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3 September 2018

CASA EX107/18 – Flight Procedure Design (Overlapping Terminal Instrument Procedures at Christmas Creek and Fortescue Dave Forrest – Airservices Australia) Exemption 2018

1 Name
This instrument is CASA EX107/18 – Flight Procedure Design (Overlapping Terminal Instrument Procedures at Christmas Creek and Fortescue Dave Forrest – Airservices Australia) Exemption 2018.

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: AA and terminal instrument flight procedure.

In this instrument:
certified designer has the same meaning as in regulation 173.010 of CASR.

chief designer, for AA, means the person appointed as chief designer for AA under Division 173.B.3 of CASR.

Christmas Creek procedure means a TIFP published as:
(a) Christmas Creek (YCHK) RNAV-Z (GNSS) RWY 09; or
(b) Christmas Creek (YCHK) RNAV-Z (GNSS) RWY 27.

design work, in relation to a TIFP, has the same meaning as in regulation 173.010 of CASR.

Fortescue Dave Forrest procedure means a TIFP published as:
(a) Fortescue Dave Forrest (YFDF) RNAV-Z (GNSS) RWY 12; or
(b) Fortescue Dave Forrest (YFDF) RNAV-Z (GNSS) RWY 30.

Manual of Standards has the same meaning as in regulation 173.010 of CASR.

overlapping procedures standards means the standards mentioned in paragraph 8.1.1.3 of the Manual of Standards.

TIFP means terminal instrument flight procedure.
3 Application
This instrument applies in relation to AA, ARN 202210, in its capacity as the
certified designer responsible for the design of a Fortescue Dave Forrest
procedure.

4 Exemptions — AA
(1) AA is exempt from compliance with paragraph 173.085 (1) (b) of CASR to the
extent that a Fortescue Dave Forrest procedure does not comply with the
overlapping procedures standards due to the design and publication of a
Christmas Creek procedure.

(2) AA is exempt from compliance with subregulation 173.100 (1) of CASR to the
extent that the subregulation requires AA to ensure that the certificate by AA’s
chief designer for a Fortescue Dave Forrest procedure is to the effect that the
procedure is designed and validated in accordance with the overlapping
procedures standards.

(3) The exemptions are subject to the conditions mentioned in section 6.

5 Exemption — chief designer
The chief designer is exempt from compliance with paragraph 173.180 (d) of
CASR to the extent that the subregulation requires that the chief designer is
responsible to AA for issuing a certificate to the effect that a Fortescue Dave
Forrest procedure is designed and validated in accordance with the overlapping
procedures standards.

6 Conditions
(1) AA must ensure that design work in relation to a Fortescue Dave Forrest
procedure is carried out so that the design:

(a) is clearly marked with the phrases “Caution: procedure is overlaid by
procedures at YCHK. Aircraft separation is not assured”; and

(b) includes operational notes that ensure aircraft separation.

(2) AA must comply with any written directions given by CASA for the purpose of
ensuring compliance with this instrument.

(3) AA must not transfer responsibility for maintaining a Fortescue Dave Forrest
procedure except with CASA’s prior written approval.

7 Repeal
This instrument is repealed at the end of 31 July 2021.