

## January 31, 2017 - Pilot and AME Jointly Liable

Date : January 31, 2017

### DECISIONS

- **Appeal - Freedom of expression - *Cooperstock c. United Airlines Inc.*, [2017 QCCA 44](#)**  
\_Appellant seeking provisional stay of injunction under appeal - Freedom of expression not infringed - Dismissed with costs  
Decision under appeal: *United Airlines inc. c. Cooperstock*, [2016 QCCS 4645](#)
- **Judgement - Liability - *British Columbia (Workers' Compensation Board) v. Flanagan Enterprises (Nevada) Inc.*, [2017 BCSC 99](#)**  
\_Case arising from plane crash due to engine failure - US and Canadian jurisdictions - Regulatory framework - Whether Transport Canada owes duty of care to plaintiff - Responsibility for plane maintenance program - Maintenance inspector found liable - Pilot's liability increased for failure to properly instruct passengers during crash

### CANADIAN TRANSPORTATION AGENCY DECISIONS

- **Application - *China Southern Airlines Company Limited carrying on business as China Southern Airlines and as China Southern (China Southern), on behalf of itself and Xiamen Airlines Co., Ltd. carrying on business as Xiamen Airlines (Xiamen Airlines)* - [Decision No. 4-A-2017](#)**  
\_Pursuant to section 60 of the *Canada Transportation Act*, S.C., 1996, c. 10, as amended, and section 8.2 of the *Air Transportation Regulations*, SOR/88-58, as amended
- **Application - *Clay Lacy Aviation, Inc.* - [Order No. 2017-A-5](#)**  
Exemption from the application of section 103.3 of the *Air Transportation Regulations*, SOR/88-58, as amended
- **Application - *Air Canada also carrying on business as Air Canada rouge and as Air Canada Cargo (Air Canada), on behalf of itself and United Airlines, Inc. carrying on business as United, as United Airlines, as Continental, as Continental Micronesia and as Air Micronesia (United)* - [Decision No. 9-A-2017](#)**  
\_Pursuant to section 60 of the *Canada Transportation Act*, S.C., 1996, c. 10, as amended, and section 8.2 of the *Air Transportation Regulations*, SOR/88-58, as amended
- **Application - *Air Canada also carrying on business as Air Canada rouge and as Air Canada Cargo (Air Canada), on behalf of itself and Jet Airways (India) Limited (Jet Airways)* - [Decision No. 12-A-2017](#)**  
\_Pursuant to section 60 of the *Canada Transportation Act*, S.C., 1996, c.10, as amended, and section 8.2 of the *Air Transportation Regulations*, SOR/88-58, as amended
- **Application - *Malaysian Airline System Berhad carrying on business as Malaysia***

### **Airlines - [Decision No. 11-A-2017](#)**

Cancellation of Licence Nos. 975129 and 070054

- **Application - *ACM Air Charter Luftfahrtgesellschaft mbH* - [Order No. 2017-A-11](#)**  
Exemptions from the application of paragraphs 33.1(b) and 73(2)(c) and section 33.2 of the *Air Transportation Regulations*, SOR/88-58, as amended
- **Application - *Air Canada also carrying on business as Air Canada rouge and as Air Canada Cargo (Air Canada), on behalf of itself and EgyptAir* - [Decision No. 10-A-2017](#)**  
Pursuant to section 60 of the *Canada Transportation Act*, S.C., 1996, c.10, as amended, and section 8.2 of the *Air Transportation Regulations*, SOR/88-58, as amended
- **Application - *Delta Air Lines, Inc. carrying on business as Delta Air Lines, as Delta and as Delta Shuttle (Delta), on behalf of China Eastern Airlines Corporation Limited also carrying on business as China Eastern Airlines and as China Eastern (China Eastern) and GoJet Airlines LLC carrying on business as United Express and as Delta Connection (GoJet)* - [Decision No. 14-A-2017](#)**  
Pursuant to section 60 of the *Canada Transportation Act*, S.C., 1996, c. 10, as amended, and section 8.2 of the *Air Transportation Regulations*, SOR/88-58, as amended
- **Application - *Air Transat A.T. Inc. carrying on business as Air Transat* - [Decision No. 13-A-2017](#)**  
Pursuant to subsection 69(1) of the *Canada Transportation Act*, S.C., 1996, c. 10, as amended
- **Suspension - *Tulsair Beechcraft, Inc.* - [Order No. 2017-A-12](#)**  
Licence No. 967525

## UNION NEWS

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- UNIFOR: [Unifor and Ornge enter new phase of bargaining](#)

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