
NOTICE OF RULE MAKING
COOK ISLANDS CIVIL AVIATION RULE PART 66
Aircraft Maintenance Personnel Licensing

I, Hon Henry Puna Minister of Civil Aviation of the Cook Islands, make the following Rule:

Cook Island Civil Aviation Rule (CICAR): Part 66 Aircraft Maintenance Personnel
Licensing

Content of Rule Incorporated by Reference

In accordance with section 39 of the Civil Aviation Act 2002 this Rule Part, incorporates by way of reference, the Rules contained in **New Zealand Civil Aviation Rule Part 66** in force as at **18th April 2018** as modified hereunder and shall be read subject to the following Interpretation and Modification Statement.

Objective of the Rule

This Rule prescribes the requirements for:

- the issue of aircraft maintenance licences, certificates, and ratings
- the privileges and limitations of those licences, certificates, and ratings.

Commencement of Rule into Force

This Rule, as modified below, comes into force on 1st July 2018.

Availability of Rules

A copy of Part 66 of the New Zealand Civil Aviation Rule (Consolidated version dated 1 February 2016) will be attached to this document and physically filed at:

The Ministry of Transport
Port of Avatiu
Avatiu
Rarotonga
Cook Islands

Copies of the New Zealand Civil Aviation Rules are available from:

- CAA web site: <http://www.caa.govt.nz/>
- NZ +64 0800 GET RULES (0800 438 785)

Extent of Consultation

In addition to public notification of proposed Rule-making, targeted notification of the intention to make this Rule was made to:

- All key document holders including holders of Foreign Air Operator Certificates
- Relevant Ministries
- Mayors and Executive Officers of the Outer Islands (Pa Enua)

The Ministry of Transport met on request with:

- The Office of the Public Service Commission
- Air Rarotonga
- Infrastructure Cook Islands (including representatives from the Pa Enua)
- Airport Authority Cook Islands
- Cook Islands Police Service
- Ministry of Finance and Economic Management (Customs)
- Pacific Island Energy PTE Ltd
- Cook Island Meteorological Service
- Cook Islands Tourism

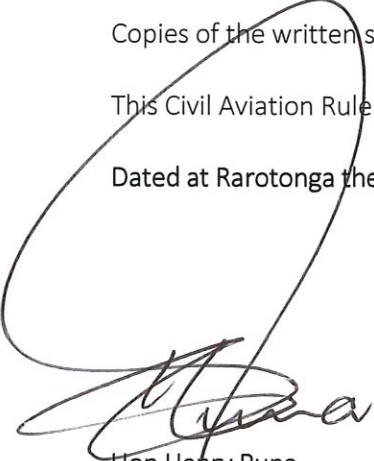
The Ministry of Transport received written submissions from:

- Airports Authority Cook Islands
- Air Rarotonga Ltd
- Pacific Islands Energy PTE Ltd.

Copies of the written submissions are available from the Ministry of Transport.

This Civil Aviation Rule is made pursuant to section 29 of the Civil Aviation Act 2002.

Dated at Rarotonga the 28th day June 2018.



Hon Henry Puna
Minister of Civil Aviation

Interpretation and Modification Statement for Part 66

(1) Words and numbers to be substituted. Unless otherwise stated, all references to civil aviation legislation are to be read as referring to the Cook Islands Civil Aviation Act 2002.

Throughout

- For "New Zealand" substitute "the Cook Islands" or "Cook Islands" as appropriate
- For "Act" or "Civil Aviation Act" substitute "Civil Aviation Act 2002 "
- For "regulation(s)" substitute "regulations made under the Civil Aviation Act 2002"
- For "Authority" or "Civil Aviation Authority of New Zealand" substitute "Cook Islands Ministry of Transport"
- For "CAA of NZ" or CAA substitute "Ministry of Transport – Civil Aviation Division of Cook Islands"
- For "CAA Consolidation" substitute "Cook Islands Incorporated Consolidation".
- For "Form CAA" or "Forms CAA" substitute "Form MOT or Forms MOT"
- For "section 9 of the Act" substitute "section 28 of the Act"

Below, "NZCAR" means New Zealand Civil Aviation Rule

NZCAR 66.10(c)	
Delete:	Insert:
"Australia"	"Australia or New Zealand"
Explanation of Change: Allows acceptance of a NZ aircraft maintenance engineer licence without the need for the applicant to pass an oral examination.	

NZCAR 66.203(1)	
Delete:	Insert:
"Australian"	"Australian or New Zealand"
Explanation of Change: Allows acceptance of certificates of an inspection authorisation coming from New Zealand	

NZCAR 66.103 Eligibility requirements	
Delete:	Insert:
“(2) have completed 6 months practical experience on the type or group of aircraft or components for which the rating is sought; and”	“(2) have completed 6 months practical experience on the type or group of aircraft or components for which the rating is sought or any practical experience that the Director may require, taking into account the applicants training and examinations undertaken under 66.103(3).”
Explanation of Change: Allows the maintenance of aircraft where the LAME has not had 6 months experience on the specific aircraft type, but where the Director is able to be flexible around the requirements without compromising safety.	

(ii) Any subpart, Rule or appendix of the adopted Rule Part which shall not apply in the Cook Islands

NZCAR Appendix A –Transitional arrangements
Delete: Appendix A
<p>“(a) Examination credits for the Type I (major) aircraft maintenance engineer licence subjects are acceptable to the Director for the purposes of 66.203(3) and 145.60(d) (1) (ii).</p> <p>(b) For the purposes of the Civil Aviation Rules, a current Type II (minor) aircraft maintenance engineer licence issued under the Civil Aviation Regulations 1953 shall be deemed an aircraft maintenance engineer licence issued under this Part in the corresponding category of licence and may be exchanged without further examination or test.</p> <p>(c) For the purposes of the Civil Aviation Rules, a group or type rating held on a licence issued under the Civil Aviation Regulations 1953 shall carry over to a licence issued under this Part and is deemed to have been issued under this Part.”</p>
Explanation of Change: No longer required.

(iii) Any general exemptions which will apply in the Cook Islands

Nil

(iv) Any additional provisions or requirements not found in the New Zealand Rule Part but which will apply in the Cook Islands

NZCAR Part 66.9 issuance of licences, certificates and ratings
Insert into 66.9(b) where highlighted
<p>“(b) An applicant for the grant of a licence, certificate, or rating on the basis that they are the holder of a current licence or certificate or rating issued by a foreign contracting State to the Convention is eligible to a licence or certificate or rating if the Director is satisfied that—</p> <p>(1) the applicant is the holder of an acceptable licence or certificate or rating; and</p> <p>(2) the applicant is a fit and proper person; and</p> <p>(3) the granting of the certificate or licence or rating is not contrary to the interests of aviation safety; and</p> <p>(4) except as provided in paragraph (c), the applicant has passed the Air Law examination and oral examination required by 66.53(a).”</p>
<p>Explanation of Change:</p> <p>This allows the acceptance of approved ratings gained from a foreign ICAO contracting State onto a Cook Island licence.</p>

(v) Any direction as to the application or non-application to the Cook Islands of any amendment or repeal of an adopted Rule Part by its country of origin

This Rule Part adopts all New Zealand amendments in force as at 18th April 2018, including:

- Part 66 Original Issue: 1 April 1997
- Amendment 1; 30 April 1999
- Amendment 2; 22 June 2006
- Amendment 3; 3 December 2009
- Amendment 4; 1 April 2014
- Amendment 5; 1 February 2016

(vi) Any other matter which would assist in the practical, clear and unambiguous interpretation and application of the adopted Rule Part in the Cook Islands.

Unless the Director issues specific acceptable means of compliance for this Cook Island Rule Part, the standards, practices and procedures that the Director has found to be acceptable are those published in the associated Advisory Circulars issued by the Civil Aviation Authority of New Zealand. Interpretative or explanatory material for this Rule Part may also be found in New Zealand Advisory Circulars.

In this Rule, "CAA Advisory Circulars" means Advisory Circulars issued by the Civil Aviation Authority of NZ.

If further guidance regarding acceptable means of compliance for this Cook Island Rule Part is required, the Director shall issue such guidance on request.

Any references to other Rule Parts is intended to refer to the applicable Cook Island Civil Aviation Rule (for example "Part 12" refers to Part 12 of the Cook Islands Civil Aviation Rules, which adopts by way of reference, with modifications, the New Zealand Civil Aviation Rule Part 12).

If no relevant Cook Island Civil Aviation Division form exists, the relevant New Zealand form may be used.

[Ends]