



22/EXE/42

**Exemption from the Requirements in Civil Aviation Rule
CAR 139.109(2)**

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

I, **Keith Manch**, Director of Civil Aviation, being satisfied that—

(a) the surge of COVID-19 (*Omicron* variant) in the community is an event that makes complying with the prescribed requirements of CAR 139.109(2) inappropriate in this particular case as coordinating and implementing a full-scale exercise or modular tests that involve aerodrome and airline operators, and emergency services such as Fire and Emergency New Zealand, St John New Zealand and the Police could potentially expose the participants to the virus; and

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

HEREBY EXEMPT—

Holders of an aerodrome operator certificate granted under Civil Aviation Rule Part 139

FROM—

the requirements in Civil Aviation Rules 139.109(2) that a holder of an aerodrome operator certificate must test the aerodrome emergency plan required by rule 139.57 by conducting either

(i) a full-scale aerodrome emergency exercise at intervals not exceeding two years and special emergency exercises between the full-scale aerodrome emergency exercises to ensure that any deficiencies found during the full-scale aerodrome emergency exercise have been corrected; or

(ii) a series of modular tests to be done every 3 years, commencing in the first year and concluding in a full scale aerodrome emergency exercise no more than 3 years after the commencement;

PROVIDED THAT—

(a) Before this exemption expires, two table top exercises are completed and debriefs are provided to the CAA: aerodromes@caa.govt.nz.

(b) Testing cycles as per CAR 139.109(2)(i) and (ii) are reset from 1st January 2023.

This exemption applies automatically; there is no application required.

This exemption shall remain in effect until 28th February 2023, unless withdrawn earlier in writing by the Director.



SIGNED at Wellington

This 9th day of March 2022

by **Keith Manch**
Director of Civil Aviation

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A handwritten signature in black ink, appearing to be 'Keith Manch', is written above a solid horizontal line. The signature is stylized and cursive.