



**Australian Government**  
**Civil Aviation Safety Authority**

I, PHILIPPA JILLIAN SPENCE, Director of Aviation Safety, on behalf of CASA, make this instrument under regulations 139.005 and 201.025 of the *Civil Aviation Safety Regulations 1998*.

Pip Spence  
Director of Aviation Safety

July 2024

**Part 139 Manual of Standards Amendment Instrument 2024 (No. 2)**

---

**1 Name of instrument**

This instrument is the *Part 139 Manual of Standards Amendment Instrument 2024 (No. 2)*.

**2 Commencement**

This instrument commences on the day after it is registered.

**3 Amendment of the *Part 139 (Aerodromes) Manual of Standards 2019***

Schedule 1 amends the *Part 139 (Aerodromes) Manual of Standards 2019*.

**Schedule 1 Amendments**

**[1] Subsection 6.21 (3)**

*omit*

subsection (4)

*insert*

subsection (4) and section 6.21A

**[2] After section 6.21**

*insert*

**6.21A Protection of the fly-over area of a runway strip**

- (1) At a certified aerodrome, a prescribed thing that is used for a prescribed purpose may project through the plane described in subsection 6.21 (3), but only if, when, and for as long as, the conditions under subsection (3) of this section are complied with.

*Note* The expressions *prescribed things* and *prescribed purposes* are defined in subsection (2).

- (2) For subsection (1):

- (a) a **prescribed thing** is any of the following on the fly-over area of a runway strip (the **relevant area**):
- (i) an airside vehicle, including anything that is part of the vehicle, and any mobile or moveable object, machine or equipment carried in, attached to, resting on, or for use with, the vehicle (**ancillary things**);
  - (ii) relevant personnel who:
    - (A) accompany, use, or are transported on, or in, an airside vehicle; or
    - (B) alight from the vehicle, whether or not they carry or transfer ancillary things; or
    - (C) arrive by foot on the relevant area, and are present and move about on foot, whether or not they carry or transfer anything relevant to their presence;
- (b) a **prescribed purpose** is one or more of the following activities conducted on the fly-over area of a runway strip:
- (i) a serviceability inspection or an aerodrome technical inspection;  
*Note* See Chapter 12 for serviceability inspections and aerodrome technical inspections.
  - (ii) the removal of foreign object debris;  
*Note* The expression **foreign object debris** is defined in subsection 3.01 (2).
  - (iii) wildlife hazard management, monitoring, dispersal or culling;
  - (iv) time-limited works;  
*Note* Examples of some common time limited works include grass maintenance, line marking, drain clearing.
  - (v) emergency or time-critical remediation or similar activity essential to maintain aerodrome safety.
- (3) For subsection (1), the conditions are the following:
- (a) the certified aerodrome operator must ensure that:
    - (i) all requirements of this section are complied with; and
    - (ii) the aerodrome manual contains procedures to provide that all requirements of this section are complied with;
  - (b) the certified aerodrome operator must ensure that all applicable requirements under Chapter 14 are complied with;  
*Note* Chapter 14 deals with Control of Airside Access and Vehicle Control.
  - (c) for a controlled aerodrome when air traffic control is in attendance — an airside driver, or relevant personnel, seeking to access the fly-over area of a runway strip at the aerodrome must:
    - (i) comply with the applicable requirements of any letter of agreement (**LOA**) between the aerodrome operator and the air traffic control provider (**ATC**); and
    - (ii) remain outside the graded runway strip until expressly cleared for entry by ATC; and
    - (iii) during periods of low visibility, remain outside the flyover area of the runway strip until expressly cleared for entry by ATC; and
    - (iv) comply with any instructions issued by ATC;
  - (d) for both:

- (i) an uncontrolled aerodrome (including one with an aerodrome flight information service (an *AFIS*), a CA/GRS or a UNICOM); and
  - (ii) a controlled aerodrome when ATC is not available;  
an airside driver or relevant personnel (as applicable), seeking to access the fly-over area of a runway strip at the aerodrome (the *relevant area*) must:
  - (iii) comply with the applicable requirements of any letters of agreement (*LOA*) between the aerodrome operator and *ATC*, or between the aerodrome operator and the *AFIS*, *CA/GRS* or *UNICOM* service providers; and
  - (iv) if there are no such *LOA* — broadcast their intentions (as applicable) to operate within the relevant area; and
  - (v) remain outside the graded runway strip when an aircraft is taxiing, or positioning for departure, on the runway — unless:
    - (A) two-way radio contact is established, and maintained between a certified airside driver or relevant personnel (as applicable), and the pilot in command of the aircraft; and
    - (B) the pilot expressly agrees that the airside vehicle or relevant personnel may enter onto the graded runway strip, or, if applicable, onto the runway surface;
- (e) when an aircraft (a *relevant aircraft*) is in the process of taking off, landing, or approaching to land, no prescribed thing may be on any part of the graded runway strip except:
- (i) for a relevant aircraft that is stationary — a member of the crew of the aircraft; or
  - (ii) a person mentioned in sub-subparagraph (2) (a) (ii) (C), but only if:
    - (A) for a controlled aerodrome — the person has the express agreement of *ATC*; or
    - (B) for an uncontrolled aerodrome — the person has the express agreement of the pilot in command of the relevant aircraft.
- (f) without affecting paragraph (e), all prescribed things must immediately move, or be moved, outside of the graded runway strip in the event of:
- (i) an aircraft emergency; or
  - (ii) an abnormal aircraft operation; or
  - (iii) a request from the pilot in command of an aircraft that is about to take off or land.
- (4) For sub-subparagraph (3) (d) (v) (A):  
*certified* means that the applicable airside driver or relevant personnel holds an aeronautical radio operator certificate under Part 64 of CASR.
-