

Aerotech Helicopters means Aerotech Helicopters Pty Ltd, ARN 791709.

relevant aircraft means:

- (a) the Pickering Aviation UH-60A aircraft with serial number 80-23475 and registration mark VH-UHS; and
- (b) the Pickering Aviation UH-60L aircraft with serial number 88-26037 and registration mark VH-8UL.

3 Application

This instrument applies to:

- (a) Aerotech Helicopters when operating a relevant aircraft conducting a non-scheduled air transport operation that is a cargo transport operation for the purpose of disaster relief; and
- (b) the pilot in command of a relevant aircraft operated by Aerotech Helicopters when conducting a non-scheduled air transport operation that is a cargo transport operation for the purpose of disaster relief.

4 Exemptions

- (1) The pilot in command of a relevant aircraft conducting an operation for Aerotech Helicopters is exempt from compliance with subparagraph 91.145(2)(d)(ii) of CASR, to the extent that the aircraft's maintenance release only authorises the conduct of private operations or aerial work operations.
- (2) Aerotech Helicopters and the pilot in command of a relevant aircraft conducting an operation for Aerotech Helicopters are exempt from compliance with paragraphs 91.840(2)(c) and (d) of CASR.
- (3) Aerotech Helicopters and the pilot in command of a relevant aircraft conducting an operation for Aerotech Helicopters are exempt from compliance with Parts 119 and 133 of CASR.
- (4) The exemptions in this section are subject to the conditions in section 5.
- (5) The exemptions in this section cease at the end of 11 May 2025.

5 Conditions

- (1) Aerotech Helicopters must ensure that, during the flight, a relevant aircraft is operated in a way that meets a requirement or limitation that:
 - (a) is set out in the aircraft flight manual instructions for the aircraft; and
 - (b) relates to the operation of the aircraft.
- (2) Before each flight, the pilot in command must determine that the risks associated with the operation are reasonable and the anticipated benefit of the operation outweighs any risk to aviation safety.
- (3) Aerotech Helicopters must ensure that the highest level of aviation safety as is practicable in the circumstances is maintained.
- (4) Aerotech Helicopters must ensure that carriage of cargo is only conducted:
 - (a) in conjunction with a controlling agency authorised to manage the exceptional circumstance; and
 - (b) if there are no commercially available alternatives for the carriage of the cargo.

Note Aerotech Helicopters is also required to comply with paragraph 91.840(2)(e) of CASR which limits persons carried on the flight to crew members. Therefore, only crew members may be on the flight.

- (5) Aerotech Helicopters and the pilot in command must comply with the conditions and procedures contained in the Aerotech Helicopter document titled "Conditions and Procedures for Carriage of cargo in Restricted Category UH60 aircraft during emergency service operations", provided by Aerotech Helicopters to CASA as part of the application for this instrument.

6 Direction

On or before 10 June 2025, Aerotech Helicopters must give the following information to CASA about flights of each relevant aircraft by Aerotech Helicopters conducting cargo transport operations for hire or reward that rely on an exemption in section 4:

- (a) the number of flights;
- (b) the number of hours flown during the flights;
- (c) a description of the loads carried during the flights;

- (d) any safety occurrences during the flights;
- (e) any risk mitigators specifically relevant to the operations that were:
 - (i) additional to those given by Aerotech Helicopters to CASA as part of its application for this instrument; and
 - (ii) implemented by the operator during the flights.
- (2) Aerotech Helicopters must send the information mentioned in subsection (1) by email to CASA at <regservices@casa.gov.au>.

7 Repeal

This instrument is repealed at the end of 11 June 2025.

Note For regulation 11.250 of CASR, the direction in section 6 ceases to be in force at the end of 11 June 2025. However, the exemptions in section 4 cease at the end of 11 May 2025 (see subsection 4(5)).
