



PURSUANT to Section 28 of the Civil Aviation Act 1990 and having had regard to the matters specified in section 33 of the Act,

I, CRAIG FOSS, Associate Minister of Transport,

HEREBY MAKE the following ordinary rules.

SIGNED AT Wellington

This 26th day of August 2015

by **HON CRAIG FOSS**

A handwritten signature in black ink, appearing to read 'C. Foss', is written over the printed name 'HON CRAIG FOSS'.

Associate Minister of Transport

Civil Aviation Rules
Part 43, Amendment 11
General Maintenance Rules
Docket 14/CAR/3

Contents

Rule objective.....	3
Extent of consultation.....	3
Summary of submissions.....	3
Examination of submissions.....	3
Insertion of Amendments	3
Effective date of rule.....	4
Availability of rules.....	4
43.113 Duplicate safety inspection of control system	5

Rule objective

The objective of Amendment 11 to Part 43 is to correct an omission that occurred in the final draft of Amendment 5, and to make associated editorial corrections.

This amendment forms part of the Omnibus 2014 rule project which also contains amendments to the following Parts:

Part 1	Part 101	Part 125
Part 12	Part 102	Part 135
Part 19	Part 108	Part 139
Part 65	Part 115	Part 145
Part 91	Part 119	Part 172
Part 93	Part 121	

Extent of consultation

A Notice of Proposed Rulemaking, NPRM 15-01, containing the proposed changes to Part 43 and other rules was issued for public consultation under Docket 14/CAR/3 on 24 March 2015.

The publication of this NPRM was notified in the Gazette on 24 March 2015. The NPRM was published on the CAA web site and emailed to subscribers to the automatic alert service provided by the CAA.

A period of 24 days was allowed for comment on the proposed rule.

Summary of submissions

Two written submissions and no oral comments were received on the NPRM. No submissions related to the proposed amendment to Part 43.

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 amendment to the rule in this Part is reflected by replacing the existing rule with the amended rule.

Effective date of rule

Amendment 11 to Part 43 comes into force on 24 September 2015.

Availability of rules

Civil Aviation Rules are available from–

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

Freephone: 0800 GET RULES (0800 438 785)

Replace the existing rule 43.113 with the following rule 43.113:

43.113 Duplicate safety inspection of control system

(a) A person must not certify an aircraft or component for release-to-service after the initial assembly, subsequent disturbance, or adjustment of any part of the control system of the aircraft or the control system of the component unless—

- (1) the applicable requirements of Subpart C have been complied with; and
- (2) a duplicate safety inspection has been carried out to ensure that—
 - (i) the control system of the aircraft or the component, as the case may be, functions correctly; and
 - (ii) in respect of the maintenance that has been performed, the control system is assembled correctly and every required locking mechanism is in place; and
- (3) the certification and signatures required by paragraphs (c) and (d) have been completed.

(b) The duplicate safety inspection required by paragraph (a)(2) must be carried out by—

- (1) a person who meets the requirement in rule 43.101 to certify the aircraft or component for release-to-service; and
- (2) another person who is nominated by the person specified in paragraph (b)(1) and has adequate training, knowledge and experience to carry out the safety inspection, and who holds—
 - (i) a current aircraft maintenance engineer licence issued in accordance with Part 66; or
 - (ii) a current certificate of maintenance approval issued in accordance with Part 66; or

- (iii) a current pilot licence with a rating on the aircraft type issued in accordance with Part 61; or
 - (iv) a current authorisation issued by the holder of a maintenance organisation certificate issued in accordance with Part 145; or
 - (v) a current appropriate maintenance engineer licence or approval issued under the appropriate authority of an ICAO Contracting State; or
 - (vi) a current glider pilot certificate or an engineer's approval issued by a gliding organisation.
- (c) The person specified in paragraph (b)(1) must enter in the appropriate maintenance logbook or worksheet—
- (1) the identification of the control system that has been inspected; and
 - (2) the detailed scope and extent of the safety inspection that has been carried out; and
 - (3) the following statement—

“We certify that a duplicate safety inspection has been carried out and the identified control system of the aircraft/component functions correctly, and in respect of the maintenance performed, the control system is assembled and locked correctly.”
- (d) The following details of the person specified in paragraph (b)(1) and the person specified in paragraph (b)(2) must be entered in the maintenance logbook or worksheet adjacent to the statement required under paragraph (c)(3):
- (1) the name of the person; and
 - (2) the signature of the person except if the maintenance logbook or worksheet is in electronic format; and

- (3) the licence number, approval number, or authorisation number for the person; and
- (4) the date of entry.