



Australian Government
Civil Aviation Safety Authority

Instrument number CASA EX26/19

I, CHRISTOPHER PAUL MONAHAN, Executive Manager, National Operations & Standards, a delegate of CASA, make this instrument under regulations 11.160 and 11.205 of the *Civil Aviation Safety Regulations 1998*.

[Signed Christopher P. Monahan]

Christopher P. Monahan
 Executive Manager, National Operations & Standards

22 February 2019

CASA EX26/18 — Control Tower Visibility Requirements (Avalon Aerodrome) Exemption 2019

1 Name

This instrument is *CASA EX26/18 — Control Tower Visibility Requirements (Avalon Aerodrome) Exemption 2019*.

2 Definitions

Note In this instrument, certain terms and expressions have the same meaning as they have in the Act and the Regulations. These include: *air traffic control*, *air traffic control function*, *ATS provider*, *medical certificate*.

In this instrument:

AA means Airservices Australia, ARN 202210, in its capacity as the ATS provider at Avalon aerodrome.

aerodrome control rating has the same meaning as in regulation 65.075 of CASR.

Airshow means the 2019 Australian International Airshow at Avalon.

air traffic service has the meaning as defined in regulation 172.010 of CASR.

Avalon aerodrome means Avalon aerodrome, certificate number 1-6BN8.

ATC means a person who:

- (a) is employed and authorised by AA to provide an air traffic control function; and
- (b) holds a current aerodrome control rating and a Class 3 medical certificate.

3 Exemption

- (1) AA is exempt from compliance with subregulation 172.095 (4) of CASR to the extent that the subregulation, read with paragraph 3.1.2.2 (b) of the Manual of Standards (MOS) – Part 172, prohibits AA from lawfully providing an air traffic service from the Avalon control tower due to the partial obstruction of the view of runway 18/36 by marquee structures installed for the Airshow.
- (2) The exemption is subject to the conditions stated in section 4.

4 Conditions

AA must not provide an air traffic service at Avalon aerodrome involving runway 18/36 unless:

- (a) AA has an ATC on duty who maintains visual surveillance of all areas of the runway obstructed by marquee structures during aircraft operations on the runway; and
- (b) before 4 March 2019, the ATC is on duty in the “Flying Operations Centre” provided for the Airshow; and
- (c) the ATC:
 - (i) is in direct contact with the Avalon control tower; and
 - (ii) complies with the AA’s Temporary Local Instruction (TLI) 19_0036 “Relay of Runway status Avalon Tower”, as the instruction exists on the day this instrument is signed, and
 - (iii) does not undertake any other activities while on duty for the purpose mentioned in paragraph (a).
- (d) air traffic control provided from the Avalon control tower has operational control authority for Avalon aerodrome.

Note 1 Communications between the ATC and the Avalon control tower must be effected in accordance with Part 171 of CASR.

Note 2 Subparagraph (c) (ii) has legal effect to require compliance with the TLI despite the end of the validity period for the TLI.

5 Repeal

This instrument is repealed at the earlier of:

- (a) the end of the day that the obstruction of runway 18/36 is removed by the total or partial dismantling of the marquee structures; or
 - (b) 16:00 local time on 20 April 2019.
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