



SUPPLEMENT
TO THE
NEW ZEALAND GAZETTE

OF
FRIDAY, MARCH 18, 1921.

Published by Authority.

WELLINGTON, FRIDAY, MARCH 18, 1921.

Regulations under the Aviation Act, 1918 (Provisional).

JELlicOE, Governor-General.

ORDER IN COUNCIL.

At the Government Buildings at Wellington, this 21st day of February, 1921.

Present :

THE RIGHT HONOURABLE W. F. MASSEY, P.C., PRESIDING
IN COUNCIL.

IN pursuance and exercise of the powers and authorities conferred upon him by the Aviation Act, 1918, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby make the following regulations under the said Act, and declare that such regulations shall come into force as from the date of publication thereof in the *Gazette*.

REGULATIONS.

GENERAL CONDITIONS OF FLYING.

1. No aircraft shall fly within the limits of the Islands of New Zealand and the territorial waters adjacent thereto unless the following conditions are complied with:—

- (i.) The aircraft shall be registered in the prescribed manner.
- (ii.) The aircraft shall be certified in the prescribed manner as airworthy.
- (iii.) The personnel of the aircraft shall be licensed in the prescribed manner.
- (iv.) Aircraft shall bear the prescribed registration-mark fixed or painted on the aircraft in the prescribed manner.
- (v.) There shall be carried in the aircraft—
 - (a.) The certificate of registration;
 - (b.) The license of any member of the personnel who is required to be licensed.
- (vi.) The provisions as to the general safety as set out in these regulations shall be duly complied with.
- (vii.) No mails shall be carried without the consent in writing of the Postmaster-General, and no wireless apparatus shall be installed or worked except under and in accordance with a license granted by the Minister of Telegraphs.

(viii.) Aircraft shall not fly over any prohibited area which is defined by these regulations or may be proclaimed from time to time.

(ix.) Aircraft carrying passengers shall not use, as a place of departure or place of landing, any place other than a licensed aerodrome or such place or places as have been approved by the Air Board.

GENERAL SAFETY PROVISIONS.

2. An aircraft shall not fly over any city or town except at such an altitude as will enable aircraft to land outside the city or town should the means of propulsion fail through mechanical breakdown or other causes:

Provided that this prohibition shall not apply to any area comprised within a circle with a radius of one mile from the centre of a licensed or State-owned aerodrome or of any aerodrome under the control of the Air Board.

3. No person in any aircraft shall—

- (a.) Carry out any trick-flying or exhibition-flying over any city, or town, or closely populated district; or
- (b.) Carry out any trick-flying or exhibition-flying over any regatta, race meeting, or meeting for public games or sports, except where specially arranged for in writing by the promoters of such regatta or meeting; or
- (c.) Carry out any flying which, by reason of low altitude or proximity to persons or dwellings, is dangerous to public safety; or
- (d.) Drop, or cause or permit to be dropped, from the aircraft any articles except as may be authorized in writing by the local governing body concerned.

PENALTIES.

4. (1.) Where any aircraft flies in contravention of or fails to comply with these regulations or any provision thereof, the owner of the aircraft and also the pilot or commander shall be deemed to have contravened or, as the case may be, failed to comply with these regulations:

Provided that it shall be a good defence to any proceedings for contravention or failure to comply with these regulations if the contravention or failure is proved to have been due to stress of weather or other unavoidable cause.