



**THE CIVIL AVIATION REGULATIONS 1953,
AMENDMENT NO. 38**

THOMAS EICHELBAUM, Administrator of the Government

ORDER IN COUNCIL

At Wellington this 18th day of March 1996

Present:

THE HON. PAUL EAST PRESIDING IN COUNCIL

PURSUANT to section 8 of the Civil Aviation Amendment Act 1991, His Excellency the Administrator of the Government, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Civil Aviation Regulations 1953, Amendment No. 38, and shall be read together with and deemed part of the Civil Aviation Regulations 1953* (hereinafter referred to as the principal regulations).

*S.R. 1953/108 (Reprinted with Amendments Nos. 1 to 22: S.R. 1980/88)
Amendment No. 23: (Revoked by S.R. 1988/292)
Amendment No. 24: S.R. 1983/100
Amendment No. 25: S.R. 1985/112
Amendment No. 26: S.R. 1987/70
Amendment No. 27: S.R. 1987/375
Amendment No. 28: S.R. 1988/112
Amendment No. 29: (Revoked by S.R. 1989/131)
Amendment No. 30: S.R. 1989/131
Amendment No. 31: S.R. 1990/201
Amendment No. 32: S.R. 1991/76
Amendment No. 33: S.R. 1993/267
Amendment No. 34: S.R. 1994/100
Amendment No. 35: S.R. 1994/212
Amendment No. 36: S.R. 1995/98
Amendment No. 37: S.R. 1995/260

(2) These regulations shall come into force on the 28th day after the date of their notification in the *Gazette*.

2. Offences and penalties—Regulation 18 (8) of the principal regulations (as substituted by regulation 6 of the Civil Aviation Regulations 1953, Amendment No. 22) is hereby amended by omitting the words “licence of any class specified in paragraphs (a) to (j) of regulation 228 (1) of these regulations”, and substituting the words “pilot licence of any class specified in rules made under the Civil Aviation Act 1990”.

3. Carriage of flight engineer—Regulation 53 of the principal regulations is hereby amended by omitting the words “pursuant to these regulations”, and substituting the words “pursuant to rules made under the Civil Aviation Act 1990”.

4. Grant of certificates of approval and delegation of responsibility—Regulation 176 (1) of the principal regulations (as amended by regulation 14 (1) of the Civil Aviation Regulations 1953, Amendment No. 31) is hereby amended by omitting the word “construction,”.

5. Classes of licences and ratings—Regulation 228 (1) of the principal regulations (as amended by regulation 9 of the Civil Aviation Regulations, Amendment No. 26 and regulation 43 (1) of the Civil Aviation Regulations 1953, Amendment No. 33 and regulation 15 of the Civil Aviation Regulations 1953, Amendment No. 35) is hereby amended by revoking paragraphs (m), (n), and (z).

6. Minimum age requirements—Regulation 232 of the principal regulations (as amended by regulation 11 of the Civil Aviation Regulations 1953, Amendment No. 26 and regulation 45 of the Civil Aviation Regulations 1953, Amendment No. 33) is hereby amended by revoking paragraphs (h) and (i).

7. Maximum validity periods of licences—Regulation 235 of the principal regulations (as amended by regulation 48 of the Civil Aviation Regulations 1953, Amendment No. 33) is hereby amended by revoking paragraphs (h) and (i).

8. Cadet flight engineer licence—The principal regulations are hereby amended by revoking regulation 243.

9. Flight engineer licence—The principal regulations are hereby amended by revoking regulation 244.

MARIE SHROFF,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations, which come into force on the 28th day after the date of their notification in the *Gazette*, amend the Civil Aviation Regulations 1953.

Regulation 2 amends regulation 18 of the principal regulations, which relates to offences and penalties. The reference in regulation 18 (8) to licences of a class specified in paragraphs (a) to (j) of regulation 228 (1) of the principal regulations is omitted and replaced with a reference to pilot licences of any class specified in the Civil Aviation Rules. Pilot licences are now issued under the Civil Aviation Rules.

Regulation 3 amends regulation 53 of the principal regulations, which relates to carriage of a flight engineer, to reflect the fact that flight engineers will now be licensed pursuant to the Civil Aviation Rules rather than pursuant to the principal regulations.

Regulation 4 amends regulation 176 of the principal regulations, which relates to the granting of certificates of approval to firms or persons by the Director of Civil Aviation for the purpose of design, construction, maintenance, processing, or supply of aircraft and components. The reference to "construction" is omitted from regulation 176. The certification of organisations manufacturing aviation products is now covered by the Civil Aviation Rules.

Regulation 5 amends regulation 228 of the principal regulations, which relates to classes of flight crew licences and ratings that may be granted pursuant to the principal regulations. Paragraphs (m), (n), and (z) of regulation 228 are revoked. Cadet flight engineer licences, flight engineer licences, and flight engineer aircraft type ratings will now be granted pursuant to the Civil Aviation Rules.

Regulation 6 amends regulation 232 of the principal regulations, which relates to minimum age requirements. Paragraphs (h) and (i) of regulation 232 are revoked. The age requirements for applicants for cadet flight engineer licences and flight engineer licences are now contained in the Civil Aviation Rules.

Regulation 7 amends regulation 235 of the principal regulations, which relates to maximum validity periods for licences. Paragraphs (h) and (i) of regulation 235 are revoked. The maximum validity periods for cadet flight engineer licences and flight engineer licences are now contained in the Civil Aviation Rules.

Regulation 8 revokes regulation 243 of the principal regulations, which relates to the activities authorised to be undertaken pursuant to a cadet flight engineer licence. This matter is now provided for in the Civil Aviation Rules.

Regulation 9 revokes regulation 244 of the principal regulations, which relates to the activities authorised to be undertaken pursuant to a flight engineer licence. This matter is now provided for in the Civil Aviation Rules.

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 21 March 1996.

These regulations are administered in the Ministry of Transport.