Instrument number CASA EX141/19

I, SHANE PATRICK CARMODY, Director of Aviation Safety, on behalf of CASA, make this instrument under regulation 11.160 of the Civil Aviation Safety Regulations 1998 and subclause 11.2 in Appendix 1 of Civil Aviation Order 82.6 (Night vision imaging system — helicopters) 2007.

[Signed S. Carmody]
Shane Carmody
Director of Aviation Safety

15 December 2019

CASA EX141/19 – Microflite Pty Ltd – Exemption and Approval Instrument 2019

1 Name
This instrument is CASA EX141/19 – Microflite Pty Ltd – Exemption and Approval Instrument 2019.

2 Duration
This instrument:
(a) commences on signature; and
(b) is repealed at the end of the day that is the third anniversary of that commencement.

3 Definitions
In this instrument:
CASR means the Civil Aviation Safety Regulations 1998.
current NPC means a valid night vision imaging system proficiency check in accordance with the requirements of subregulation 61.1015 (2) of CASR.
helicopter means an Airbus H135 P3.
HLS-NVG Basic means a helicopter landing site (HLS) that:
(a) does not conform to the guidelines contained in CAAP 92-2 (1) for HLS-NVIS standard night operations; and
(b) is unlit and unprepared.
holder means Richard James Williams, ARN 580673, the holder of an NVIS rating who is employed by the operator.
NVIS means night vision imaging system.
operator means Microflite Pty Ltd, ARN 403503.
safety pilot means a person who holds:
(a) an NVIS rating; and
(b) a current NPC; and
(c) an EC 135 type rating.

4 Application
(1) The exemption in section 5 applies to the holder.
(2) The approvals in section 6 apply to the holder and the operator.

5 Exemption
The holder is exempted from the requirements of subregulation 61.1000 (1) of CASR.

6 Approvals
(1) The holder is approved to use NVIS for the first time in the helicopter without, during the preceding 4 weeks, having had an NVIS proficiency check in the helicopter type conducted by an NVIS checking pilot of the operator’s TCO or a Part 142 operator.
(2) To avoid doubt, the approval in subsection (1) also applies to the operator with respect to the holder operating the aircraft.

7 Conditions
The exemption in section 5, and the approvals in section 6, are each subject to the condition that the holder’s first flight that uses NVIS in the helicopter must be:
(a) conducted in the presence of a safety pilot; and
(b) of sufficient duration and variety to ensure that the holder demonstrates competence in:
   (i) general handling of the helicopter; and
   (ii) NVIS flight in the helicopter; and
   (iii) landing the helicopter on an HLS-NVG Basic.