

CHAPTER 10A SIGNIFICANT CHANGES

Division 10A.1 General

10A.01 Purpose

- (1) This Chapter is for the definition of *significant change* in subsection 1.04 (2).
- (2) A certified RPA operator to whom section 10.17 applies (the *operator*), must not make a significant change unless CASA has, in writing, approved the significant change.
- (3) The operator may, on the approved form, make a written application to CASA to approve a significant change.
- (4) CASA may approve a significant change, with or without conditions, but only if:
 - (a) the change is consistent with the nature and scope of operator's certification; and
 - (b) would have no adverse effect on aviation safety.

Note For applications and approvals, see Subparts 11.B and 11.BA of CASR.

10A.02 Transition to the 18 October 2023 amendments by existing operators

- (1) This section applies to a person who was a certified RPA operator immediately before 19 April 2023 (the *operator*).
- (2) If, on or after 19 April 2023, an operator proposes to change their documented practices and procedures to comply with or accommodate a requirement or change caused by an amendment in Schedule 2 of the *Part 101 Manual of Standards (Miscellaneous Revisions) Amendment Instrument 2023 (No. 1)*, then:
 - (a) the change is deemed to be a significant change (a *deemed significant change*) requiring CASA approval; and
 - (b) the significant change forms and procedures under this Chapter apply to and for the change; and
 - (c) the application to CASA for approval of the change must be submitted to CASA on or before 28 June 2023.
- (3) A fully completed application for approval of a deemed significant change that is submitted to CASA on or before 28 June 2023 will be determined by CASA on or before 18 October 2023.
- (4) An application for approval of a deemed significant change that does not comply with paragraph (2) (c) may not be determined sooner than the day after 18 November 2023 that is the same number of days after 18 November 2023 as elapsed from (but excluding) 28 June 2023 to (but excluding) the day the application was received by CASA.

Note 1 For example, an application for the significant change received by CASA on 28 July 2023 may not be determined until, at the earliest, 18 December 2023 (29 days after 18 November 2023). A training course is not a *RPL training course* within the meaning of the CASR Dictionary, unless it is conducted in accordance with the standards and requirements of the Part 101 MOS. Unless a course is so compliant, a student who completes it cannot be granted a RePL licence.

Note 2 The purpose of this provision is to allow CASA to plan and program, with some element of certainty and predictability, its workload and resources across its organisation, for the contingency of late applications. Decisions on the treatment of late applications would be reviewable under section 31 of the *Civil Aviation Act 1988* or regulation 201.004 (Table 201.004, item 1) of CASR.

10A.03 Transition to the 18 October 2023 amendments by new operators

- (1) This section applies to a person who on or after 19 April 2023, but before 18 October 2023, first became a certified RPA operator (the *operator*).
- (2) If, on or after 19 April 2023, an operator proposes to change their documented practices and procedures to comply with or accommodate a requirement or change caused by an amendment in Schedule 2 of the *Part 101 Manual of Standards (Miscellaneous Revisions) Amendment Instrument 2023 (No. 1)*, then:
 - (a) the change is deemed to be a significant change (a *deemed significant change*) requiring CASA approval; and
 - (b) the significant change forms and procedures under this Chapter apply to and for the change; and
 - (c) the application to CASA for approval of the change must be submitted to CASA before 18 October 2023.
- (3) A fully completed application for approval of a deemed significant change that is submitted to CASA on or before 18 October 2023 will be determined by CASA as soon as practicable, before, on or after 18 October 2023.
- (4) An application for approval of a deemed significant change that does not comply with paragraph (2) (c) may not be determined sooner than the day after 18 November 2023 that is the same number of days after 18 November 2023 as elapsed from (but excluding) 18 October 2023 to (but excluding) the day the application was received by CASA.

Note 1 For example, an application for the significant change received by CASA on 31 October 2023 may not be determined until, at the earliest, 1 December 2023 (12 days after 18 November 2023). A training course is not a *RPL training course* within the meaning of the CASR Dictionary, unless it is conducted in accordance with the standards and requirements of the Part 101 MOS. Unless a course is so compliant, a student who completes it cannot be granted a RePL licence.

Note 2 The purpose of this provision is to allow CASA to plan and program, with some element of certainty and predictability, its workload and resources across its organisation for the contingency of late applications. Decisions on the treatment of late applications would be reviewable under section 31 of the *Civil Aviation Act 1988* or regulation 201.004 (Table 201.004, item 1) of CASR.