



Civil Aviation Amendment (Fuel and Oil Requirements) Regulations 2018

I, General the Honourable Sir Peter Cosgrove AK MC (Ret'd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 10 May 2018

Peter Cosgrove
Governor-General

By His Excellency's Command

Michael McCormack
Deputy Prime Minister and Minister for Infrastructure and Transport

Contents

1	Name.....	1
2	Commencement	1
3	Authority.....	1
4	Schedules.....	1
	Schedule 1—Amendments	2
	<i>Civil Aviation Regulations 1988</i>	2

1 Name

This instrument is the *Civil Aviation Amendment (Fuel and Oil Requirements) Regulations 2018*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. The whole of this instrument	8 November 2018.	8 November 2018

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *Civil Aviation Act 1988*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments

Civil Aviation Regulations 1988

1 Regulation 234

Repeal the regulation, substitute:

234 Fuel requirements

- (1) For the purposes of paragraph 98(5A)(a) of the Act, CASA may issue a legislative instrument prescribing requirements relating to fuel for aircraft.
- (2) Without limiting subregulation (1), the instrument may prescribe:
 - (a) matters that must be considered when determining whether an aircraft has sufficient fuel to complete a flight safely; and
 - (b) the amounts of fuel that must be carried on board an aircraft for a flight; and
 - (c) procedures for monitoring amounts of fuel during a flight; and
 - (d) procedures to be followed if fuel reaches specified amounts during a flight.
- (3) The pilot in command of an aircraft for a flight commits an offence of strict liability if:
 - (a) the pilot is subject to a requirement under the instrument made for the purposes of subregulation (1) in relation to the flight; and
 - (b) the pilot does not comply with the requirement in relation to the flight.

Penalty: 50 penalty units.

- (4) The operator of an aircraft commits an offence of strict liability if:
 - (a) the operator is subject to a requirement under the instrument made for the purposes of subregulation (1) in relation to a flight of the aircraft; and
 - (b) the operator does not comply with the requirement in relation to the flight.

Penalty: 50 penalty units.

234A Oil requirements

The operator and the pilot in command of an aircraft for a flight each commit an offence of strict liability if, when the aircraft begins the flight, the aircraft is not carrying sufficient oil to complete the flight safely.

Penalty: 50 penalty units.