NOTICE OF RULE MAKING
COOK ISLANDS CIVIL AVIATION RULE PART 93
Special Aerodrome Traffic Rules and Noise Abatement Procedures

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

Cook Island Civil Aviation Rule (CICAR): Part 93 Special Aerodrome Traffic Rules and Noise Abatement Procedures

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 93** 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 provides for:

- aerodrome traffic rules that are additional to, and exceptions from, the general operating and flight rules prescribed in Rule Part 91;
- the Director to issue a determination on the requirement for a right-hand aerodrome traffic circuit; and
- Aerodrome noise abatement procedures.

Commencement of Rule into Force
This Rule, as modified below, comes into force on the 1st July 2018.

Availability of Rules

A copy of Part 93 of the New Zealand Civil Aviation Rule (Consolidated version dated 24 September 2015) 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:
- Airport 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 93

(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 "2002 Act"
- 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" substitute "Form MOT"
- For "AIPNZ" substitute "AIPCI"

Below, "NZCAR" means New Zealand Civil Aviation Rule

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

NZCAR Subpart B, C, D, E, F G and Appendix A, B and C
Delete: All -
All Parts above to be deleted. The remaining Parts in force are, with the modification above: **Subpart A** – General and; **Subpart H**- Right-Hand Aerodrome Traffic Circuits **Appendix D** –Noise Abatement Departure Profiles
Explanation of Change:
Reference to specific provision for New Zealand aerodromes have been deleted. Currently there are no specific provisions considered for aerodromes in the Cook Islands.

(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

Nil

(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 93 Original Issue: 1 April 1997
- Amendment 1; 30 April 1999
- Amendment 2; 9 January 2004
- Amendment 3; 11 May 2006
- Amendment 4; 23 October 2008
- Amendment 5; 25March 2010
- Amendment 6; 1 April 2014
- Amendment 7; 24 September 2015

(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]