



**PURSUANT** to Section 30 of the Civil Aviation Act 1990

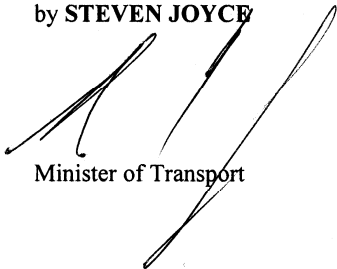
**I, STEVEN JOYCE**, Minister of Transport,

**HEREBY MAKE** the following ordinary rules.

**SIGNED AT** Wellington

This 17<sup>th</sup> day of February 2010

by **STEVEN JOYCE**



Minister of Transport

A handwritten signature in black ink, consisting of several fluid, overlapping strokes, is written over the printed name 'STEVEN JOYCE'. Below the signature, the text 'Minister of Transport' is printed in a black, sans-serif font.

**Civil Aviation Rules**

**Part 26, Amendment 2**

**Additional Airworthiness Requirements**

*Docket 9/CAR/1*

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**Rule objective**

The objective of amendment 2 to Part 26 is to make minor editorial and minor technical changes to facilitate clearer interpretation of the rule, and to harmonize the rule requirement with international standards.

Amendment 2 to Part 26 is constituent to NPRM 09-03 which contains amendments to the following Parts:

|         |          |          |
|---------|----------|----------|
| Part 1  | Part 95  | Part 140 |
| Part 12 | Part 105 | Part 145 |
| Part 19 | Part 106 | Part 148 |
| Part 26 | Part 119 | Part 172 |
| Part 43 | Part 121 | Part 173 |
| Part 65 | Part 125 | Part 175 |
| Part 77 | Part 129 |          |
| Part 91 | Part 135 |          |
| Part 93 | Part 139 |          |

**Extent of consultation**

A Notice of Proposed Rulemaking, NPRM 09-03, containing the proposed changes to Part 26 and changes to other rules was issued for public consultation under Docket 9/CAR/1 on 30 July 2009.

The publication of this NPRM was notified in the Gazette on 31 July 2009 and advertised in the daily newspapers in the five main provincial centres on 31 July 2009. The NPRM was published on the CAA web site on 30 July 2009.

A period of 37 days was allowed for comment on the proposed rule.

**Summary of submissions**

A total of 3 written submissions were received on NPRM 09-03 (1 submission related to Part 1, and 2 submissions related to Part 91). As none of the submissions relate to Part 26 no changes were made to the proposed amendments. However, some editorial changes have been made to clarify the wording of the rule.

The rule as amended was then referred to the Minister of Transport for signing.

### **Examination of submissions**

Submissions may be examined by application to the Docket Clerk at the Civil Aviation Authority between 8:30 am and 4:30 pm on weekdays, except statutory holidays.

### **Insertion of Amendments**

The amendments to the rules in this Part are reflected by the revocation of an existing rule and the insertion of a new rule.

### **Effective date of rule**

Amendment 2 to Part 26 comes into force on 25 March 2010.

### **Availability of rules**

Civil Aviation Rules are available from–

CAA web site: <http://www.caa.govt.nz/>

Freephone: 0800 GET RULES (0800 438 785)

## Part 26 Amendments

### Appendix D — Air Transport Aeroplanes with a Type Certificated Seating Capacity of More Than 19 Passengers

*Paragraph D.2.10 is revoked and replaced by the following paragraph:*

#### ***D.2.10 Emergency exit exterior markings***

Each emergency exit operable from the outside must be marked on the outside of the fuselage with—

- (1) a continuous 50 mm wide coloured band outlining the exit that—
  - (i) must differ in colour from the surrounding surface to achieve visual contrast; and
  - (ii) may be on the edge of the exit, on the surface surrounding the exit, or partially on both; and
- (2) for an exit that is not in the side of the fuselage—
  - (i) the external means of opening and applicable instructions in red, or in bright chrome yellow if the background colour does not provide sufficient visual contrast with red; and
  - (ii) if the means of opening is located on only one side of the fuselage, the instructions for opening on both sides of the fuselage.

**Consultation Details**

*(This statement does not form part of the rules contained in Part 26. It provides details of the consultation undertaken in making the rules.)*

A Notice of Proposed Rulemaking, NPRM 09-03 Omnibus 2009, containing the proposed rule amendments for Part 26, and other proposed rule amendments in various Parts, was issued for public consultation under Docket 9/CAR/1 on 30 July 2009.

A period of 37 days was allowed for comment on the proposed rule.

A total of 3 written submissions were received on NPRM 09-03 (1 submission related to Part 1, and 2 submissions related to Part 91). However, no submissions were received relating to Part 26.

The purpose of NPRM 09-03 was to make minor editorial and minor technical amendments to various Parts of the Civil Aviation Rules (CAR). The proposed amendments included the correction of spelling and grammatical errors, the updating of various rules in accordance with current International Civil Aviation Organization (ICAO) standards, definitions and abbreviations, and the revocation of specific transitional arrangements.