



Issued: 17 November 2016

## CAA Information Bulletin on EASA Developments – 9 August – 17 November 2016

**This Information Notice contains information that is for guidance and/or awareness.**

Recipients are asked to ensure that this Information Notice is copied to all members of their staff who may have an interest in the information (including any 'in-house' or contracted maintenance organisations and relevant outside contractors).

<b>Applicability:</b>	
<b>Aerodromes:</b>	All Aerodrome Licence Holders
<b>Air Traffic:</b>	All ATC, FIS and ANSPs
<b>Airspace:</b>	All NATMAC Members
<b>Airworthiness:</b>	All Airworthiness Organisations
<b>Flight Operations:</b>	All AOC Holders and General Aviation Pilots
<b>Licensed/Unlicensed Personnel:</b>	All Training Organisations, All Pilots and Maintenance Engineers

### 1 Introduction

1.1 This Information Notice provides highlights of EASA developments and CAA activities covering the period 9 August to 16 November 2016.

### 2 Revision of the EASA Basic Regulation

2.1 Negotiations in the Council Aviation Working Group (AWG) on the proposal for a revision of the EASA Basic Regulation (common rules in the field of civil aviation and establishing a European Union Aviation Safety Agency, and repealing Regulation (EC) No. 216/2008) commenced in January 2016.

2.2 The then Presidency (Netherlands) divided the dossier into a number of blocks (containing related areas and subjects) to ease discussions. Good progress was made during the first half of 2016 with completion of a first full review and commencement of discussions focussing on the detail in particular areas. During this period the CAA was extremely active in preparation for discussion in AWG meetings and is attending them with DfT (Department for Transport) in support of the UK Permanent Representation to the European Union (UKRep).

2.3 In July the Slovak Republic took over the Presidency. Work has continued apace within the Council during the summer and it is likely that AWG meetings will carry on until the end of November 2016. The CAA has been and will continue to be highly involved in support of DfT and the UKRep.

### 3 EASA Committee

3.1 The EASA Committee met on 26-27 October 2016. The agenda covered the following items on the first day:

i) Update on on-going Commission adoption procedures – *Information by the Commission*

The Commission briefed on the regulations proceeding through comitology and explained that since the last EASA Committee meeting there had been some delays within the Commission Legal Services arising from the need to translate all the amendments agreed in the June Committee.

ii) Implementation of Commission Regulation (EU) No. 452/2014 pertaining to Third Country Operators (TCO) – *Information by EASA (update)*

EASA provided a presentation on the progress made since the initial implementation of Regulation 452/2014 in May 2014. The presentation highlighted that by 26 November 2016 all non-EU operators must have a TCO authorisation to fly to/from the EU. Currently TCO authorisations are in place for more than 99% of all flights by non-EU carriers. More than 800 applications have been received to date. The Agency also explained that a post implementation review would now take place. The results are expected in the summer of 2017.

iii) Draft Commission Regulation as regards the revision of EU operational rules for balloons and amending Commission Regulation (EU) No. 965/2012 – *Discussion*

The Committee was provided with an update on the progress being made to develop more proportionate operating regulations for Balloons. There was a positive discussion regarding the concerns some Member States have expressed regarding the use of declaration by the Operator in place of being issued with an AOC. There was good support from the Member States for the proposal. It is now envisaged that new regulation will be voted on at the next Committee meeting in February 2017.

iv) Draft Commission Regulation amending Commission Regulation (EU) No. 748/2012 as regards embodiment of risk-based compliance verification into Part-21 – *Discussion and possible vote by written procedure*

The Committee discussed the proposed amendment to the regulation. There was strong support for the proposed change. The final draft regulation is expected to be voted on by written procedure before the next Committee meeting. EASA envisage the revised regulation will be implemented in early 2018.

v) Draft Commission Regulation amending Regulation (EU) No. 640/2015 as regards additional airworthiness specifications for a given type of operations – *Orientation discussion:*

- EASA Opinion 08/2016 Halon: Update of Part-26 to comply with ICAO Standards
- EASA Opinion 12/2016 Ageing aircraft structures

EASA explained the need to align the proposed phase out of Halon fire extinguishers in aircraft cabins with the revised timescales recently agreed at the 37<sup>th</sup> ICAO Assembly in October 2016. The Committee were supportive of the proposal which will be added together with the Agency proposal to broadly align Ageing Aircraft structure inspection requirements with those already in place in the USA. The proposed changes will be combined with previous proposed amendments to Part 26 for thermal /acoustic insulation replacement and improved seat crashworthiness (EASA Opinions 04/2016 and 02/2016). The amendment is expected to be put to the vote in February 2017.

### 3.2 The following agenda items were covered on the second day:

- vi) Draft Commission Regulation based on EASA Opinion 03/2016 amending Regulation (EU) No. 139/2014 as regards requirements and administrative procedures related to aerodromes - *Discussion*

The Commission presented the case for amending the EASA Aerodromes regulation to align with revised ICAO Annex 14 approach classifications. This will allow PBN type approaches. i.e. allowing instrument approaches to non-precision runways with appropriate decision heights. The Committee supported the proposal although the amendment was not put to the vote.

- vii) Draft Commission Regulation based on EASA Opinion 09/2016 amending Commission Regulation (EU) No. 1178/2011 as regards Aircrew, updating Annex IV to Part-MED – *Discussion*

*See item viii) below.*

- viii) Additional amendment to Commission Regulation (EU) No. 1178/2011, related to the European Aero-Medical Repository (EAMR)

The Commission briefed on the evolution of the proposals to update Part-MED to correct editorial errors, consistency issues or gaps identified through implementation experience and the proposed changes resulting from the recommendations issued by the Germanwings accident. The Agency also provided a detailed brief on the information that will be held in the EAMR. There was good support from the Member States for the proposals with a number providing detailed points for further refinement of the proposed text. EASA responded by announcing that they will hold a technical meeting in Cologne with the experts from the NAAs on 22 November 2016 to discuss the outstanding issues and to finalise the proposed amendments

- ix) Draft Commission Regulation based on EASA Opinion 11/2016 amending Commission Regulation (EU) No. 1178/2011 as regards training outside approved training organisations, Part DTO - *Discussion*

EASA presented their proposals for simplifying non-commercial pilot training through the introduction of simpler more proportional regulations that will allow training to take place outside of Approved Training Organisations. There was lively debate with some Member States enquiring how the proposed declaration process would work in practice. The UK along with many other Member States indicated their broad support for the proposal. It is expected that the proposals will be finalised and prepared for a vote at the next EASA Committee meeting.

- x) Opt out extensions to:

- Pilots holding third country licence in non-commercial operations – *Orientation discussion*
- Balloons and Sailplanes provision in Part-FCL in the context of the foreseen timelines for the new balloon and sailplane regulations – *Orientation discussion*

EASA explained their proposal to extend the opt out period from the air operations regulations applicable to balloons and sailplanes until Q3 2020. This is expected to allow sufficient time for the amendment to Regulation 965/2012 described in paragraph 3, iii) introducing simplified requirements for these aircraft to be adopted and implemented within the Member States. The Agency also explained that there is likely to be a further extension to the opt out period for pilots holding third country licences used in non-commercial operation, to allow additional time to agree changes to the bilateral agreement with the USA.

- xi) Draft Commission Regulation amending Regulation (EU) No. 1321/2014 as regards safety management systems in continuing airworthiness and alleviation for general aviation aircraft - *Discussion*

The proposal was discussed by the Committee and received general support. The details of the proposal will be considered in depth at the Production and Continuing Airworthiness TEB on 16/17 November. It is expected that the finalised text will be in place for a vote at the February EASA Committee meeting. The changes will introduce Safety Management Systems requirements for CAMOs and deliver Part M light simplifying the continuing airworthiness and maintenance regulations for General Aviation aircraft.

- xii) Possible vote by written procedure:

- Draft Commission Regulation amending Commission Regulation (EU) No. 748/2012 as regards embodiment of risk-based compliance verification into Part-21.

See paragraph 3, iv) above.

## 4 Other Rulemaking Topics

### 4.1 EASA Consultation on draft Opinion/Decision – Aircrew Medical Fitness

The CAA recently responded to an Agency consultation on a draft Opinion and Decision on Aircrew Medical Fitness.

### 4.2 Single European Sky (SES)

Progress on SES activities is covered in [CAA Information Notices](#) published periodically on the CAA website.

## 5 CAA Responses to NPAs and CRDs

- 5.1 The CAA made comments on the following EASA consultations since the last update ([IN 2016-071](#)) was published:

NPA 2016-02	Technical requirements and operational procedures for aeronautical information services and aeronautical information management
NPA 2016-03	Technical review of the theoretical knowledge, syllabi, learning objectives, and examination procedures for air transport pilot licence, multi-crew pilot licence, commercial pilot licence and instrument ratings
NPA 2016-05	Reorganisation of CS-23
NPA 2016-10	Maintaining Aerodromes Rules – AMC/GM for Aerodromes Amendment 2

- 5.2 The CAA had no comments on the following EASA consultations since the last update was published:

NPA 2016-07	Regular update of CS-25
CRD 2013-07	Ageing aircraft structures

- 5.3 [CAA responses on NPA and CRD consultations](#) can be viewed on the CAA website.

## 6 Opinions

- 6.1 EASA recently published the following Opinions:

Opinion 08/2016	Halon – Update of Part-26 to comply with ICAO Standards
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Opinion 09/2016	Update of Part-MED (Annex IV to Commission Regulation (EU) No. 1178/2011)
Opinion 10/2016	Performance-based navigation implementation in the European air traffic management network
Opinion 11/2016	Training outside approved training organisations
Opinion 12/2016	Ageing aircraft structures

## **7 Commonly used Abbreviations in EASA Bulletin**

- 7.1 A list of commonly used abbreviations used in our EASA Bulletins and their meanings are provided as an **Annex** to this Information Notice. The Annex also includes a link to the standard list of terms used to describe the high-level EASA regulations.

## **8 Queries**

- 8.1 Any queries as a result of this communication should be addressed to the **[European.Affairs@caa.co.uk](mailto:European.Affairs@caa.co.uk)** e-mail address.

## **9 Cancellation**

- 9.1 This Information Notice will remain in force until 16 May 2017.

## Annex Commonly used Abbreviations in CAA EASA Information Bulletin

ACAS	Airborne Collision Avoidance System
AMC/GM	Acceptable Means of Compliance / Guidance Material
ANS	Air Navigation Services
AR/OR	Authority Requirements / Organisation Requirements
ATCO	Air Traffic Control Officer
ATM	Air Traffic Management
CC	Cabin Crew
CRD	Comment Response Document
EAB	EASA Advisory Board
EASP EASp	EASA Aviation Safety Programme EASA Aviation Safety Plan
FABS	Finance and Business Services
FCL	Flight Crew Licensing
FTL	Flight Time Limitations
GA	General Aviation
IMC	Instrument Meteorological Conditions
IR	Implementing Rule
MED	Medical
NAA	National Aviation Authority
NPA	Notice of Proposed Amendment
NSA	National Supervisory Authority
OJEU	Official Journal of the European Union
OPS-NCO/NCC	Operations - non-commercial operations with other than complex motor-powered aircraft / non-commercial operations with complex motor-powered aircraft
OPS-SPO/CAT (S+B)	Operations - specialised operations / commercial air transport operations for sailplanes and balloons
OPS-CAT/SPA	Operations - Commercial air transport operations and specific approvals
OSD	Operational Suitability Data
RAG	Rulemaking Advisory Group
SERA	Standardised European Rules of the Air
SES	Single European Sky
SSCC	Safety Standards Consultative Committee
TAG	Thematic Advisory Group
TCO	Third Country Operators

**Note:** A further list of standard terms used to describe the EASA Regulations can be found at: [EASA Terminology](#).