

## **EXPLANATORY STATEMENT**

### **CIVIL AVIATION REGULATIONS 1988**

#### **CIVIL AVIATION ORDERS**

##### **REVOCATION AND REPLACEMENT OF SECTION 20.16.1**

###### **AIR SERVICE OPERATIONS — LOADING — GENERAL**

Subregulation 235 (7) of the *Civil Aviation Regulations 1988* (CAR 1988) provides that the Civil Aviation Safety Authority (CASA) may, for the purpose of ensuring the safety of air navigation, give directions with respect to the method of loading persons and goods, including fuel, on aircraft.

Under subregulation 235 (7) of CAR 1988, section 20.16.1 of the Civil Aviation Orders contained general directions relating to loading. An aircraft had to have an approved loading system and a load sheet had to be completed for larger aircraft before a flight. Other provisions related to dangerous goods and the preparation of passenger lists.

This Order revokes and remakes section 20.16.1. This has been done as part of a scheme to review the Civil Aviation Orders, and, in particular, to ensure that they are in a position to meet the technical requirements of the *Legislative Instruments Act 2003* when it comes into effect on 1 January 2005. The remake does not involve any changes in existing law or policy in the Order. The Order is being remade solely for the purpose of ensuring compliance and consistency with the *Legislative Instruments Act 2003* when it commences on 1 January 2005. However, the opportunity has been taken to update outdated references to legislation in the Order and to introduce gender-neutral wording into the Order.

The Office of Regulation Review has stated that a Regulation Impact Statement is not necessary because the remake is of a minor or machinery nature.

The Order has been issued by the Director of Aviation Safety in accordance with subsection 84A (2) of the *Civil Aviation Act 1988*.

The Order came into effect on gazettal.

[Civil Aviation Amendment Order (No. R15) 2004]