I, WARREN CRAIG MARTIN, Executive Manager, Regulatory Services & Surveillance, a delegate of CASA, make this instrument under regulation 11.160 of the Civil Aviation Safety Regulations 1998.

[Signed C. Martin]
Craig Martin
Executive Manager
Regulatory Services & Surveillance

22 June 2020

CASA EX89/20 — Pilot Type Rating for Bell 214ST Helicopter (McDermott Aviation) Exemption 2020 (No. 2)

1 Name
This instrument is CASA EX89/20 — Pilot Type Rating for Bell 214ST Helicopter (McDermott Aviation) Exemption 2020 (No. 2).

2 Definitions
In this instrument:
flight test has the meaning given by regulation 61.010 of CASR.
listed pilot means a pilot who is employed by McDermott Aviation and is either:
(a) Robert Alexander McKenzie, ARN 170050; or
(b) Jason White, ARN 505492.
McDermott Aviation means McDermott Aviation Pty Ltd, ARN 433115.
rating has the meaning given by regulation 61.010 of CASR.

3 Flight training and flight test requirements — pilots
(1) This section applies in relation to a pilot type rating for a Bell 214ST helicopter.
(2) An applicant for the rating who is a listed pilot is exempt from compliance with the following provisions of CASR:
(a) paragraphs 61.195 (2) (b) to (e);
(b) paragraph 61.235 (4) (a);
(c) paragraphs 61.810 (3) (a) and (b);
(d) subregulation 61.810 (4).
(3) The applicant is exempt from compliance with paragraph 61.810 (3) (c) of CASR to the extent that:
(a) an aircraft that is used to conduct the flight test for the rating for the pilot is not a registered aircraft; and
(b) the aircraft is a Bell 214ST helicopter that is registered in the United States of America; and

(c) the flight test is conducted in Australian territory.

Note A registered aircraft is an aircraft that is registered under Part 47 of CASR: see the definition in the Dictionary to CASR. It does not include a foreign registered aircraft.

4 Flight test and grant of rating

(1) This section applies in relation to the conduct of a flight test for a listed pilot who is an applicant for a pilot type rating for a Bell 214ST helicopter.

(2) John Andrew McDermott, ARN 139814, in his capacity as the holder of an approval under regulation 61.040 of CASR to conduct a flight test for the rating under regulation 61.245 of CASR (the approval holder), is exempt from compliance with paragraph 61.245 (3) (a) of CASR.

(3) The approval holder is exempt from compliance with paragraph 61.245 (1) (a) of CASR to the extent that:

(a) the flight test for the rating is to be conducted in Australian territory in an aircraft that is not a registered aircraft; and

(b) the aircraft is a Bell 214ST helicopter that is registered in the United States of America.

(4) The approval holder is exempt from compliance with paragraph 61.165 (c) of CASR to the extent that the paragraph requires the pilot to meet the requirements for the grant of the rating that are the subject of an exemption under section 3 for the pilot.

(5) If the approval holder grants the rating to the pilot, the approval holder is exempt from compliance with paragraph 61.180 (1) (b) of CASR to the extent set out in subsection (6).

(6) For subsection (5), the exemption is to the extent that a notice that the approval holder gives to CASA under paragraph 61.180 (1) (b) of CASR, in relation to the grant of the rating, does not state that the pilot meets the requirements for the grant of the rating that are the subject of an exemption under section 3 for the pilot.

5 Flight test in foreign registered aircraft

The approval holder mentioned in subsection 4 (2) and a listed pilot are exempt from compliance with regulation 61.007 of CASR to the extent that:

(a) a flight is conducted in an aircraft that is not a registered aircraft; and

(b) the flight is for the purpose of a flight test the approval holder conducts under subregulation 61.245 (3) of CASR for the listed pilot in relation to the pilot’s application for a type rating covering the Bell 214ST helicopter; and

(c) the aircraft is a Bell 214ST helicopter that is registered in the United States of America; and

(d) the flight test is conducted in Australian territory.

6 Repeal

This instrument is repealed at the end of 31 October 2020.