

## **Explanatory Statement**

### **Civil Aviation Safety Regulations 1998**

#### **Manual of Standards Part 147 Instrument 2011**

##### **Purpose**

The Manual of Standards (*MOS*) Part 147 sets out the requirements to be met by an organisation holding an approval issued under Part 147 of the *Civil Aviation Safety Regulations 1998 (CASR 1998)* to conduct training and assessment.

##### **Background**

As a matter of safety policy, CASA has adopted the regulatory approach to maintenance promulgated by the European Aviation Safety Agency (*EASA*). The specifications set out in *MOS* Part 147 have been developed to be closely aligned with *EASA* Part 147.

##### **Legislation — the Act**

Under subsection 98 (1) of the *Civil Aviation Act 1988 (the Act)*, the Governor-General may make regulations for the purposes of the Act and in the interests of the safety of air navigation.

##### **Legislation — CASR Part 147**

These regulations are contained in the *Civil Aviation Safety Regulations 1998 (CASR 1998)*. In particular, Part 147 of *CASR 1998 (CASR Part 147)*, Continuing airworthiness – maintenance training organisations (MTO), sets out matters including requirements for approval as an MTO and requirements that apply to an MTO.

Under subsection 98 (5A) of the Act, the regulations may empower CASA to issue instruments in relation to the maintenance or airworthiness of aircraft.

To this end, under regulation 147.015 of *CASR 1998*, CASA is empowered to issue a *MOS* for *CASR* Part 147, setting out matters affecting the airworthiness or maintenance of aircraft. Under subregulation 147.015 (2) of *CASR 1998*, the *MOS* may, in particular, specify the following matters:

- (a) the category training a maintenance training organisation may be approved to provide;
- (b) the aircraft type training a maintenance training organisation may be approved to provide;
- (c) the kinds of assessment a maintenance training organisation may be approved to carry out;
- (d) requirements for a maintenance training organisation's exposition;
- (e) requirements for a maintenance training organisation, including requirements in relation to the following:
  - (i) facilities;
  - (ii) employees, including employee qualifications;
  - (iii) records of instructors and assessors;
  - (iv) course plans;
  - (v) conduct of assessments;
  - (vi) instructional equipment;
  - (vii) maintenance training material;
  - (viii) records;
  - (ix) training procedures and the quality management system, including auditing;
  - (x) assessments; and
  - (xi) a procedure for making changes to the organisation that are not significant changes.

The MOS meets all the requirements of regulation 147.015 of CASR 1998. It establishes the requirements to be met by organisations seeking approval to conduct training & examinations specified in CASR Part 66. It relates to specifically approved maintenance training organisations operating under detailed, self-prepared, expositions setting out their training objectives, resources and capabilities.

### **Consultation**

Consultation under section 17 of LIA has been undertaken. CASA entered into extensive consultations, consulting with representatives of major industry maintenance, repair and overhaul organisations and small general aviation shops before the making of the CASR Parts. CASA used various consultation methods, including use of existing Standards Consultative Committee and Maintenance Sub Committee mechanisms, website content, and road shows in a variety of locations throughout Australia and issue of a NPRM.

### **Office of Best Practice Regulation (OBPR)**

OBPR have assessed that the maintenance suite's (CASR Part 42, 66, 145 and 147) Regulation Impact Statement meets the Government's best practice regulation requirements. Having been made under CASR Part 147, the same OBPR outcome extends to MOS Part 147.

### **Making and commencement**

The MOS commences on 27 June 2011.

The instrument has been made by the Director of Aviation Safety, on behalf of CASA in accordance with subsection 73 (2) of the Act.

[Manual of Standards Part 147 Instrument 2010]