



Australian Government

Civil Aviation Safety Authority

Instrument number CASA EX32/25

I, PHILIPPA JILLIAN SPENCE, Director of Aviation Safety, on behalf of CASA, make this instrument under regulations 11.160 and 11.205 of the *Civil Aviation Safety Regulations 1998*.

[Signed P. Spence]

Pip Spence
Director of Aviation Safety

7 April 2025

CASA EX32/25 — Trial of Maintenance Certification and Release to Service by Holders of Foreign Licences (Jet Aviation Australia (QLD) AMO) Exemption 2025

1 Name

This instrument is *CASA EX32/25 — Trial of Maintenance Certification and Release to Service by Holders of Foreign Licences (Jet Aviation Australia (QLD) AMO) 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: ***approved, carrying out maintenance on an aircraft, certification authorisation, Chicago Convention, foreign licence, maintenance training organisation, national aviation authority*** and ***Part 145 organisation***.

In this instrument:

exposition has the meaning given by subregulation 145.010(1) of CASR.

foreign licensed certifying employee means a relevant person issued a certification authorisation by Jet Aviation Australia (QLD) AMO in accordance with subsection 4(1).

Jet Aviation Australia (QLD) AMO means the Part 145 organisation Jet Aviation Australia (QLD) Pty Ltd, ARN 1225424 (CASA approval certificate reference number CASA.145.0265 Revision:2).

MTO means maintenance training organisation.

Part 66 MOS means the *Part 66 Manual of Standards*.

Part 145 MOS means the *Part 145 Manual of Standards*.

procedures for authorisation means procedures:

- (a) for the issue by Jet Aviation Australia (QLD) AMO of certification authorisations to holders of foreign licences; and
- (b) that include the matters mentioned in section 4 of this instrument.

Note The procedures for authorisation are to be included by the AMO in its exposition and, as a significant change, must be approved by CASA.

relevant maintenance means maintenance that is carried out:

- (a) by a person permitted to carry out the maintenance under Part 42 of CASR; and
- (b) on a registered Australian aircraft; and
- (c) at the Jet Aviation Australia (QLD) AMO Cairns facility at Hangar 149, Tom MacDonald Drive, Cairns, Qld.

relevant person means a person who holds a foreign licence issued by:

- (a) the national aviation authority of Papua New Guinea; or
- (b) the national aviation authority of the Philippines.

significant change has the meaning given by subregulation 145.010(2) of CASR.

the AMO means Jet Aviation Australia (QLD) AMO.

3 Exemption

- (1) Jet Aviation Australia (QLD) AMO is exempt from compliance with subparagraph 145.045(a)(v) of CASR to the extent that the subparagraph requires compliance with subparagraph 145.A.30(k)1. of the Part 145 MOS in relation to a relevant person.
- (2) The exemption in subsection (1) is subject to the conditions in section 4.

4 Conditions

- (1) Subject to subsection (2), the AMO may only issue a certification authorisation to a maximum of 3 persons who hold a foreign licence, each of whom must be a relevant person, to perform maintenance certification or issue certificates for release to service for aircraft maintenance, or both, following relevant maintenance.

Note The requirements in Subpart 42.H of CASR (Maintenance certification and certificate of release to service) will apply in relation to maintenance certification and the issue of certificates of release to service by foreign licenced certifying employees as they will be certifying employees under the Part 145 MOS.

- (2) The AMO may only issue a relevant person with a certification authorisation if:
 - (a) the certification authorisation is for a period that:
 - (i) is of up to 12 months; and
 - (ii) expires on or before the end of 28 February 2027; and
 - (b) where more than 1 certification authorisation is issued to the person before the end of 28 February 2027, the total of the periods for which the certification authorisations are issued does not exceed 12 months; and
 - (c) the AMO previously arranged for a validity check of the licence held by the person and confirmed that it is a foreign licence that:
 - (i) is in force; and
 - (ii) is not under investigation; and
 - (iii) has not been cancelled or suspended; and

Note The licence must comply with Annex I, *Personnel Licensing*, to the Chicago Convention — see the definition of **foreign licence** in Part 3 of the CASR Dictionary.

- (d) the scope of the certification authorisation does not exceed that of the foreign licence held by the person; and
 - (e) the AMO is satisfied that the relevant person meets the requirements of subsection (3).
- (3) For paragraph (2)(e), the relevant person must:
- (a) be able to read, write and converse in English to a level that is sufficient to enable the person to safely perform maintenance certification and issue certificates of release to service for aircraft maintenance; and
 - (b) have undergone an initial assessment, conducted by an MTO approved to assess foreign licences issued by the foreign country that issued the person's foreign licence, of the training the person requires to be eligible for an aircraft engineer licence; and
- Note* An "aircraft engineer licence" means a licence granted under regulation 66.025 or 66.026 of CASR — see definition of **aircraft engineer licence** in Part 1 of the CASR Dictionary. The initial assessment of the training required to be eligible for such a licence would be conducted by the MTO in accordance with regulation 66.040 of CASR.
- (c) have commenced with an MTO the training required for eligibility for an aircraft engineer licence (whether or not a modular licence) with maintenance certification and certificate of release to service privileges at least equivalent to those of the intended authorisation; and
- Note* The purpose of paragraphs (b) and (c) is to ensure that the person is actively working towards an Australian aircraft engineer licence, for example, a modular licence. A modular licence can generally be gained within 12 months.
- (d) have exercised the privileges under the person's foreign licence or under a foreign rating endorsed on the licence that are relevant to the certification authorisation to be issued to the person (**relevant privileges**); and
 - (e) have, in the 2 years immediately before the day the certification authorisation would be issued:
 - (i) exercised the relevant privileges for at least 6 months; or
 - (ii) gained at least 6 months' practical experience in carrying out maintenance relevant to the certification authorisation to be issued to the person; and
 - (f) have worked under the supervision of a licenced aircraft maintenance engineer for at least 1 month, during which the person has carried out maintenance tasks within the scope of the maintenance tasks the person will carry out under their certification authorisation, and recorded the work in a logbook; and
- Note* A "licenced aircraft maintenance engineer" means a person who holds a licence granted under Part 66 of CASR — see definition of **licenced aircraft maintenance engineer** in Part 1 of the CASR Dictionary.
- (g) have:
 - (i) passed the examination for knowledge of human factors (as detailed in Module 9 in Part 3 of Appendix I to the Part 66 MOS (**Module 9**); or
 - (ii) completed training on human factors, that CASA considers equivalent to that required under Module 9, delivered by the AMO; and
- Note* For guidance regarding training on human factors that CASA considers equivalent, see pages 23 to 28 of the CASA document *Acceptable Means of Compliance (AMC) and Guidance Material (GM) CASR Part 145 Approved Maintenance Organisation Requirements*, dated April 2016, as it exists at commencement of this instrument.

- (h) have passed the examination for knowledge of aviation legislation (as detailed in Module 10 in Part 3 of Appendix 1 to the Part 66 MOS).
- Note* The AMO must also ensure that the relevant person meets the requirements that apply to the person under section 145.A.35 of the Part 145 MOS. These requirements include:
- under paragraph 145.A.35(a), that a certifying employee must have an adequate understanding of the aircraft and/or aeronautical products referred to in their certification authorisation and the AMO's procedures and exposition
 - under paragraph 145.A.35(c), that a certifying employee must have at least 6 months of relevant aircraft or aeronautical product maintenance experience in any preceding 2 year period.
- (4) The AMO must include in its exposition procedures for authorisation that include the following:
- (a) the requirements, set out in subsection 4(3), to be met by a relevant person to be issued a certification authorisation in accordance with subsection (1);
 - (b) a requirement to record the following details of each relevant person to whom the AMO intends to issue a certification authorisation, and of the foreign licence the person holds:
 - (i) the full name, date of birth and ARN of the person;
 - (ii) the number of the foreign licence;
 - (iii) the national aviation authority that issued the foreign licence;
 - (iv) the type of foreign licence;
 - (v) the privileges of, including any limitations on, the foreign licence;

Note This includes maintenance tasks authorised by the licence.
 - (c) a requirement for the AMO to have regard to the MTO's assessment report when determining if the relevant person meets the requirements that apply to the person under paragraph 145.A.35(f) of the Part 145 MOS;

Note The MTO provides this assessment report following its initial assessment (see paragraph 4(3)(b)). Under paragraph 145.A.35(f) of the Part 145 MOS, the AMO must assess all certifying employees for their competence, qualification and capability to carry out their intended certifying duties in accordance with a procedure specified in its exposition before issuing a certification authorisation.
 - (d) a requirement for the AMO to provide CASA with a copy of the foreign licence of each relevant person to whom a certification authorisation is to be issued;
 - (e) a description of how the AMO will:
 - (i) issue certification authorisations to relevant persons; and
 - (ii) manage, review and control issued certification authorisations; and
 - (iii) manage and review the duties performed by foreign licensed certifying employees;
 - (f) a description of the following:
 - (i) the proposed supervision and training arrangements it will provide for each foreign licensed certifying employee;
 - (ii) the proposed training it will provide to all other certifying employees, and affected maintenance personnel, regarding the certifying duties of foreign licensed certifying employees;

- (g) how the following matters will be decided and recorded by the AMO:
- (i) the aircraft types for which a foreign licensed certifying employee may certify maintenance and issue certificates of release to service;
 - (ii) the scope of maintenance tasks that a foreign licensed certifying employee may certify.

Note 1 Under regulation 145.045 of CASR, it is a condition of approval of a Part 145 organisation that the organisation must comply with the requirements of its exposition.

Note 2 The procedures for authorisation to be included in the AMO's exposition constitute a significant change to the organisation and accordingly require CASA's approval under regulation 145.050 of CASR. If any of the matters mentioned above are addressed in separate documents, those documents form part of the exposition and must be provided as part of the application for approval of the procedures for authorisation as a significant change.

- (5) The AMO may include in the procedures for authorisation other criteria to be met by a relevant person to be authorised by the AMO to perform maintenance certification and issue certificates for release to service.
- (6) The AMO must ensure that each certification authorisation that it issues in accordance with subsection (1) is issued to a relevant person whose details are included in the approved procedures for authorisation.
- (7) The AMO must:
 - (a) retain a copy of this instrument; and
 - (b) reference this instrument by name in the procedures for authorisation in its exposition; and
 - (c) include a copy of this instrument in the personnel records of each foreign licensed certifying employee.
- (8) The AMO must cancel any certification authorisation it has issued to a relevant person if:
 - (a) the foreign licence held by the person becomes invalid for any reason; or
 - (b) the person is no longer authorised under their foreign licence to perform any of the privileges of the certification authorisation.
- (9) The AMO must, not more than 7 days after issuing a certification authorisation in accordance with subsection (1):
 - (a) include the name and other required details of the relevant person to whom it is issued in its list of certifying employees; and
 - (b) give CASA a copy of the certification authorisation.

Note 1 Subparagraph 145.A.70(a)6. of the Part 145 MOS requires the exposition of an AMO to have a list of certifying employees. For guidance regarding the matters to be covered in the list, see sections 1.5.5 and 1.5.7 of CASA's Sample Exposition for an Approved Maintenance Organisation. As at commencement of this instrument, version 2.0 of the Sample Exposition (dated March 2025) was available at: <https://www.casa.gov.au/rules/regulatory-framework/casr/part-145-casr-continuing-airworthiness-approved-maintenance-organisations#Guidancematerial>.

Note 2 The issuing of a certification authorisation in accordance with subsection (1) is a non-significant change to a Part 145 organisation and, therefore, regulation 145.060 of CASR applies in relation to the updating of the list of certifying employees.

5 Repeal

This instrument is repealed at the end of 28 February 2027.