



# Australian Government

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## Civil Aviation Safety Authority

Instrument number CASA EX62/22

I, CHRISTOPHER PAUL MONAHAN, Executive Manager, National Operations & Standards, a delegate of CASA, make this instrument under regulations 11.160 and 11.205 of the *Civil Aviation Safety Regulations 1998*.

**[Signed Christopher P. Monahan]**

Christopher P. Monahan  
Executive Manager, National Operations & Standards

12 September 2022

### **CASA EX62/22 — Amendment of CASA EX66/21 (Operator Proficiency Checks by Check Pilots) Instrument 2022**

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**1 Name**

This instrument is *CASA EX62/22 — Amendment of CASA EX66/21 (Operator Proficiency Checks by Check Pilots) Instrument 2022*.

**2 Commencement**

This instrument commences on the day after it is registered.

**3 Amendment of instrument CASA EX66/21**

Schedule 1 amends *CASA EX66/21 — Flight Crew Licensing (Miscellaneous Exemptions) Exemption 2021*.

#### **Schedule 1 Amendments**

**[1] Section 3, Note immediately following section heading**

*insert*

*Part 121 proficiency check,*

**[2] Subsection 3 (1), definitions of *check pilot*, *check pilot approval* and *exempt check pilot***

*omit*

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

*insert*

*check pilot*: see section 27.

**[4] Part 6**

*repeal and substitute*

**Part 6 — Operator Proficiency Checks by Check Pilots Exemption and Conditions**

**27 Application of Part — check pilots**

This Part applies to the holder of a pilot licence who:

- (a) holds an approval under regulation 121.010 of CASR to conduct a Part 121 proficiency check for an aeroplane of a particular kind; or
  - (b) is engaged by the operator of an aircraft to conduct training or a check under:
    - (i) paragraph 133.377 (2) (a) of CASR; or
    - (ii) paragraph 135.387 (2) (a) of CASR; or
    - (iii) paragraph 138.505 (2) (a) of CASR;
- (a *check pilot*).

**28 Exemption**

- (1) Subject to this section, a check pilot is exempt from compliance with subregulation 61.065 (1) (when taken together with subregulation 61.375 (7) (as it relates to item 9 of table 61.375) and subparagraph 61.1255 (c) (v)) to the extent that the pilot may conduct an operator proficiency check for the holder of a pilot licence (mentioned in subparagraph 61.1255 (c) (v)) without holding a flight examiner rating.
- (2) Subsection (1) does not authorise the check pilot to conduct an operator proficiency check for the purposes of regulation 61.650, 61.695 or 61.880.
- (3) The check pilot must comply with the conditions mentioned in section 29.

**29 Conditions**

- (1) An operator proficiency check may only be conducted:
    - (a) in the case of a check pilot who holds an approval mentioned in paragraph 27 (a) — for an aeroplane of a kind to which the approval applies; or
    - (b) in the case of a check pilot who is engaged by an operator to conduct training or a check mentioned in paragraph 27 (b) — for the aircraft in respect of which the check pilot has been so engaged.
  - (2) An operator proficiency check must be conducted in accordance with the operator's training and checking responsibilities under the regulations.
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