Proposed new rules for parachuting from aircraft - *Draft Civil Aviation Legislation Amendment (Part 105) Regulations 2019 – (CD 1909OS)*

**ADVISORY CIRCULAR**

**AC xx-xx** **v1.0**

**Overview**

The proposed parachuting regulations have been designed to be a discrete rule set for parachuting activities – a new Civil Aviation Safety Regulations (CASR) Part 105.

There are relatively few rules within the Part 105, largely consolidating existing requirements – for operations, maintenance, personnel, aircraft and equipment. Full details are included in the documents available under “Related” section below.

Where new requirements have been introduced, they generally reflect current practices of the sports bodies. They also directly address safety issues highlighted by recent accident investigations. These include:

* requirements for reserve and emergency parachutes
* defect reporting for parachutes
* the types of aircraft that can be used
* pilot licensing and minimum pilot experience
* drug and alcohol testing for safety sensitive positions

Some of the proposed regulations impose a higher standard for parachute operations that involve a trainee or tandem parachutist.

The proposed regulations also make provision for a Part 105 Manual of Standards (MOS) which is intended to be introduced in 2020. The MOS will be developed in collaboration with industry and subject to a separate public consultation.

Some additional requirements are intended to be introduced through the Manual of Standards, and the Part 105 regulations create provisions for this to occur. We will seek feedback on these topics during the MOS consultation in 2020. These include:

* personnel fatigue management
* aircraft loading
* airworthiness standards for reserve and emergency parachutes
* aircraft equipment and oxygen requirements
* parachutists dropping things over populous areas
* other operational matters such as entering cloud, radio broadcasts and management of drop zones
* the types of additional sport/recreational aircraft (operating under future Part 103 regulations) that can be used
* pilot requirements for sports/recreational (Part 103) aircraft

This consultation is structured to seek your comments on the specific requirements included in the Part 105 regulations – but not the provisions that may be introduced through the MOS. An opportunity for any general comments is included at the end.

**Linkage to Part 149 – Self Administering-Aviation Organisations**

Proposed Part 105 of CASR provides the complementary operational requirements for parachuting activities that will be administered by Approved Self-Administering Aviation Organisations (ASAOs) approved under CASR Part 149 as Part 105 ASAOs.

CASA expects that individual members of these organisations will not need to change their existing practices.

Why we are consulting

We are consulting to ensure that the proposed rules are clearly articulated and will work in practice and as they are intended. This consultation is seeking feedback on the proposed parachuting regulations.

The survey has been designed to give you the option to provide feedback on the survey in its entirety or to provide feedback on the policy topics of interest to you.

Your feedback will make a valuable contribution to our policy decision-making process and help to inform any future regulatory change.

**Documents for review**

The Summary of proposed change to CD 1909OS and Draft Part 105 of CASR – Parachuting from aircraft, are provided below in the ‘Related’ section. This section includes a downloadable MS Word copy of this consultation for ease of distribution and feedback within your organisation.

**Providing your feedback**

Submissions for this consultation will only be accepted through the Consultation Hub. If you run into any difficulties, please contact regulatoryconsultation@casa.gov.au .

**General comments and file upload option**

There is a general comments box at the end of the consultation, into which you can place your comments on matters related to the regulatory amendment, which have not already been addressed in the consultation.

*Note: Due to IT security policies, documents or files can no longer be automatically uploaded with your submission. If you have a document you would like attached to your submission, please email*  regulatoryconsultation@casa.gov.au*.*

**Using an iPad**

If you are using an iPad to complete the survey you will be asked to 'download the relevant PDF'. Depending on the software you have on your iPad you may need to download the free viewer to review the single document PDF files. Where a file is a 'multi-file or portfolio PDF you will need to source the Adobe free view - available from iTunes.

What happens next

Once the consultation has closed, we will register and review each submission received through the online response form. We will make all submissions publicly available on the Consultation Hub, unless you request your submission remain confidential. We will also publish a Summary of Consultation which summarises the feedback received and outlines any intended changes and details our plans for the regulation.

Information about how we consult and how to make a confidential submission is available on the **CASA website** [*<https://www.casa.gov.au/rules-and-regulations/landing-*](http://www.casa.gov.au/rules-and-regulations/landing-) *page/consultation-process>* .

To be notified of any future consultations, you can subscribe to our **consultation and rulemaking mailing list** *<https://mailinglist.casa.gov.au/?p=subscribe&id=3>*.

Give Us Your Views

[Online Survey](https://consultation.casa.gov.au/regulatory-program/pp1816us/consultation/)

**Related**

List of documents to attach to the consultation

* Summary of proposed change - CD 1909OS
* Exposure Draft - Civil Aviation Legislation Amendment (Part 105) Regulations 2019
* Word Doc – Proposed new rule for parachuting from aircraft- Draft Civil Aviation Legislation Amendment (Part 105) Regulations 2019 – CD 1909OS

**ADVISORY CIRCULAR**

**AC xx-xx** **v1.0**

Audiences

CASA staff

Air operators

Airworthiness organisations

Manufacturers

Pilots

Sports aviation operators

Hot air balloon operators

Parachute operators

Parachuting sport aviation bodies

Parachutists

Pilots of parachuting aircraft

Parachute maintainers and manufacturers

## Interests

Sport and recreational aviation

Drug and alcohol management

Fatigue management

Operational standards

Drug and alcohol management

Fatigue management

Operational standards

Equipment standards

Parachuting operations

Self-administration aviation activities

**Page: About this consultation**

This consultation asks for your feedback on the proposed new rules for parachuting from aircraft – draft Civil Aviation Legislation Amendment (Part 105) Regulations 2019*.*

We will ask you for:

* **personal information**, such as your name, any organisation you represent, and your email address
* **your consent** to publish your submission
* **your responses** to the proposed changes in the regulations
* **any comments** you may want to provide
* **demographic information** to help us understand your interest in the regulations

Unless an answer is required or mandatory, you can answer as few or as many of the questions as you like.

When you have completed the consultation, click the ‘Finish’ button at the bottom right of this page.

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| **Page**  | Title |
| **1** | Personal information |
| **2** | Consent to publish submission |
| **3** | Principal changes in the proposed new rules for parachuting from aircraft – Part 105 of CASR |
| **4** | General Comments |
| **5** | Your Priorities |

# **Page 1: Personal information**

## First name

(Required)

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## Last name

(Required)

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## Email address

If you enter your email address you will automatically receive an acknowledgement email when you submit your response.

## Email

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## Do your views officially represent those of an organisation?

(Required)

*Please select only one item*

* Yes, I am authorised to submit feedback on behalf of an organisation
* No, these are my personal views.

## If yes, please specify the name of your organisation.

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Which of the following best describes the group/s you represent?

[ ]  Parachute maintainer

[ ]  Parachute manufacturer

[ ]  Parachute operator

[ ]  Parachutist (certificated)

[ ]  Parachutist (instructor)

[ ]  Parachutist (trainee)

[ ]  Pilot – with Jump Pilot Authorisation (JPA)

[ ]  Pilot – without JPA

[ ]  Sport aviation body – parachuting

[ ]  Sport aviation body – other

[ ]  Other

Please provide more information if you have selected “Other” or if you identify with more than one item in the above selection.

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# **Page 2: Consent to publish submission**

In order to provide transparency and promote date, we intend to publish all responses to this consultation. This may include both detailed responses/submissions in full and aggregated data drawn from the responses received.

Where you consent to publication, we will include:

* **your last name**, if the submission is made by you as an individual
* **the name of the organisation** on whose behalf the submission has been made
* **your responses and comments**

We **will not** include any other personal or demographic information in a published response.

Information about how we consult and how to make a confidential submission is available on the **CASA website** [*<https://www.casa.gov.au/rules-and-regulations/landing-*](http://www.casa.gov.au/rules-and-regulations/landing-) *page/consultation-process>* .

## Do you give permission for your response to be published?

(Required)

*Please select only one item*

* Yes - I give permission for my response/submission to be published.
* No - I would like my response/submission to remain confidential but understand that de-identified aggregate data may be published.
* I am a CASA officer.

# **Page 3: Principal changes in the proposed new rules for parachuting from aircraft - Part 105 of CASR**

Please provide comment on the policy that interests or applies to you.

When you have completed your commentary on the principal changes, you can make any additional points on the General comments page.

### Emergency and reserve parachute equipment

### See Subpart 105.A; Division 105.C.4; Division 105.C.5;

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### Aircraft requirements

### See Subpart 105.A; Division 105.C.6; Subpart 105.D;

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### Pilot requirements

See Subpart 105.A; Division 105.C.6; Subpart 105.D;

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### Drug and alcohol testing

See Part 2 of the draft Civil Aviation Legislation Amendment (Part 105) Regulations 2019

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# **Page 4: General comments**

## Do you have any additional comments about the proposed new rules for parachuting from aircraft - Part 105 of CASR?

*(Please note, this should not include points you have already raised)*

Comments

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**Page 5: Your priorities**

When you reflect on the feedback you have provided throughout this consultation, what are the three matters you consider most important?

Priority 1

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Priority 2

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Priority 3

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