



WELLINGTON NEW ZEALAND

PURSUANT to Section 28 of the Civil Aviation Act 1990

I, MAURICE WILLIAMSON, Minister of Transport,

HEREBY MAKE the following ordinary rules.

SIGNED AT Wellington

This *18* day of *April* 1995

by **MAURICE WILLIAMSON**

Maurice Williamson
Minister of Transport

Civil Aviation Rules

Part 145 Amendment No. 2

Aircraft Maintenance Organisations — Certification

Docket Nr.1030

Civil Aviation Rules
Part 145 Amendment No. 2

**AIRCRAFT MAINTENANCE
ORGANISATIONS — CERTIFICATION**

RULE OBJECTIVE, EXTENT OF CONSULTATION AND COMMENCEMENT

The objective of Part 145 Amendment No. 2 is to align rule 145.103 regarding certification of maintenance with the new release to service provisions in rule Part 43 and to bring 145.103 into force.

In May 1990 the Air Transport Division of the Ministry of Transport published a notice of intention to carry out a complete review of the aviation regulatory system. This notice, in Civil Aviation Information Circular Air 3, listed the areas in which rules would be made and invited interested parties to register their wish to be part of the consultative process. The Register was identified as the Regulatory Review Consultative Group.

A draft of Part 43 was developed by the rules rewrite team in consultation with members of the consultative group. An informal draft was published and distributed in March 1992 and a period of informal consultation followed. This culminated in the issue of Notice of Proposed Rulemaking 94-1 under Docket 1030 on 25 May 1994.

The publication of this notice was advertised in the daily newspapers in the five main provincial centres on 28 May 1994. The notice was mailed to members of the Regulatory Review Consultative Group and to other parties, including overseas Aviation Authorities and organisations, who were considered likely to have an interest in the proposal.

A period of sixty days was allowed for comment on the proposed rule. A further consultation period of 42 days was granted at the request of the Aviation Industry Association. Meetings were held in 36 locations around New Zealand which were attended by some 150 interested persons. Workshops were held during the annual conferences of the Aviation Industry Association and the Society of Licensed Engineers and Technologists. Meetings were also held with the Aviation Industry Association Maintenance Committee and the Aviation Technicians Association.

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

The rules as amended were then referred to and signed by the Minister of Transport.

Part 145, Amendment No. 2 comes into force on 1 June 1995.

Part 145 Amendments

Subpart C

Subpart C is amended by revoking rule 145.103 and substituting the following rule:

“145.103 Certifying Maintenance

(a) A person shall not release an aircraft or aircraft component to service after maintenance if that maintenance is required to be performed by an organisation certificated under this Part, unless they have been authorised in accordance with the organisation’s exposition.

(b) The holder of a maintenance organisation certificate shall not authorise a person to release an aircraft or aircraft component to service after maintenance unless—

- (1) the person meets the qualification requirements of Part 65, Subpart D; or
- (2) the person is the holder of a certificate of competency and is authorised to certify only work which they have performed under that certificate; or
- (3) the person meets the necessary training, knowledge and experience in respect of the aircraft or aircraft component to be released to service which are—
 - (i) prescribed in the organisation’s exposition; and
 - (ii) at least equal to those required under Part 65, Subpart D for the grant of an aircraft maintenance engineer licence rating.

(c) A person authorised by an organisation certificated under this Part to release aircraft or aircraft components to service after maintenance shall release the aircraft or aircraft components to service in accordance with Part 43, Subpart C.

[Until Part 65, Subpart D comes into force, a licence or rating shall be a licence or rating issued under regulations 203 and 204 of the Civil Aviation Regulations 1953. The requirements for training knowledge and experience shall be those prescribed under regulations 203 and 204 of the Civil Aviation Regulations 1953]

[A certificate of competency is currently issued under regulation 207 of the Civil Aviation Regulations 1953]”

Appendix A Certificate Ratings

Appendix A is amended by revoking the aircraft ratings and substituting the following:

"Aircraft Ratings

- A1 Maintenance of aircraft with a MCTOW of more than 13 610 kg as defined in the organisation's exposition.
- A2 Maintenance of aircraft with a MCTOW of more than 5700 kg but not exceeding 13 610 kg as defined in the organisation's exposition.
- A3 Maintenance of aircraft not included in A1 or A2, with a maximum certificated passenger seating configuration, excluding pilot's seat, of more than nine seats."