



**Australian Government**  
**Civil Aviation Safety Authority**

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I, PHILIPPA JILLIAN SPENCE, Director of Aviation Safety, on behalf of CASA, make this instrument under regulation 5 of the *Civil Aviation Regulations 1988* and regulations 11.160, 11.205 and 11.245 of the *Civil Aviation Safety Regulations 1998*.

**[Signed P. Spence]**

Pip Spence  
Director of Aviation Safety

15 February 2024

**Civil Aviation Order 95.55 Amendment Instrument 2024 (No. 1)**

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**1 Name of instrument**

This instrument is *Civil Aviation Order 95.55 Amendment Instrument 2024 (No. 1)*.

**2 Commencement**

This instrument commences on the day after it is registered.

**3 Amendment of Civil Aviation Order 95.55**

Schedule 1 amends *Civil Aviation Order 95.55 (Exemptions from CAR and CASR — Certain Light Sport Aircraft, Lightweight Aeroplanes and Ultralight Aeroplanes) Instrument 2021*.

**Schedule 1 Amendments**

**[1] Subsection 5, the Note**

*after*

These include:

*insert (in their respective alphabetical positions)*

*modification/repair design approval, type certificated,*

**[2] Paragraphs 8.7 and 8.8**

*repeal and substitute*

8.7 A person must not operate a type certificated ultralight aeroplane that has been repaired, or modified to differ from its type design, unless the repair or modification is:

- (a) designed in accordance with 1 of the following:
  - (i) an approval under regulation 35 of CAR, as in force before 27 June 2011;
  - (ii) a modification/repair design approval;
  - (iii) an approval mentioned in regulation 21.475 of CASR;
  - (iv) an approval under regulation 21.465 or 21.470 of CASR;
  - (v) a CASA specification in or under an airworthiness directive;

- (vi) a specification in the aeroplane's approved maintenance data;
- (vii) an RAAus approval in accordance with a process for the approval of modifications and repairs specified in the RAAus exposition — but only if:
  - (A) RAAus is the relevant sport aviation body; and
  - (B) a certificate of airworthiness under regulation 21.176 of CASR is not in force for the aeroplane (other than because of the operation of paragraph 21.181 (4) (a) of CASR); and
- (b) carried out in accordance with the approval or the specified design.

*Note* Sub-subparagraph 8.7 (a) (vii) does not apply to the modification or repair of a type certificated ultralight aeroplane if a certificate of airworthiness under regulation 21.176 of CASR is in force or would be in force but for the operation of paragraph 21.181 (4) (a) of CASR.

8.8 A person must not operate a type certificated lightweight aeroplane that has been repaired, or modified to differ from its type design, unless the repair or modification is:

- (a) designed in accordance with:
  - (i) an approval under regulation 35 of CAR, as in force before 27 June 2011; or
  - (ii) a modification/repair design approval; or
  - (iii) an approval mentioned in regulation 21.475 of CASR; or
  - (iv) an approval under regulation 21.465 or 21.470 of CASR; or
  - (v) a CASA specification in or under an airworthiness directive; or
  - (vi) a specification in the aeroplane's approved maintenance data; and
- (b) carried out in accordance with the approved or specified design.

**[3] Paragraph 8.10**

*omit*

ultralight aeroplane (*first occurring*)

*insert*

ultralight aeroplane (other than a type certificated ultralight aeroplane)