

## Civil Aviation (Safety) Levies Amendment Order 2005

Pursuant to section 42A of the Civil Aviation Act 1990, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following order.

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### 1 Title

- (1) This order is the Civil Aviation (Safety) Levies Amendment Order 2005.
- (2) In this order, the Civil Aviation (Safety) Levies Order 2002<sup>1</sup> is called “the principal order”.

### 2 Commencement

This order comes into force on 1 October 2005.

### 3 Interpretation

Clause 3(1) of the principal order is amended by inserting, in its appropriate alphabetical order, the following definition:

“**international operator** —

“(a) means a person who—

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<sup>1</sup> SR 2002/84

- “(i) is the holder of an aviation document issued under the Act; and
- “(ii) operates an aircraft in respect of journeys—
  - “(A) beginning in New Zealand and ending outside New Zealand; or
  - “(B) beginning outside New Zealand and ending in New Zealand; or
  - “(C) beginning and ending outside New Zealand with an intermediate stop in New Zealand; or
  - “(D) beginning and ending in New Zealand with an intermediate stop outside New Zealand; and
- “(b) includes any person who as owner or hirer is making use of the aircraft described in paragraph (a), either personally or through servants or agents, in respect of those operations”.

#### **4 Aerodrome operators must pay departing international passenger levy**

- (1) The heading to clause 9 of the principal order is amended by omitting the words “**Aerodrome operators**”, and substituting the words “**International operators**”.
- (2) The principal order is amended by revoking clause 9(1), and substituting the following subclause:
  - “(1) An international operator must pay to the Authority a levy calculated at the rate of \$1.00 for each international civil air passenger departing from New Zealand on an aircraft operated by that operator.”
- (3) Clause 9 of the principal order is amended by omitting the words “aerodrome operator” in each place where they appear, and substituting in each case the words “international operator”.
- (4) Clause 9(2)(e)(i) of the principal order is amended by omitting the words “the aerodrome”, and substituting the words “an aerodrome”.
- (5) Clause 9(6) of the principal order is amended by omitting the words “the aerodrome”, and substituting the words “New Zealand”.

Diane Morcom,  
Clerk of the Executive Council.

**Explanatory note**

*This note is not part of the order, but is intended to indicate its general effect.*

This order, which comes into force on 1 October 2005, amends the Civil Aviation (Safety) Levies Order 2002.

The amendment—

- provides that international operators must pay the departing international passenger levy:
- inserts the definition of international operator.

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