



Australian Government

Civil Aviation Safety Authority

Instrument number CASA EX48/21

I, WARREN CRAIG MARTIN, Executive Manager, Regulatory Oversight, a delegate of CASA, make this instrument under regulations 11.160 and 11.205 of the *Civil Aviation Safety Regulations 1998*.

[Signed C. Martin]

Craig Martin
Executive Manager, Regulatory Oversight

10 August 2021

CASA EX48/21 — Minor Scheduled Line Maintenance at Temporary Locations (Cobham Engineering) Exemption 2021

1 Name

This instrument is *CASA EX48/21 — Minor Scheduled Line Maintenance at Temporary Locations (Cobham Engineering) Exemption 2021*.

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 **Part 145 organisation**.

In this instrument:

Cobham Engineering means Cobham Aviation Services Australia Engineering Pty Ltd, ARN 773289, an approved Part 145 organisation (CASA approval certificate reference number 1-X516J).

Cobham's exposition means Cobham Engineering's exposition, Issue 4, Revision 00, dated 31 May 2021, as it exists at the time this instrument commences.

minor scheduled line maintenance means scheduled line maintenance involving:

- (a) daily inspections, termination inspections or any other inspections required for a certificate of release to service; or
- (b) any other checklist-based routine maintenance or servicing tasks.

occasional flight: see section 3.

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

NJE means the operator known as National Jet Express Pty Ltd, ARN 580965.

NJE aircraft means the following aircraft operated by NJE:

- (a) AVRO 146 RJ85;
- (b) AVRO 146 RJ100;
- (c) BAe 146-100;

- (d) BAe 146-200;
- (e) BAe 146-300;
- (f) DHC-8-400 Series;
- (g) Embraer E-190.

temporary location means a location other than a location specified in Cobham's exposition in accordance with paragraph 145.A.75 (c) of the Part 145 MOS as a line maintenance facility.

3 Meaning of occasional flight

- (1) For the purposes of this instrument, a flight conducted in an NJE aircraft that uses a temporary location as an intermediate stop for performing minor scheduled line maintenance is an **occasional flight** by NJE in relation to the location if the line maintenance occurs in the course of:
 - (a) a charter flight; or
 - (b) any other ad hoc flight, including a ferry flight, being a flight for the purpose of undertaking maintenance or relocation without carrying passengers or cargo.
- (2) However, a flight conducted in an NJE aircraft is not an occasional flight by NJE in respect of a temporary location if:
 - (a) NJE has used the location as an intermediate stop for performing minor scheduled line maintenance on any of its aircraft on a total of more than 12 occasions during a period of 12 months; or
 - (b) the flight is conducted on a fixed schedule or fixed route.

4 Application

This instrument applies in relation to Cobham Engineering if it carries out minor scheduled line maintenance at a temporary location on an NJE aircraft during an intermediate stop by the aircraft at the location in the course of an occasional flight by NJE.

5 Exemptions

- (1) Cobham Engineering is exempt from compliance with subparagraph 145.045 (a) (v) and paragraphs 145.070 (1) (a) and (e) of CASR to the extent that the provisions (when taken together with section 145.A.75 of the Part 145 MOS and Cobham's exposition) prevent Cobham Engineering from carrying out minor scheduled line maintenance on an NJE aircraft during an intermediate stop at a temporary location in the course of an occasional flight by NJE.
- (2) Cobham Engineering is exempt from compliance with subparagraph 145.045 (a) (v) of CASR to the extent that the provision (when taken together with paragraph 145.A.25 (b) of the Part 145 MOS) prevents Cobham Engineering from providing office accommodation in the form of an aircraft interior for use by the relevant certifying engineer for the management of the line maintenance mentioned in subsection (1).

6 Conditions

- (1) The exemptions in section 5 are subject to the following conditions:
 - (a) Cobham Engineering must ensure that the facilities used for minor scheduled line maintenance under this instrument are of a suitable standard;

- (b) Cobham Engineering must ensure that aircraft interiors used as office accommodation under this instrument are of a suitable standard;
- (c) Cobham Engineering must, within 7 days after it has completed minor scheduled line maintenance on an NJE aircraft under this instrument, notify CASA of that fact;
- (d) Cobham Engineering must, within 7 days of the commencement of this instrument, apply to CASA for approval of a proposed change to Cobham's exposition that details a proposed change to its procedures as a result of the making of this instrument.

Note A change to a Part 145 organisation's procedures constitutes a **significant change** within the meaning given by subregulation 145.010 (2) of CASR and accordingly application must be made in accordance with regulation 145.050 of CASR.

- (2) For the purposes of subsection (1) (but without limitation), a space or facility used in connection with minor scheduled line maintenance will be taken to be of a suitable standard if:
 - (a) it is supplied with the necessary internet or other network communication connectivity, IT systems and equipment, mobile tool kits, accommodation facilities and any other facilities, equipment or things to enable the relevant certifying engineer and any other personnel involved to perform their duties satisfactorily; and
 - (b) in addition, in the case of an aircraft interior used as office accommodation, the space:
 - (i) is sufficiently protected from adverse weather or climatic conditions and undue noise levels (if necessary by soundproofing and noise abatement measures); and
 - (ii) has adequate lighting and sufficiently comfortable seating; to enable the relevant certifying engineer and any other personnel involved to satisfactorily complete any management-related tasks, including certification and administration.

7 Repeal

This instrument is repealed at the end of 31 July 2024.
