

CIVIL AVIATION AUTHORITY OF NEPAL

4.3 The application shall be supported with the adequate justification for requesting an exemption, n safety assessment reports, means of prevention and mitigation

5. PROCEDURE FOR ISSUING EXEMPTIONS

5.1 The related safety department will receive the application from the approval/license/certificate holder.

5.2 The application along with the supporting documents will be processed by the assigned inspector.

5.3 The inspector will review the request for exemption to determine whether the applicant would have other possibilities available and whether granting the exemption would:

- Serve public interest;
- Provide an equivalent level of safety; and
- Not constitute an unfair competitive advantage to the applicant.

5.4 The inspector will review the safety assessment and risk analysis to determine whether the proposed prevention and mitigation measures would be adequate to ensure an equivalent level of safety.

5.5 The inspector will assess the expected effectiveness of the proposed measures and recommend additional conditions or restrictions as appropriate.

5.6 The safety and risk assessments will be performed using the Safety Management safety and risk assessment procedures. The inspector will also evaluate whether there would be a need to develop additional contingency of back-up system or procedure to support the proposed prevention and mitigation measures.

5.7 After being satisfied of the equivalent level of safety, the inspector will recommend or issue the exemption/ along with the validity period. The period may be defined, as the case may require, in terms of calendar days, cycles, or flight hours.

5.8 CAA Nepal will notify to foreign States if an AOC holder does not comply with Annex 6 standards.

6 DENIAL OF EXEMPTION

The inspector may recommend denial of exemption if he or she is not satisfied that the safety risk assessment and or the proposed prevention and mitigation measures submitted by the applicant would provide an equivalent level of safety. .

Repeated request for the exemption of the same nature by the same applicant may lead to denial of exemption.

7 RECORDING OF EXEMPTION

Granted exemptions need to be filed in the appropriate document holder file.

The list of exemptions issued will be recorded by CAAN to enable review the pertinence and adequacy of regulatory provisions which are the object of repeated exemption requests.