Instrument number CASA EX139/19


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CASA EX139/19 — Conducting Foreign Helicopter Operations (Alamah) Instrument 2019

1 Name
This instrument is CASA EX139/19 — Conducting Foreign Helicopter Operations (Alamah) Instrument 2019.

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: aircraft, FAA, helicopter, operating crew, overseas medical certificate and pilot in command.

In this instrument:
Alamah means Alamah Pty Ltd, ARN 816822, to which the business name “Timberline Australia” is registered.

chief pilot means the person appointed to perform the duties of chief pilot for Alamah.

foreign helicopter operation means an operation conducted by Alamah, using a relevant foreign helicopter crewed by employees of Timberline Helicopters, that involves:
(a) a sling load operation; or
(b) dropping food or providing fodder relief; or
(c) a firefighting operation under the direction of an emergency control authority; or
(d) training for an operation of the kind mentioned in paragraph (c);
(e) repositioning the helicopter for the purpose of:
   (i) the helicopter conducting, or being available for, an operation mentioned in paragraph (a), (b), (c) or (d); or
   (ii) maintenance being performed on the helicopter.
relevant foreign helicopter means any of the following:

(a) a Sikorsky UH-60A model helicopter with the serial number 79-23274, registered by the FAA on the day this instrument commences as N274TH;
(b) a Sikorsky UH-60A model helicopter with the serial number 80-23434, registered by the FAA on the day this instrument commences as N434TH;
(c) a Sikorsky UH-60A model helicopter with the serial number 81-23563, registered by the FAA on the day this instrument commences as N563DJ;
(d) a Sikorsky UH-60A model helicopter with the serial number 81-23620, registered by the FAA on the day this instrument commences as N620TJ.

sling load operation means an operation involving the pick-up, carriage and release of objects suspended from external sling load attachments to a helicopter.

support employee means an Alamah employee appointed by the chief pilot to support a foreign helicopter operation.

technical data has the meaning given by regulation 21.008 of CASR.

Timberline Helicopters means Timberline Helicopters Inc of Sandpoint, Idaho, United States of America.

3 Exemption

(1) Alamah is exempt from compliance with regulation 217 of CAR in relation to the conduct of a foreign helicopter operation.

(2) The exemption is subject to the conditions in sections 4 and 5.

4 Conditions — operating crew requirements

(1) Alamah must not commence a foreign helicopter operation unless the chief pilot:

(a) has verified that each member of the operating crew of a relevant foreign helicopter engaged in the operation:
   (i) meets the requirements for crew members mentioned in subsection (3); and
   (ii) has been given a copy of this instrument; and
(b) has sighted, and verified, the currency of the following documents for each member of the operating crew:
   (i) FAA licence;
   (ii) endorsements and ratings for the helicopter that are required for the operation;
   (iii) overseas medical certificate;
   (iv) annual proficiency check on the helicopter.

(2) Alamah must not permit a person to be a member of the operating crew of a relevant foreign helicopter for a foreign helicopter operation unless a CASA Certificate Team Manager or CASA Flying Operations Inspector:

(a) has sighted the documents mentioned in paragraph (1) (b) for the person; and
(b) has verified, and documented, the currency of the documents for the period covering the operation.

(3) Alamah must not permit a person to be a member of the operating crew of a relevant foreign helicopter for a foreign helicopter operation unless the person:

(a) holds the FAA authorisations, and meets the minimum experience requirements, that would be required for an operating crew member of the helicopter if the operation were conducted by Timberline Helicopters in the United States of America; and
(b) has undergone additional training (if any) that would be required to permit the person to perform an operating crew member’s duties on the helicopter for an operation of that kind conducted in the United States of America; and

(c) has satisfied FAA annual proficiency check requirements that would be required to be met for the person to perform an operating crew member’s duties on the helicopter for an operation of that kind conducted in the United States of America; and

(d) for a foreign helicopter operation mentioned in paragraph (c) of the definition of foreign helicopter operation — has been briefed on command, communications, operational requirements and other matters relevant to operating in coordination with the emergency control authority responsible for the firefighting; and

(e) has been briefed on the operation, including details that are specific to Australian conditions and the particular local circumstances of the operation; and

(f) is familiar with the person’s obligations under the Civil Aviation Act 1988 in relation to the operation.

Note Those obligations include the requirements under CAR and CASR. The pilot in command of an aircraft has particular obligations in relation to the safety of the aircraft and its occupants under regulation 224 of CAR.

(4) Alamah must ensure that, for the duration of a foreign helicopter operation mentioned in paragraph (a) of the definition of foreign helicopter operation, a support employee is contactable by the crew of the relevant foreign helicopter, engaged in the operation, to provide ground-based support for the operation in the interests of safety.

5 Conditions — Alamah operations manual

(1) Alamah must ensure that a foreign helicopter operation is conducted in accordance with its operations manual, as the manual exists at the time this instrument commences.

(2) Alamah must give at least 14 days’ prior written notice of any proposed amendment of its operations manual that affects the conduct of a foreign helicopter operation.

Note In accordance with section 46AA of the Acts Interpretation Act 1901, this instrument incorporates the requirements of the Alamah operations manual only as the manual exists at the time this instrument commences. CASA will consider a request to reissue this instrument to incorporate an amended version of the manual.

6 Direction — Alamah operations manual

For subregulation 215 (3) of CAR, Alamah is directed to ensure that its operations manual includes a flight check system, for a relevant foreign helicopter, that has been assessed for consistency with the technical data for the design of the helicopter.

7 Repeal

This instrument is repealed at the end of 30 June 2020.