



Annex B

Proposed Manual of Standards Part 139 Amendment Instrument (No. x) 2013



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Australian Government

Civil Aviation Safety Authority

I, JOHN FRANCIS McCORMICK, Director of Aviation Safety, on behalf of CASA, make this instrument under paragraph 9 (1) (c) of the *Civil Aviation Act 1988* and regulation 139.015 of the *Civil Aviation Safety Regulations 1998*.

John F. McCormick
Director of Aviation Safety

February 2013

Manual of Standards Part 139 Amendment Instrument (No. x) 2013

1 Name of instrument

This instrument is the *Manual of Standards Part 139 Amendment Instrument (No. x) 2013*.

2 Commencement

This instrument commences on the day after registration.

3 Amendment of the Manual of Standards Part 139

Schedule 1 amends the Manual of Standards (MOS) Part 139 — Aerodromes.

Schedule 1 Amendments

[1] After Paragraph 11.1.4.3

insert

- 11.1.4.4 Paragraphs 11.1.6 to 11.1.15.3 in this Section set out the standards for siting requirements, including the clearance areas and the dimensions of restricted areas for Communication, Navigation and Surveillance (CNS) facilities used for aircraft guidance and air traffic control. They take the form of specified siting requirements and the dimensions of restricted areas around the sites to ensure that radio transmissions are not unacceptably affected by other aerodrome infrastructure, buildings, hangars, vehicles, personnel or other obstacle.
- 11.1.4.5 The standards for the CNS facilities are generic in that they are based on known areas for acceptable operation at all locations under normal conditions. However, it is known by the Part 171 provider of the CNS facilities that, depending on the location and the type of the facility and the proposed airport development, the dimensions of some of the restricted areas may be infringed without leading to unacceptable technical or operational affect to the functional performance of the facility.
- 11.1.4.6 An aerodrome operator may proceed with a proposed aerodrome development which infringes any of the standards for CNS facilities set out in paragraphs 11.1.6 to 11.1.15.3 inclusive without referral to, or the issue of an exemption by, CASA if the operator has the written agreement of the Part 171 provider of aeronautical telecommunication and radionavigation services for the aerodrome to the proposed aerodrome development. The aerodrome operator must retain the written agreement of the Part 171 service provider in keeping with statutory requirements for record retention and provide the written agreement to a CASA aerodrome inspector at the request of the inspector.