



**23/EXE/23**

**Exemption from the Requirement in Civil Aviation Rule**

**CAR 91.7(a)**

**PURSUANT TO** Section 37(2)(d) of the Civil Aviation Act 1990,

I, **Keith Manch**, Director of Civil Aviation, being satisfied that—

- (a) the prescribed requirements to not allow the operation of any portable electronic device that is designed to transmit electromagnetic energy, on any aircraft while that aircraft is operating under IFR, and to not carry dangerous goods aboard an aircraft in checked or carry-on baggage unless permitted by the ICAO Technical Instructions, are clearly unreasonable in the case of size restricted batteries of baggage tracking devices that do not affect the aircraft systems; and
- (b) the risk to safety will not be significantly increased by the granting of this exemption,

**HEREBY EXEMPT—**

**any person, including any operator or pilot-in-command, on any  
New Zealand registered aircraft**

**FROM—**

the requirement in CAR 91.7(a) that no person may operate, nor may any operator or pilot-in-command of an aircraft allow the operation of, any cellphone or other portable electronic device that is designed to transmit electromagnetic energy, on any aircraft while that aircraft is operating under IFR; and

the requirement in CAR 92.13 that a person shall not carry dangerous goods or cause dangerous goods to be carried aboard an aircraft in checked or carry-on baggage or on their person unless permitted by the Technical Instructions,

**ONLY WITH RESPECT TO**

the use of Bluetooth® enabled lithium-powered tracking devices in carry-on and checked baggage

**PROVIDED THAT—**

- a) aircraft operators carry out a suitable assessment under their certified safety management system before allowing the carriage of baggage tracking devices; and



b) each battery installed in the baggage tracking devices must not exceed the following:

- for lithium metal batteries, a lithium content of 0.3 grams; or
- for lithium ion batteries, a Watt-hour rating of 2.7 Wh.

This exemption remains in effect until 27 January 2028, unless withdrawn earlier in writing by the Director.

**SIGNED** at Wellington

This 27<sup>th</sup> day of January 2023

by **Keith Manch**

Director of Civil Aviation

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A handwritten signature in black ink, appearing to be 'Keith Manch', is written over a horizontal line. The signature is stylized and cursive.