I, PETER MICHAEL WHITE, Executive Manager, Regulatory Services & Surveillance, a delegate of CASA, make this instrument under paragraphs 150 (2) (a) and 157 (4) (b) of the Civil Aviation Regulations 1988 and regulations 11.056, 11.160, 11.205 and 11.245 of the Civil Aviation Safety Regulations 1998.

[Signed P. White]
Peter White
Executive Manager, Regulatory Services & Surveillance
30 August 2018

CASA EX115/18 — Helicopter Search and Rescue and Related Training Operations (Bristow Helicopters) Instrument 2018

1 Name
This instrument is CASA EX115/18 — Helicopter Search and Rescue and Related Training Operations (Bristow Helicopters) Instrument 2018.

2 Duration
This instrument:
(a) commences on 1 September 2018; and
(b) is repealed at the end of 31 August 2021.

3 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, including: AOC, operations manual and pilot in command.

Bristow Helicopters means Bristow Helicopters Australia Pty Ltd, ARN 200267.
relevant aircraft means a Sikorsky S92 helicopter operated by Bristow Helicopters under an AOC.
SAR operations means search and rescue operations in which a relevant aircraft is used.
SAR training means training for SAR operations conducted using a relevant aircraft.

4 Application
This instrument applies in relation to Bristow Helicopters.
5 Exemptions

(1) The pilot in command of a relevant aircraft being used in SAR operations, or for SAR training, is exempt from compliance with the following provisions of CAR:
   (a) subregulation 175 (2);
   (b) subregulation 178 (1);
   (c) subregulation 178 (2).

(2) The exemption is subject to the condition mentioned in section 8.

6 Direction

For subparagraph 150 (2) (a) of CAR:
   (a) a package, article or other substance may be dropped from a relevant aircraft being used for SAR operations or SAR training; and
   (b) the dropping of a package, article or other substance under paragraph (a) must be conducted so as to avoid damage to persons or property on the ground.

Note Subparagraph 150 (2) (a) (v) of CAR permits the dropping of articles for SAR operations.

7 Permission

(1) For paragraph 157 (4) (b) of CAR, the pilot in command of a relevant aircraft being used for SAR training is permitted to operate the aircraft at a height lower than 500 feet.

Note 1 Paragraph 157 (4) (f) of CAR permits low flying for SAR operations.

Note 2 Paragraph 3.1 of Civil Aviation Order 29.11 permits winching and rappelling operations in accordance with the conditions prescribed in that Order. For the purposes of paragraph 151 (3) (a) of CAR, this permission includes the picking up of persons or objects.

(2) The permission is subject to the condition mentioned in section 8.

8 Condition

For regulations 11.056 and 11.205 of CASR, the exemption and civil aviation authorisations mentioned in sections 5 and 7 are subject to the condition that the pilot in command must ensure that Bristow Helicopters has given written confirmation that:

   (a) CASA has approved any change relating to the SAR operations or SAR training made to the Bristow Helicopters operations manual from the day this instrument is signed; and
   (b) it has complied with any lawful CASA direction relating to the conduct of the SAR operation or the SAR training.

9 Directions

(1) For regulation 11.245 of CASR, Bristow Helicopters must ensure that:
   (a) its personnel comply with their obligations under subregulation 215 (9) of CAR in relation to SAR operations and SAR training; and
   (b) SAR operations and SAR training are conducted in accordance with the Bristow Helicopters operations manual suite, as the manual suite exists immediately before the day this instrument is signed.

Note Subregulation 215 (9) requires personnel of an operator to comply with instructions in the operator’s operations manual.
(2) For regulation 11.245 of CASR, Bristow Helicopters must not, without CASA’s prior written approval, amend any part of the Bristow Helicopters operations manual that is relevant to the conduct of SAR operations or SAR training.

*Note 1* In accordance with section 46AA of the *Acts Interpretation Act 1901*, this instrument applies the terms of the Bristow Helicopters operations manual suite as it exists immediately before the day this instrument is signed. CASA will consider the reissue of this instrument to apply any amended version of the operations manual suite.

*Note 2* For regulation 11.250 of CASR, this direction ceases to be in force on the day that this instrument is repealed.