

1964/2



THE CIVIL AVIATION REGULATIONS 1953,
AMENDMENT NO. 8

BERNARD FERGUSSON, Governor-General
ORDER IN COUNCIL

At the Government Buildings at Wellington this 27th day of January
1964

Present:

THE RIGHT HON. KEITH HOLYOAKE, C.H., PRESIDING IN COUNCIL

PURSUANT to the Civil Aviation Act 1948, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

REGULATIONS

1. (1) These regulations may be cited as the Civil Aviation Regulations 1953, Amendment No. 8, and shall be read together with and deemed part of the Civil Aviation Regulations 1953* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the day after the date of their notification in the *Gazette*.

2. (1) The principal regulations are hereby amended by revoking regulation 98 (as substituted by regulation 31 of the Civil Aviation Regulations 1953, Amendment No. 3), and substituting the following heading and regulation:

"Magnetic Track Altitude Requirements

"98. (1) The Director shall, in Civil Aviation Safety Orders, specify the altitude or flight level at which an aircraft required by these regulations to be flown at an altitude or flight level appropriate to its magnetic track shall be flown.

"(2) In specifying magnetic track altitude requirements in pursuance of subclause (1) of this regulation the Director shall further specify the procedure to be used for the setting of altimeters in all aircraft.

*S.R. 1953/108

(Reprinted with Amendments Nos. 1-6: S.R. 1962/13)
Amendment No. 7: S.R. 1962/139

“(3) An aircraft required by these regulations or by Civil Aviation Safety Orders to be flown at an altitude or flight level appropriate to its magnetic track shall conform to the requirements of the Director prescribed under this regulation and any such altitude or flight level shall be maintained by reference to an altimeter set in accordance with the procedure prescribed by the Director.”

(2) Regulation 31 of the Civil Aviation Regulations 1953, Amendment No. 3, is hereby revoked.

3. Regulation 103 of the principal regulations is hereby amended as follows:

(a) By omitting from paragraph (a) the words “control zones or control areas”, and substituting the words “controlled airspace”:

(b) By repealing paragraph (b), and substituting the following paragraph:

“(b) Elsewhere—an altitude or flight level appropriate to the magnetic track specified in Civil Aviation Safety Orders pursuant to regulation 98 of these regulations:

“Provided that an aircraft may be flown at an altitude or flight level other than the altitude or flight level required by this paragraph if the aircraft is flying in conformity with instructions given by an Air Traffic Control unit or in accordance with duly prescribed holding procedures.”

T. J. SHERRARD,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

Regulation 2 empowers the Director of Civil Aviation to prescribe in Civil Aviation Safety Orders magnetic track altitude requirements and procedures associated therewith.

Regulation 3 consequentially amends the principal regulations in relation to IFR flight and provides for altitude requirements of any such flight to be subject to ATC control and prescribed procedures.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 30 January 1964.

These regulations are administered in the Air Department.