



PURSUANT to Section 28 of the Civil Aviation Act 1990

I, CRAIG FOSS, Associate Minister of Transport,

HEREBY MAKE the following ordinary rules.

SIGNED AT Wellington

This *8th* day of *March* 2016

by **Hon CRAIG FOSS**

Associate Minister of Transport

A handwritten signature in black ink, appearing to read 'C. Foss', is written over a horizontal line.

Civil Aviation Rules

Part 1, Amendment 50

Definitions and Abbreviations

Docket 4/CAR/4

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Rule objective

The objective of Amendment 50 to Part 1 is to add or amend definitions consequential to changes in Part 61 Re-Issue to pilot licensing and rating standards.

Extent of consultation

A Notice of Proposed Rulemaking, NPRM 09-02, containing the proposed rule *Part 61 Pilot Licences and Ratings* was issued for public consultation under Docket 4/CAR/4 on 29 November 2012.

The publication of this NPRM was notified in the Gazette on 29 November 2012. The NPRM was published on the CAA web site and mailed to identified stakeholders including representative organisations who were considered likely to have an interest in the proposal.

A period of 64 days was allowed for comment on the proposed rule.

Summary of submissions

One hundred and seventy-two written submissions were received on the NPRM. Four submissions related to proposed definitions and those definitions have been subsequently adjusted.

Examination of submissions

Submissions may be examined by application to the Docket Clerk at the Civil Aviation Authority between 8:30 am and 4:30 pm on weekdays, except statutory holidays.

Effective date of rule

Amendment 50 to Part 1 comes into force on 15 April 2016.

Availability of rules

Civil Aviation Rules are available from–

CAA web site: <http://www.caa.govt.nz/>

Freephone: 0800 GET RULES (0800 438 785)

Part 1 Definitions and Abbreviations

1.1 General definitions

Replace the existing definition of “Agricultural aircraft operation” with the following definition:

Agricultural aircraft operation means the operation of an aircraft on a single flight, or on a series of flights, including transit flights from a loading area to and from a treatment area, for the following purposes:

- (1) aerial spraying;
- (2) aerial topdressing;
- (3) aerial VTA;
- (4) engaging in dispensing activities affecting agriculture, horticulture, or forest preservation;
- (5) dropping farm supplies on farms in rural areas or delivering farm materials to farms in rural areas;
- (6) surveying agricultural, forest, or water areas at a height of less than 500 feet above terrain;
- (7) feeding or transferring livestock on farms in rural areas;
- (8) the reconnaissance of the proposed treatment area for the types of operation referred to in paragraphs (1) to (7):

Insert new definition of “Aerial spraying” after “Adventure aviation operation”:

Aerial spraying means dispensing from an aircraft—

- (1) a liquid agricultural chemical; or
- (2) any other liquid substance intended for plant nourishment, soil treatment, or propagation of plant life:

Insert new definition of “aerial topdressing” after “aerial spraying”:

Aerial topdressing means dispensing from an aircraft—

- (1) a dry agricultural chemical; or
- (2) any other dry substance intended for plant nourishment, soil treatment, or propagation of plant life:

Insert new definition of “Aerial vertebrate toxic agent” after “Aerial topdressing”:

Aerial vertebrate toxic agent means dispensing from an aircraft toxic and non-toxic bait intended for the extermination of targeted vertebrate pests:

Insert new definition of “Dual flight instruction” after “Dry”:

Dual flight instruction means flight instruction provided to a person by an appropriately licensed and rated flight instructor occupying a pilot seat:

Replace the existing definition of “Flight time” with the following definition:

Flight time means—

- (1) for an aircraft other than a balloon, the total time from the moment an aircraft first moves for the purpose of flight until the moment it comes to rest at the end of the flight including any associated push back, taxiing and subsequent holding time; and
- (2) for a balloon, the total time from burner on for the purpose of inflation for flight until the envelope is completely deflated at the end of a flight:

Insert new definition of “Validation permit” after “Valid”:

Validation permit means a permit issued under rules 61.7 and 61.9 and section 9 of the Act to a foreign pilot permitting the holder to exercise privileges under that licence:

Insert new definition of “Student pilot” after “Stopway”:

Student pilot means a person who acts as a pilot of an aircraft (other than a microlight aircraft, hang glider, glider, powered glider or balloon) while undertaking training for a pilot licence under Part 61 but who does not hold a current pilot licence under that part:

1.2 Abbreviations

Insert new abbreviation after “VSWR”:

VTA means vertebrate toxic agent:

Consultation Details

(This statement does not form part of the rules contained in Part x. It provides details of the consultation undertaken in making the rules.)

A Notice of Proposed Rulemaking, NPRM 09-02 Part 61 Review, Stage 2, containing the proposed rules was issued for public consultation under Docket 4/CAR/4 on 29 November 2012.

172 responses to the NPRM were received. No submissions related to the Part 1 amendments.