

MEMORANDUM FOR TECHNICAL COOPERATION
BETWEEN
TRANSPORT CANADA AVIATION
AND THE
CIVIL AVIATION AUTHORITY OF NEW ZEALAND
CONCERNING
CIVIL AVIATION SAFETY

OBJECTIVE

Transport Canada Aviation (TCA) and the Civil Aviation Authority (CAA) of New Zealand, mindful of the close cooperation and excellent relations between them in all matters related to the safe operation of civil aviation, have recognized the mutual benefits that could accrue from improved cooperation in consonance with the implementation of:

- Resolution of the International Civil Aviation Organization (ICAO) on Global Rule Harmonization which urges States and Groups of States to promote global harmonization of national rules;
- Aircraft Agreement of the General Agreement on Tariffs and Trade (GATT) in which States have agreed to ensure that civil aviation certification requirements and specifications on operating and maintenance procedures are not unnecessary barriers to trade; and
- Article 83 *bis* of the Convention on International Civil Aviation that permits States to transfer to each other, by agreement, safety functions and duties related to rules of the air, personnel licensing, certificates of airworthiness and aircraft radio equipment, in respect of the lease, charter and interchange of aircraft between States.

The Parties agree to pursue the harmonization of aviation standards, rules, procedures and processes in order to minimize and as far as possible eliminate national variations provided that the high level of safety of civil aviation operation in New Zealand and Canada is not compromised in any way whatsoever.

CONSULTATIVE MECHANISM

The CAA and TCA adopt the following process in order to realize the objective of this Memorandum for Technical Cooperation (MTC):

- Executives of the two organizations will develop policies and cooperative programs for implementing this MTC in the areas of:
 - personnel licensing standards, aircraft leasing, commercial air services operating standards;
 - safety in the provision and operation of air communications, navigation, surveillance and all other aspects of air traffic services;
 - concepts of safety, including loss/accident prevention initiatives; and
 - research and development, including human factors in civil aviation operation.

COOPERATION WITH OTHER STATES

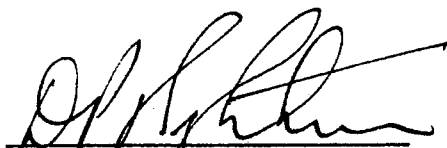
TCA and the CAA will use their good offices to encourage similar cooperation with other States for the implementation of the ICAO Global Rule Harmonization Resolution.

Civil aviation administrations of States whose standards of civil aviation safety are sufficiently equivalent to those of the CAA and TCA may be invited to be parties to appropriately amended versions of this MTC or other MTCs with generally similar objectives.

Harmonized criteria, standards, regulations, rules, procedures and processes will be geared to enhance safety, promote systems compatibility; reduce operating costs, improve efficiency and effectiveness; assure confidence in the transfer of appropriate aviation safety functions from one State to another as authorized by Protocol Article 83 *bis*; reduce the economic burden on air carriers and aeronautical industries; and prevent unnecessary barriers to trade as envisaged by the GATT.

CANADA
TRANSPORT CANADA AVIATION

BY:

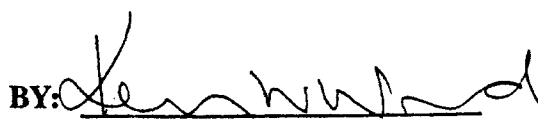

D.P. Wightman

TITLE: Assistant Deputy Minister

DATE: 14 Sept. 1993

NEW ZEALAND
CIVIL AVIATION AUTHORITY

BY:


K.W. Ward

TITLE: Director of Civil Aviation

DATE: 14 Sept 1993

ANNEX 1
TO
MEMORANDUM FOR TECHNICAL COOPERATION
BETWEEN
TRANSPORT CANADA AVIATION
AND THE
CIVIL AVIATION AUTHORITY OF NEW ZEALAND

Purpose of Annex

Pursuant to the objectives of the Memorandum, and to meet the spirit of cooperation intended, the Civil Aviation Authority of New Zealand and Transport Canada Aviation agree to cooperate in the development of each others Human Resources and to facilitate mutual understanding between the respective parties.

In this regard, it is agreed that at a time mutually acceptable, staff from each party will be provided with the opportunity for exchange and the opportunity to operate within the organization of the other party to learn about processes and standards applicable within the civil aviation system of the parties.

Delegation of Powers

If the situation permits and is considered to be desirable in furtherance of the aims of this Memorandum, the host party shall lawfully delegate those powers necessary to the visitor to carry out any regulatory activity and only on the basis of the qualifications and expertise of the visitor and under direct supervision by a suitably delegated officer from the host party. To this end, legal accountability for any work so carried out shall be the responsibility of the host.

Description of Disciplines

For the purpose of this Annex, the generic disciplines concerned are: Procedures and Rules of the Air; Aircraft and Airworthiness; Personnel Licensing; Certification and Inspection/Audit of Operators and Other Organizations; Airspace Safety; Aerodrome Safety; Airways Safety; System Safety; and Security.

Financial and Administrative Provisions

The costs of the exchange are to be borne by the visiting party and not transferred to the host party, except that it is understood that there is a cost to the host party in terms of work disruption that cannot be avoided and which will not be passed on to the visiting party.

Expenses such as transportation, accommodation, per diem, and other incidentals are to be borne by the visiting party.

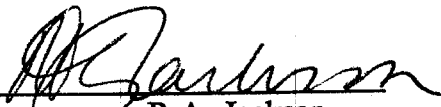
It is expected that such visits will be confined to about one month in any one discipline.

Where possible, the good offices of the host party will facilitate the exchange visits.

Each party will provide to the other, a copy of the report resulting from such visits and undertake to provide any follow up information as is practicable.

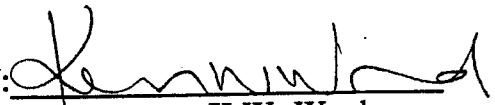
CANADA
TRANSPORT CANADA AVIATION

BY: _____


R.A. Jackson

NEW ZEALAND
CIVIL AVIATION AUTHORITY

BY: _____


K.W. Ward

TITLE: Assistant Deputy Minister

DATE: _____

25.9.95

TITLE: Director of Civil Aviation

DATE: _____

25 Sept 1995.