



WELLINGTON NEW ZEALAND

PURSUANT to Section 28 of the Civil Aviation Act 1990

I, MARK GOSCHE, Minister of Transport,

HEREBY MAKE the following ordinary rules.

SIGNED AT Wellington

This 23rd day of May 2002

by **MARK GOSCHE**

John Gaud
Associate Minister of
Transport
Minister of Transport

Civil Aviation Rules

Part 104, Amendment 2

Gliders – Operating Rules

Docket 97/CAR/1255

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Rule objective

The objective of amendment 2 to Part 104 is to delete references to specific communications equipment as a result of amendment 7 to Part 91.

Extent of consultation

A Notice of Proposed Rulemaking 98-1 containing the amendment proposals was issued under Docket 97/CAR/1255 on 11 March 1998.

The publication of this NPRM was advertised in the daily newspapers in the five main provincial centres on 11 March 1998 and in the Gazette on 12 March 1998. 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 36 days was allowed for comment on the proposed rule. Additional consultation on certain issues took place after the 36 day period with certain aviation industry members as well as with members of the CAA Industry Rules Advisory Group (CIRAG) executive. Pursuant to section 34(1)(d) of the Act, the Environmental Risk Management Authority was consulted on 21 August 2000 in respect of the rules relating to the carriage and discharge of firearms on aircraft.

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

The amendment was then referred to and signed by the Minister of Transport.

Examination of comments

Comments may be examined by application to the Docket Clerk at Aviation House 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 the revocation of an existing rule and insertion of a new rule.

Effective date of rule

Amendment 2 to Part 104 comes into force on 1 July 2002.

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 104 Amendments

104.101 Aircraft equipment is revoked and replaced by the following:

104.101 Aircraft equipment

A person may not operate a glider unless the following equipment and operative instruments are installed—

- (1) an airspeed indicator; and
- (2) a pressure sensitive altimeter adjustable for barometric pressure; and
- (3) a magnetic compass; and
- (4) a safety harness for each seat; and
- (5) a first aid kit; and
- (6) for powered gliders—
 - (i) a quantity gauge for each main fuel tank; and
 - (ii) an oil pressure gauge or warning device for each engine other than a two-stroke engine; and
 - (iii) a tachometer, RPM indicator, or engine governor light for each engine; and
- (7) for IMC flight—
 - (i) a variometer; and
 - (ii) a turn and slip indicator or artificial horizon; and
 - (iii) a radio communications transceiver that meets the requirements of Part 91 Appendix A, A.9(c) and is capable of communication with the appropriate ATS unit.

Summary of comments

(These statements do not form part of the rules contained in Part 104. They provide details of the consultation undertaken in making the rules)

The NPRM proposed that 104.101 Aircraft equipment be amended by revoking paragraph (b) and moving it to Part 91 Appendix A9. There were no comments on this proposal.