



Australian Government

Civil Aviation Safety Authority

Instrument number CASA 26/18

I, SHANE PATRICK CARMODY, Director of Aviation Safety, on behalf of CASA, make this instrument under regulation 11.260 of the *Civil Aviation Safety Regulations 1998*.

[Signed S. Carmody]

Shane Carmody
Director of Aviation Safety

3 April 2018

CASA 26/18 — Issue of Class 2 Medical Certificates (Designated Aviation Medical Examiners) Delegation 2018

1 Name

This instrument is *CASA 26/18 — Issue of Class 2 Medical Certificates (Designated Aviation Medical Examiners) Delegation 2018*.

2 Repeal

Instrument CASA 06/17 is repealed.

3 Delegation

- (1) I delegate, to each person who is appointed as a designated aviation medical examiner (*DAME delegate*), CASA's powers and functions under each provision of CASR mentioned in Schedule 1 (*relevant CASA powers and functions*).
- (2) In subsection (1), *designated aviation medical examiner* has the meaning as defined in the CASR Dictionary.

4 Limitations

The delegation in section 3:

- (a) is limited to the exercise of relevant CASA powers and functions in relation to Class 2 medical certificates only; and
- (b) excludes the power to refuse to issue a medical certificate.

Note The CASA Medical Records System (MRS) functions so that only CASA may make a decision to refuse the issue of a Class 2 medical certificate.

5 Conditions

The delegation under section 3 is subject to compliance with the conditions mentioned in Schedule 2.

Schedule 1 Provisions of CASR

Item	Provision of CASR	General description of relevant CASA powers and functions in light of limitation
		<i>Note</i> The information in this column is for general information only. DAME delegates must refer to the relevant provisions of CASR.
1	67.165	Directions about medical and other examinations and tests — Class 2 certificates only.
2	67.175	Receive an application for the issue of a medical certificate — Class 2 certificates only.
3	67.180	Consider the application for a medical certificate — Class 2 certificates only. Issue a medical certificate — Class 2 certificates only.
4	67.195 (but only to the extent that the second reference in subregulation 67.195 (2) to “CASA” does not include the DAME delegate)	If a DAME delegate issues a medical certificate subject to a condition that the period it is in force may only be extended by CASA, only CASA may extend it, not the DAME delegate.

Schedule 2 Conditions of delegation

- 1 The DAME delegate must at all times hold a current CASA appointment as a designated aviation medical examiner.
- 2 The DAME delegate must have successfully completed the *CASA Update and Medical Certification eLearning* module.
- 3 The DAME delegate must have studied, and be thoroughly familiar with, the provisions of CASR mentioned in Schedule 1.
- 4 The DAME delegate must have studied, and be thoroughly familiar with, Section 12 of the DAME Handbook as it exists on the date of this instrument (the **Handbook**), and with the *DAME Clinical Practice Guidelines* (the **Guidelines**) mentioned in Section 12 as the Guidelines exist on the date of this instrument.
Note 1 This is the web link to the Handbook:
<http://services.casa.gov.au/avmed/dames/handbook/default.asp>.
Note 2 This is the web link to the Guidelines mentioned in Section 12 of the Handbook:
<http://services.casa.gov.au/avmed/guidelines/guidelines.asp>.
- 5 In exercising any relevant CASA powers and functions, the DAME delegate must comply with all requirements, procedures and guidelines mentioned in Section 12 of the Handbook and, to remove doubt, comply with subsection 12.5.1 of the Handbook concerning the Guidelines.
- 6 The DAME delegate must use the CASA On-Line Medical Records System in relation to issuing a Class 2 medical certificate.
- 7 The DAME delegate must notify CASA in writing:
 - (a) as soon as possible after any change in the identification information mentioned in the DAME’s application form; and

- (b) immediately after any change in the person's continuing personal indemnity insurance mentioned in clause 8.

Note The delegation ceases to be operative if a change to the continuing personal indemnity insurance results in clause 8 not being complied with.

- 8 The DAME delegate must have and maintain personal indemnity insurance of at least \$20 million per occurrence and in the aggregate, inclusive of legal costs, for the doing of any act, or the omission to do any act, under this instrument of delegation in the capacity of a DAME delegate.

Note CASA does not indemnify the DAME delegate with respect to any of the delegate's acts or omissions as a DAME delegate.

- 9 On CASA's written request, the DAME delegate must provide CASA with confirmation from the relevant insurance provider that he or she continues to hold the personal indemnity insurance mentioned in clause 8.
 - 10 On CASA's written request, the DAME delegate must, as soon as practicable, provide CASA with any medical information about an applicant for a Class 2 medical certificate that the DAME acquires in the course of exercising relevant CASA powers and functions as a DAME delegate under this instrument.
 - 11 To remove doubt, it is a condition of the delegation that the DAME delegate is deemed to have authorised CASA to append the DAME delegate's electronic signature to a Class 2 medical certificate for an applicant:
 - (a) for whom the DAME delegate intends to issue the Class 2 medical certificate; and
 - (b) about whom the DAME delegate communicates this intention to CASA through the CASA On-Line Medical Records System for issuing Class 2 medical certificates.
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