



Australian Government

Civil Aviation Safety Authority

Instrument number CASA EX76/23

I, DANIEL BERNARD O'HAGAN, Manager, Legislative Drafting, a delegate of CASA, make this instrument under regulations 11.160 and 11.205 of the *Civil Aviation Safety Regulations 1998*.

[Signed D.B. O'Hagan]

Danny O'Hagan
Manager, Legislative Drafting

25 July 2023

CASA EX76/23 — GNSS Lateral Separation (Airservices Australia) Exemption 2023

1 Name

This instrument is *CASA EX76/23 — GNSS Lateral Separation (Airservices Australia) Exemption 2023*.

2 Duration

This instrument:

- (a) commences on 1 August 2023; and
- (b) is repealed at the end of 31 July 2026.

3 Definitions

In this instrument:

AA means Airservices Australia, ARN 202210, in its capacity as an ATS provider under Part 172 of CASR.

AA operations manual means the Manual of Air Traffic Services as contained in the operations manual maintained by AA under regulation 172.060 of CASR.

capable aircraft means an aircraft fitted with an area navigation system that uses GNSS as the primary navigation sensor and meets the requirements of the relevant RNP specification(s) in the ICAO Performance-based Navigation (PBN) Manual (Doc 9613), Fourth Edition — 2013, Volume II, Part C.

Manual of Standards has the meaning defined in regulation 172.010 of CASR.

safety case means GNSS Lateral Separation Minima Implementation Safety Case, AA document number SAF-SC-09021, dated 11 December 2013.

4 Exemptions

- (1) AA is exempt from subregulation 172.060(1) of CASR to the extent that the Manual of Standards requires the AA operations manual to include a description of the processes and documentation used to present to staff the relevant

standards, rules and procedures relating to the lateral separation of capable aircraft that comply with Chapter 10 of the Manual of Standards and ICAO Doc. 4444.

Note ICAO Doc. 4444 is also known as ICAO PANS-ATM.

- (2) AA is exempt from subregulation 172.075(1) of CASR to the extent that the subregulation requires air traffic services to be provided in accordance with the procedures and rules regarding lateral separation standards set out in ICAO Doc. 4444.

5 Conditions

The exemptions in section 4 are subject to the condition that AA ensures that the AA operations manual:

- (a) contains a copy of this instrument; and
 - (b) incorporates the procedures for the control of lateral separation of capable aircraft navigating with GNSS mentioned in the safety case.
-