



18/EXE/21

Exemption from the Requirement in Civil Aviation Rule

CAR 61.35(a)(1)(ii)

PURSUANT TO Section 37(2)(b) of the Civil Aviation Act 1990 (the Act),

I, **Dean Winter**, Acting Deputy Chief Executive Aviation Safety, acting under delegated authority, being satisfied that—

(a) the action taken by any Australian professional pilot that applies under the Trans-Tasman Mutual Recognition Act 1997 (TTMRA) for the issue of a New Zealand (NZ) professional pilot licence in using the balance of their current Australian class 1 medical certificate's validity period to exercise the privileges of their NZ licence is as effective as holding a current class 1 medical certificate issued under the Act; and

(b) the risk to safety will not be significantly increased by the granting of this exemption;

HEREBY EXEMPT—

any Australian professional pilot applying to the Civil Aviation Authority of New Zealand (CAA of NZ) for licence recognition under the TTMRA;

FROM—

the requirement in CAR 61.35(a)(1)(ii) that a person who holds a commercial pilot licence or an airline transport pilot licence, must not exercise the privileges of the licence unless they hold a current class 1 medical certificate issued under the Act;

ONLY WITH RESPECT TO—

Australian Commercial Pilot Licence and Airline Transport Pilot Licence holders applying, under the TTMRA, to the CAA of NZ for licence recognition;

PROVIDED THAT—

a) the pilot must not exercise the privileges of the newly issued NZ licence unless they hold a current class 1 medical certificate issued by the Civil Aviation Safety Authority of Australia (CASA) under the Civil Aviation Act 1988 and only within its period of validity; and

b) the CASA class 1 medical certificate must be carried with the NZ pilot licence whenever exercising the privileges of that licence; and

- c) all the conditions, restrictions and endorsements on the CASA class 1 medical certificate must be complied with whilst exercising the privileges of the NZ pilot licence until the medical certificate expires or is replaced by a CAA of NZ class 1 medical certificate; and
- d) where these conditions, restrictions and endorsements are contained in a letter issued by CASA, that letter must be carried by the pilot when exercising the privileges of the NZ pilot licence; and
- e) to continue exercising the privileges of the NZ licence, the pilot must gain a valid class 1 medical certificate issued by the CAA of NZ under the Act on or before the expiry date of the CASA class 1 medical certificate presented for recognition under the TTMRA; and
- f) the pilot adheres to the requirement in section 27C of the Act to advise the Director and ceases to exercise their privileges if the licence holder is aware of, or has reasonable grounds to suspect, any change in their medical condition or the existence of any previously undetected medical condition that may interfere with the safe exercise of the privileges to which the medical certificate relates; and
- g) the use of the CASA class 1 medical certificate is restricted to NZ airspace only.

This exemption shall remain in effect until 17th May 2026, unless withdrawn earlier in writing by the Director.

SIGNED at Wellington)
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This 17th day of May 2021)
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by Dean Winter)
Acting Deputy Chief Executive)
Aviation Safety)


