



EXEMPTION FROM PROVISIONS OF THE CIVIL AVIATION REGULATIONS 1988 — PARASAILS AND GYROGLIDERS

SUBSECTIONS

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1 APPLICATION

This section applies to parasails and gyrogliders.

2 DEFINITIONS

In this section:

gyroglider means a non-power-driven heavier-than-air aircraft supported in flight by the reaction of the air on 1 or more rotors which rotate freely on substantially vertical axes.

parasail means a parachute tethered to a point or vehicle on the ground or to a watercraft and deriving lift chiefly from aerodynamic reactions on flexible surfaces remaining fixed under given conditions of flight.

3 EXEMPTION

3.1 Under regulation 308 of the *Civil Aviation Regulations 1988* and subject to compliance with subsection 4, parasails and gyrogliders are exempt from compliance with the following provisions of those Regulations:

- (a) Parts 3, 4, 4A, 4B, 4C, 4D, 5 and 7;
- (b) subregulations 83 (1) (2) and (3) in respect of VHF equipment;
- (c) Part 11 (other than regulations 140, 143, 144, 145 and 156);
- (d) Part 14.

3A LICENCE NOT REQUIRED

3A.1 For the purposes of paragraph 20AB (1) (b) of the Act, a person is authorised to perform a duty essential to the operation of an aircraft to which this section applies without holding a flight crew licence if he or she complies with the conditions set out in subsection 4.

4 CONDITIONS

- 4.1 Except with the permission in writing of CASA and in accordance with any conditions specified in the permit to minimize hazard to other aircraft or to persons or property on the ground or water, a person must not fly a parasail or gyroglider:
- (a) during the launching phase — within a horizontal distance of 100 metres from:
 - (i) any person who is not directly associated with the operation of the parasail or gyroglider; or
 - (ii) any person who is not behind an imaginary horizontal line that is at right angles with the initial direction of flight and touches the rearmost part of the parasail or gyroglider immediately before the launch starts; or
 - (b) at any other time — within a horizontal distance of 100 metres from:
 - (i) any person who is not directly associated with the operation of the parasail or gyroglider; or
 - (ii) an occupied building; or
 - (c) at a height of more than 300 feet above ground level; or
 - (d) within a horizontal distance of 4 kilometres from the boundary of a licensed aerodrome; or
 - (e) otherwise than in V.M.C. by day.
- 4.2 Where it is proposed to fly a parasail or gyroglider in circumstances other than those specified in paragraph 4.1 of this section, it shall be the responsibility of the person operating the parasail or gyroglider or his agent, to submit a written application specifying the details of the proposed operation to CASA not less than 28 days prior to the proposed flight(s).

Note: Attention is directed to the fact that the exemption granted by this section does not confer on the operator of a parasail or gyroglider any rights as against the owner or occupier of any land on or over which the operations are conducted, or prejudice in any way the rights and remedies which a person may have in respect of any injury to persons or damage to property caused directly or indirectly by the parasail or gyroglider.