



Australian Government

Civil Aviation Safety Authority

Instrument number CASA EX89/25

I, STEVEN JAMES CAMPBELL, 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 S. Campbell]

Steven Campbell

Executive Manager, National Operations & Standards

26 September 2025

CASA EX89/25 – Requirements to Fit Certain Equipment to Rotorcraft (NSW Rural Fire Service – Sikorsky S-70A-9 Helicopter) Exemption 2025

1 Name

This instrument is *CASA EX89/25 – Requirements to Fit Certain Equipment to Rotorcraft (NSW Rural Fire Service – Sikorsky S-70A-9 Helicopter) Exemption 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 **CASR**, **experimental certificate**, **Part 91 Manual of Standards** and **pilot in command**.

In this instrument:

relevant rotorcraft means the Sikorsky Model S-70A-9 Black Hawk Helicopter MSN A25-206 with registration number VH-85E operated by the State of New South Wales represented by NSW Rural Fire Service.

3 Application

This instrument applies to the pilot in command of the relevant rotorcraft.

4 Exemptions

- (1) The pilot in command of the relevant rotorcraft is exempt from compliance with subregulation 91.810(2) of CASR but only to the extent that the flight crew intercommunications system fitted to the relevant rotorcraft is not compliant with subsection 26.02(2) of the Part 91 Manual of Standards.

Note 1 Subregulation 91.810(2) of CASR requires compliance with the obligation in subsection 26.02(2) of the Part 91 Manual of Standards that, before an Australian aircraft begins a flight, any equipment that is required to be fitted to, or carried on, an aircraft under Chapter 26 of the Manual of Standards must be compliant with the requirements of, or approved under, Part 21 of CASR.

Note 2 Section 26.40 of the Part 91 Manual of Standards requires an aircraft described in the section to be fitted with a flight crew intercommunications system which, for each flight crew member, includes a headset and microphone that are not of the hand-held type.

- (2) The pilot in command of the relevant rotorcraft is exempt from compliance with subregulation 91.810(2) of CASR to the extent that the subregulation requires compliance with each of the following provisions:
 - (a) section 26.33 of the Part 91 Manual of Standards, which requires a flight data recorder to be fitted to a rotorcraft;
 - (b) section 26.34 of the Part 91 Manual of Standards, which requires a cockpit voice recorder to be fitted to a rotorcraft.
- (3) The exemptions in this section are subject to the condition specified in section 5.

5 Condition

The pilot in command of the relevant rotorcraft must not operate the rotorcraft unless an experimental certificate issued by CASA is in force in relation to the rotorcraft.

Note 1 When this instrument was made, an experimental certificate issued by CASA on 27 August 2025 was in force in relation to the rotorcraft.

Note 2 An experimental certificate may be issued subject to conditions imposed under regulation 11.056 of CASR. It is an offence under regulation 11.077 of CASR to contravene such a condition.

Note 3 Regulation 91.875 of CASR specifies operating requirements for experimental aircraft.

6 Repeal

This instrument is repealed at the end of 31 August 2028.
