



**PURSUANT** to Sections 28 and 30 of the Civil Aviation Act 1990

**I, Hon TIM MACINDOE, Associate Minister of Transport,**

**HEREBY MAKE** the following ordinary rules.

SIGNED AT *Hamilton*  
This *18th* day of *September* 2017

A handwritten signature in black ink, appearing to read 'Tim Macindoe', written in a cursive style.

by Hon **TIM MACINDOE**

Associate Minister of Transport

Civil Aviation Rules

**Part 12, Amendment 10**

**Accidents, Incidents, and Statistics**

*Docket 16/CAR/10*

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**Rule objective**

The objective of amendment 10 to Part 12 is to introduce a requirement for freight-only operators to provide data to the CAA showing the tonnage of freight carried by the operator.

**Extent of consultation**

A Notice of Proposed Rulemaking, NPRM 17-02, containing the proposed Small Issues rule amendments was issued for public consultation under Docket 16/CAR/10 on 20 February 2017.

The NPRM was published on the CAA web site and emailed to identified stakeholders including representative organisations who were considered likely to have an interest in the proposal.

A period of 29 days was allowed for comment on the proposed rule.

**Summary of submissions**

Forty five written submissions and no oral comments were received on the NPRM. A summary of submissions for this NPRM is available on the CAA website. These submissions and comments have been considered and as a result:

- a definition of the term “Freight” is added to rule 12.3; and
- the table in rule 12.151 is amended to clarify the tonnage and other matters that must be reported relating to freight.

**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.

**Insertion of amendments**

The amendments to the rules in this Part are reflected by:

- a definition of the term “Freight” is inserted in rule 12.3 to provide meaning for that term as used in s42B of the Act; and

- rule 12.151 is replaced by adding data to table 1 and providing for reporting by electronic or other means acceptable to the Director in paragraph (b).

**Effective date of rule**

Amendment 10 to Part 12 comes into force on 30 October 2017.

**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 12 Accidents, Incidents, and Statistics

### 12.3 Definitions

*Insert the following definition of “Freight” in rule 12.3 after the definition of “Facility malfunction incident”:*

**Freight** means any property carried on an aircraft from one location for the purpose of unloading at another location.

*Rule 12.151 is revoked and replaced with the following rule:*

### 12.151 Aircraft operating statistics

(a) Except for gliders that are not being operated for hire or reward, an operator of an aircraft must provide the statistical data and information for each aircraft as specified in Table 1, and at the periods and due dates specified in Table 2 for an aircraft being operated for hire or reward, and Table 3 for aircraft that are not being operated for hire or reward.

**Table 1** – Statistical data and information required for each type of aircraft operation:

Aircraft Operation	Statistical Data and Information
New Zealand registered aircraft operated on air operations to, from, and within countries outside New Zealand	<ul style="list-style-type: none"> <li>• aircraft registration marking</li> <li>• the hours flown</li> <li>• the number of flights carrying passengers</li> <li>• the number of flights carrying freight only</li> <li>• the total tonnage of freight carried on all freight-only flights</li> </ul>

New Zealand registered aircraft operated on domestic air operations	<ul style="list-style-type: none"> <li>• aircraft registration marking</li> <li>• the hours flown</li> <li>• the number of flights carrying passengers between 2 different aerodromes</li> <li>• the number of flights carrying passengers originating and ending at the same aerodrome without an intermediate landing</li> <li>• the number of flights carrying freight only</li> <li>• the total tonnage of freight carried on all freight-only flights</li> </ul>
Non-New Zealand registered aircraft operated on freight-only air operations from, and within New Zealand	<ul style="list-style-type: none"> <li>• aircraft registration marking</li> <li>• the number of flights carrying freight- only flight</li> <li>• the total tonnage of freight carried on all freight-only flights</li> </ul>
Aircraft operated on an adventure aviation operation (other than parachutes)	<ul style="list-style-type: none"> <li>• aircraft registration marking or aircraft identification markings if the aircraft is not required to be registered in accordance with Part 47</li> <li>• the hours flown</li> <li>• the number of flights carrying passengers</li> </ul>
Parachutes used on an adventure aviation operation	<ul style="list-style-type: none"> <li>• the parachute identification marking</li> <li>• the number of tandem parachute</li> </ul>

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New Zealand registered aircraft issued with a <i>standard category</i> airworthiness certificate or a <i>restricted category</i> airworthiness certificate used on other operations not listed above.	<ul style="list-style-type: none"> <li>• aircraft registration marking</li> <li>• the hours flown</li> </ul>

**Table 2** – Reporting periods for aircraft that perform any hire or reward operations:

Report	Period Covered	Due Date
1st Quarter	1 Jan through 31 Mar	1 May
2nd Quarter	1 Apr through 30 Jun	1 Aug
3rd Quarter	1 Jul through 30 Sep	1 Nov
4th Quarter	1 Oct through 31 Dec	1 Feb

**Table 3** – Reporting periods for aircraft that do not perform any hire or reward operations:

Report	Period Covered	Due Date
Annual	1 Jan through 31 Dec	1 Feb

- (b) The reports required by paragraph (a) must be submitted—
- (1) on form CAA605; or
  - (2) by electronic or other means acceptable to the Director.

(c) To avoid doubt, an operator of an aircraft that has not flown during the reporting period specified in either Table 2 or Table 3 must continue to submit aircraft operating statistics for that aircraft.