



WELLINGTON NEW ZEALAND

PURSUANT to Section 28 of the Civil Aviation Act 1990

I, JENNIFER MARY SHIPLEY, Minister of Transport,

HEREBY MAKE the following ordinary rules.

SIGNED AT Wellington

This *18* day of *Nov* 1997

by **JENNIFER MARY SHIPLEY**

A handwritten signature in black ink, appearing to read 'J Shipley', with a long horizontal flourish extending to the right.

Minister of Transport

Civil Aviation Rules

Part 91, Amendment 1

Docket Nr.

Civil Aviation Rules
Part 91, Amendment 1

RULE OBJECTIVE, EXTENT OF CONSULTATION AND COMMENCEMENT

The objective of Part 91, Amendment 1 is to allocate an SSR code for civil helicopters operating within New Zealand that does not conflict with SSR codes allocated by ICAO to aircraft engaged in air transport operations when such aircraft are operating within New Zealand.

A draft of Part 91, Amendment 1 was developed by the Civil Aviation Authority, in consultation with the Airways Corporation of New Zealand. A Notice of Proposed Rule Making under Docket 1296 was published and distributed for comment on 18 September 1997.

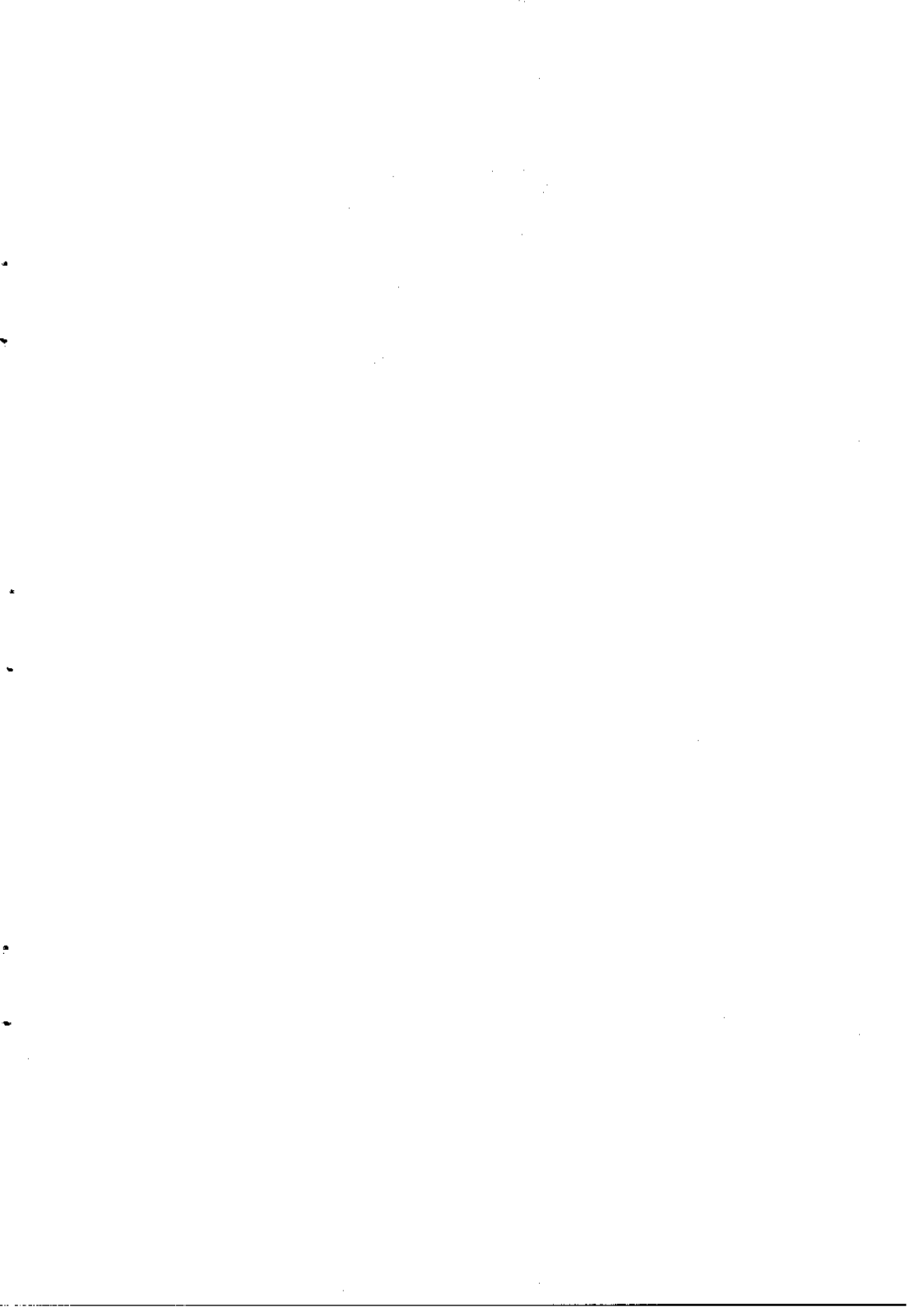
The publication of this notice was advertised in the daily newspapers in the five main provincial centres on 18 September 1997. The notice was mailed to 102 members of the Regulatory Review Consultative Group who were considered likely to have an interest in the proposal.

A period of 14 days was allowed for comment on the proposed rule.

The submissions and verbal comments were considered and where appropriate the proposed rule amended to take account of the comments made.

Part 91, Amendment 1 was then referred to and signed by the Minister of Transport.

Part 91, Amendment 1 comes into force 28 days after notification in the *Gazette*.

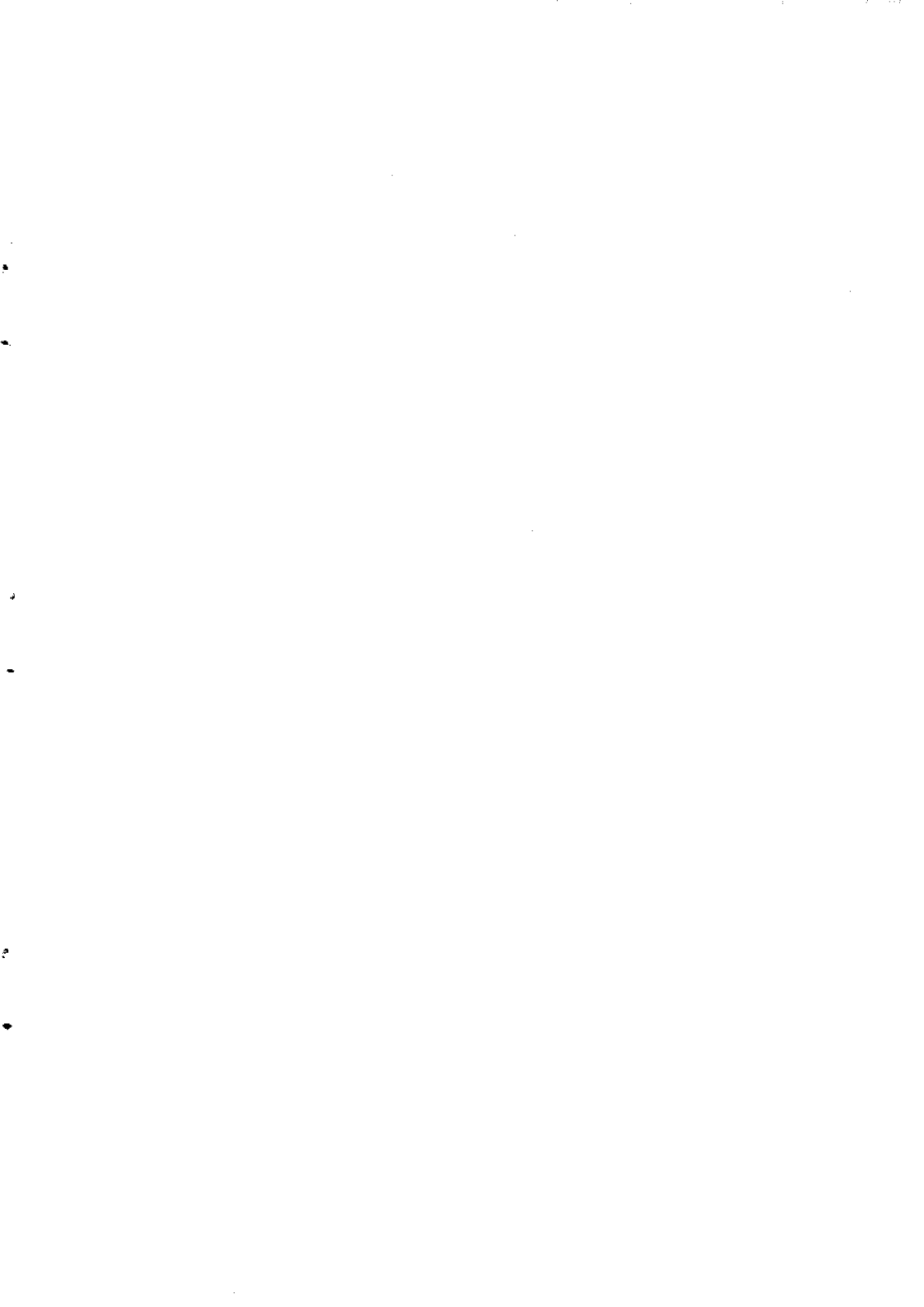


List of Rules

Part 91 Amendments

91.247 Use of SSR transponder and altitude reporting equipment

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Part 91 Amendments

91.247 Use of SSR transponder and altitude reporting equipment

Amend Table 2 of 91.247 by deleting the row that reads “VFR Civil helicopters 1277” and inserting before the row that reads “VFR Defence aeroplanes 6000” a new row that reads “VFR Civil helicopters 1500”.

CONSULTATION DETAILS

(This statement does not form part of the rules contained in Part 91
Amendment 1.

It provides details of the consultation undertaken in making the rules.)

Background to the Rules

Notice of Proposed Rule Making

To provide public notice of, and opportunity for comment on the proposed new rules, the Authority issued Notice of Proposed Rule Making under Docket Number 1296 on 18 September 1997. This Notice proposed the introduction of Civil Aviation Rules Part 91, Amendment No 1 to amend the SSR code allocation for VFR civil helicopters to avoid a conflict with codes used by international operations arriving into New Zealand.

Supplementary Information

All comments made on the Notice of Proposed Rule Making are available in the rules docket for examination by interested persons. A report summarising each substantive contact with the Civil Aviation Authority contact person concerning this rule making has been filed in the docket.

Availability of the Document

Any person may view a copy of these rules at Aviation House, 1 Market Grove, Lower Hutt. Copies may be obtained from Publishing Solutions Ltd, PO Box 983, Wellington 6015, Telephone 0800 800 359.

Summary of Comments on Docket Number 1296 NPRM

1. General comments on the NPRM

The 5 submissions received supported the proposal and did not offer any specific comments.

Implementation

Part 91, Amendment No 1 will come into force 28 days after notification in the *Gazette*.

Conclusion

The Authority concludes from this consultation that the aviation industry participants do not object to this amendment of Part 91. This amendment meets New Zealand's international obligations under the ICAO MID/ASIA Air Navigation Plan. The comments and all the background material used in developing this amendment are held on the docket file and are available for public scrutiny. Persons wishing to view the docket file should call at Aviation House, 1 Market Grove, Lower Hutt and ask for docket file 1296.