



26/EXE/49

**Exemption from the Requirement in Civil Aviation Rule
CAR 61.35(a)(1)(ii)**

PURSUANT TO Section 322(1)(b) of the Civil Aviation Act 2023 (the Act),

I, **Kane Patena**, Director of Civil Aviation, being satisfied in accordance with s 322(3) that—

- (a) the extent of the exemption is no broader than is reasonably necessary to address the matters that gave rise to the proposed exemption; and
- (b) the exemption is consistent with the main purpose of this Act; and
- (c) having considered the matters set out in s 322(3)(c), including the additional purposes of this Act and relevant international standards, it is appropriate to grant this exemption;

HEREBY EXEMPT—

any Australian professional pilot applying to the Civil Aviation Authority of New Zealand (CAA of NZ) for licence recognition under the Trans-Tasman Mutual Recognition Act 1997 (TTMRA)

FROM—

the requirement in CAR 61.35(a)(1)(ii) that a person who holds a commercial pilot licence or an airline transport pilot licence, must not exercise the privileges of the licence unless they hold a current class 1 medical certificate issued under the Act (NZ class 1 medical certificate);

PROVIDED THAT—

- a) the pilot must not exercise the privileges of the newly issued NZ licence unless they hold a current class 1 medical certificate issued by the Civil Aviation Safety Authority of Australia (CASA) under the Civil Aviation Act 1988 (CASA class 1 medical certificate); and only within the CASA class 1 medical certificate's remaining period of validity from the date the NZ licence is issued; and
- b) the CASA class 1 medical certificate must be carried with the NZ pilot licence whenever exercising the privileges of that licence; and
- c) the current CASA class 1 medical certificate and last CASA medical certificate application are forwarded to CAA (med@caa.govt.nz) within 10 working days of exercising licence privileges in accordance with this exemption; and
- d) all the conditions, restrictions and endorsements on the CASA class 1 medical certificate must be complied with whilst exercising the privileges of the NZ pilot licence until the medical certificate expires or is replaced by a NZ class 1 medical certificate; and
- e) where these conditions, restrictions and endorsements are contained in a letter issued by CASA, that letter must be carried by the pilot when exercising the privileges of the NZ pilot licence; and



- f) to continue exercising the privileges of the NZ licence after the CASA class 1 medical certificate expires, the pilot must gain and hold a valid NZ class 1 medical certificate; and
- g) regardless of whether the licence holder is operating under a CASA or NZ class 1 medical certificate, the pilot as licence holder must comply with the requirement in Schedule 2 (8) of the Civil Aviation Act 2023; and must cease to exercise licence privileges and advise the Director as soon as practical if the licence holder is aware of, or has reasonable grounds to suspect, any change in their medical condition or the existence of any previously undetected medical condition that may interfere with the safe exercise of the privileges to which the medical certificate relates; and
- h) the use of the CASA class 1 medical certificate is restricted to NZ airspace only.

This exemption shall remain in effect until 17 May 2031, unless withdrawn earlier in writing by the Director.

COMMENCEMENT DATE

18 May 2026

ADMINISTERING AGENCY

The administering agency responsible for administering this Class Exemption is the Civil Aviation Authority of New Zealand.

AVAILABILITY

Civil Aviation Class Exemptions are available from–

CAA website: <http://www.aviation.govt.nz/>

SIGNED at Wellington)

This 1st day of May 2026)

by **Kane Patena**)

Director of Civil Aviation)

Explanatory Note

This note is not part of the Class Exemption but is intended to indicate its general effect.

This Class Exemption is secondary legislation and is published by the Civil Aviation Authority on its website and notified in the *Gazette* as required by the Legislation Act 2019.

This exemption permits Australian Commercial Pilot Licence and Airline Transport Pilot Licence holders applying under the TTMRA, to the CAA of NZ for licence recognition, to use the balance of their current Australian class 1 medical certificate's validity period to exercise the privileges of their NZ licence.

This is secondary legislation issued under the authority of the Legislation Act 2019	
Title	Australian Commercial Pilot Licence and Airline Transport Pilot Licence holders applying under the TTMRA, to the CAA of NZ for licence recognition may use the balance of their Australian class 1 medical certificate's validity period to exercise the privileges of their NZ licence, before obtaining a NZ class 1 medical certificate [2026]
Empowering Act	Civil Aviation Act 2023
Empowering provision(s)	section 322 of the Civil Aviation Act 2023
Maker Name	Kane Patena, Director of Civil Aviation
Administering Agency	The Civil Aviation Authority of New Zealand
Date made	1 May 2026
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