



Australian Government

Civil Aviation Safety Authority

Instrument number CASA EX118/23

I, JOSEPH ANTHONY RULE, Acting Executive Manager, National Operations & Standards, a delegate of CASA, make this instrument under regulation 11.160 of the *Civil Aviation Safety Regulations 1998*.

[Signed J. Rule]

Joe Rule

Acting Executive Manager, National Operations & Standards

14 December 2023

CASA EX118/23 — Participation in Land and Hold Short Operations (Express Freighters) Exemption 2023

1 Name

This instrument is *CASA EX118/23 — Participation in Land and Hold Short Operations (Express Freighters) Exemption 2023*.

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: *aeroplane*, *AOC*, *ARN*, *ATS provider*, *Part 91 Manual of Standards* and *specified aircraft performance category*.

In this instrument:

AA means Airservices Australia, ARN 202210, in its capacity as an ATS provider.

Express Freighters means Express Freighters Australia Pty Limited, ARN 503021.

LAHSO means land and hold short operations by an aircraft — see subsection 10.13.5 of the Part 172 MOS.

Part 172 MOS means the document called “Manual of Standards (MOS) – Part 172”, issued by CASA under regulation 172.022 of CASR, as in force from time to time.

relevant aircraft means any of the following aircraft:

- (a) a Boeing 767-300F aeroplane that:
 - (i) has the ICAO aircraft type designator B763; and
 - (ii) is permitted to be operated by Express Freighters under its AOC; and
 - (iii) is operated by Express Freighters;
- (b) an Airbus A321-P2F aeroplane that:
 - (i) has the ICAO aircraft type designator A321; and

- (ii) is permitted to be operated by Express Freighters under its AOC; and
- (iii) is operated by Express Freighters.

3 Exemption

AA is exempt from compliance with paragraph 172.065(1)(a) of CASR, to the extent that the paragraph requires AA to comply with the standards, mentioned in subsections 10.13.5.3 and 10.13.5.4 of the Part 172 MOS, that prohibit LAHSO using a relevant aircraft.

Note 1 Paragraphs 10.13.5.2(a) and (b) of the Part 172 MOS distinguish between when an aircraft participating in LAHSO is classified as either active or passive. Paragraph 10.13.5.3(a) of the Part 172 MOS provides that active participation in LAHSO is available only to pilots of Australian registered aircraft of performance category A, B or C if the circumstances mentioned in that paragraph exist. Paragraph 10.13.5.4(a) of the Part 172 MOS provides that passive participation in LAHSO is available to pilots of “Australian civil or military aircraft of performance categories A, B and C at pilot discretion”. The relevant aircraft are Australian registered aircraft of performance category D.

Note 2 For criteria related to the performance categories mentioned in Note 1, see section 2.02 “Specified aircraft performance category” and section 14.09 “Instrument approach operational requirements” of the Part 91 Manual of Standards.

4 Repeal

This instrument is repealed at the end of 31 October 2026.
