Excerpts from Part 2 of the CASR Dictionary

3 Definition of air transport operation

*(1) An **air transport operation** is a **passenger transport operation**, a cargo transport operation or a medical transport operation, that:*

(a) is conducted for hire or reward; or

(b) is prescribed by an instrument issued under regulation 201.025.

*(2) Despite subclause (1), an **air transport operation** does not include an aerial work operation or a balloon transport operation.*

75 Definition of passenger transport operation

*(1) A **passenger transport operation** is an operation of an aircraft that involves the carriage of passengers, whether or not cargo is also carried on the aircraft.*

*(2) Despite subclause (1), an operation is not a **passenger transport operation** if the operation is:*

(a) an operation of an aircraft with a special certificate of airworthiness; or

(b) a cost-sharing flight; or

(c) a medical transport operation; or

(d) if the registered operator of an aircraft is an individual—an operation of the aircraft:

(i) that involves the carriage of that individual; and

(ii) does not also involve the carriage of other passengers; or

(e) if the registered operator of an aircraft is an individual—an operation of the aircraft:

(i) that involves the carriage of that individual; and

(ii) involves the carriage of other passengers; and

(iii) for which no payment or reward is made or given in relation to the carriage of the other passengers or cargo.

Copy of regulation 119.010 of CASR

119.010 Definition of Australian air transport operation

*(1) An operation is an **Australian air transport operation** if the operation is any of the following:*

(a) an air transport operation conducted by an Australian operator using a registered aeroplane or rotorcraft;

(b) an air transport operation:

(i) that is a flight into or out of Australian territory or an operation in Australian territory; and

(ii) that is conducted by an Australian operator using an aeroplane or rotorcraft that is a foreign registered aircraft;

(c) an air transport operation:

(i) that is conducted by an Australian operator using an aeroplane or rotorcraft; and

(ii) that is provided for under the ANZA mutual recognition agreements;

(d) an air transport operation conducted by a foreign operator:

(i) using an aeroplane or rotorcraft that is a foreign registered aircraft; and

(ii) undertaken wholly within Australia; and

(iii) not undertaken as part of a flight into or out of Australian territory;

(e) an operation, conducted using an aeroplane or rotorcraft, of a kind prescribed by the Part 119 Manual of Standards for the purposes of this paragraph.

*(2) However, each of the following is not an **Australian air transport operation**:*

(a) the operation of an aeroplane or rotorcraft under a permission under:

(i) section 25 (non-scheduled flights by foreign registered aircraft) of the Act; or

(ii) section 27A (permission for operation of foreign registered aircraft without AOC) of the Act;

(b) an air transport operation authorised by a New Zealand AOC with ANZA privileges that is in force for Australia;

(c) an operation of an aircraft to which Part 129 (foreign air transport operations) of these Regulations applies;

(d) an operation, conducted using an aeroplane or rotorcraft, of a kind prescribed by the Part 119 Manual of Standards for the purposes of this paragraph.