

Summary of proposed changes to ‘not a related party’ provisions

Space (Launches and Returns) (General) Rules 2019

Application requirement	Licence affected	Proposed change
<u>Risk hazard analysis and flight safety plan</u> Sections 52(2)(a) and 53(3)	Australian launch permit	Remove requirement that a suitably qualified expert must not be a related party of the applicant for a risk hazard analysis or flight safety plan.
<u>Risk hazard analysis and return safety plan</u> Sections 98(2)(a) and 99(3)	Return authorisation	Remove requirement that a suitably qualified expert must not be a related party of the applicant for a risk hazard analysis or return safety plan.
<u>Technology security plan – cybersecurity strategy</u> Sections 22(3), 56(3) and 102(3)	Australian launch permit and return authorisation	Remove requirement that a person with suitable qualifications and experience must not be a related party of the applicant for assessment of the adequacy of a cybersecurity strategy as part of the technology security plan.
	Launch facility licence	Remove requirement that a person with suitable qualifications and experience must be an independent person for assessment of the adequacy of a cybersecurity strategy as part of the technology security plan.
<u>Environmental plan</u> Section 21(5)	Launch facility licence	Remove requirement that a person with suitable qualifications and experience must not be a related party of the applicant for assessment of the adequacy of an environmental plan.

Space (Launches and Returns) (High Power Rocket) Rules 2019

Application requirement	Licence affected	Proposed change
<u>Flight Safety Plan</u> Section 26(3)	Australian high power rocket permit	Remove requirement that a suitably qualified expert must not be a related party of the applicant for a flight safety plan.
<u>Technology security plan – cybersecurity strategy</u> Section 29(3)	Australian high power rocket permit	Remove requirement that a person with suitable qualifications and experience must not be a related party of the applicant for assessment of the adequacy of a cybersecurity strategy as part of the technology security plan.

Note: A suitably qualified expert (SQE) will still be required to be approved by the Minister for flight safety plans, return safety plans and certain risk hazard analyses. We expect that where an SQE is a related party to the applicant, applicants will need to demonstrate to the Minister that decisions made by the SQE are made with sufficient isolation from operational pressures to avoid compromise. For example, within an established decision-making framework with clear approval and assurance processes.