

UK - US Transition - CAA Decisions

DECISION No. 20

Publication date: 21 December 2022

Decision enabling an approved maintenance organisation located inside the USA to perform the Release to Service of an aircraft registered in the UK, until 31 December 2024

Background

1. Aircraft registered in the United Kingdom and not being operated by a European Union (EU) Community operator do not comply with the airworthiness requirements contained in the European Union Regulation (EU) 2018/1139 and its Implementing Rules for Continuing Airworthiness (EU) 1321/2014. Aircraft registered in the UK are considered to be third country aircraft under EU law. EASA has stated that “*there is no reason for a Part 145 organisation not to release a third country registered aircraft as long as the national law allows it.*” ([EASA Reference 2013 \(D\) 51397](#), Rulemaking interpretation on “Maintenance release of aircraft not covered by the Basic Regulation” refers).
2. UK Regulation (EU) No 1321/2014, Part 145 contains the requirements that will apply to UK registered aircraft.

Decision

1. The CAA, under Article 76(3) of UK Regulation (EU) 2018/1139 has decided:
2. That where an aircraft maintenance organisation has its principal place of business in the USA, it may release a UK registered aircraft to service provided it holds a FAR CFR Part 145 repair station approval and an EASA Part 145 approval certificate. The repair station may continue to use its National/EASA approval number when making a release to service.
3. The CAA considers that an organisation operating in this way is acting in accordance with “Practice 3” of the EASA document dated 20 March 2013.

The certificate of release to service should include the following statement:

‘Certifies that the work specified, except as otherwise specified, was carried out in accordance with Part-145 under the national aviation law of the UK and in recognition of the organisation’s EASA Part 145 approval, and in respect to that work the aircraft is considered ready for release to service’.

Signed: XX.145.XXXX

Alternatively, it is also acceptable to the CAA to use the following statement:

'Certifies that the work specified, except as otherwise specified, was carried out in accordance with Part-145 and in respect to that work the aircraft is considered ready for release to service'.

Signed: XX.145.XXXX

4. This decision will remain in force until 31 December 2024 unless revoked or amended by the CAA.

A handwritten signature in black ink, appearing to be 'Rob Bishton', written over a horizontal line.

Rob Bishton

For the Civil Aviation Authority and the United Kingdom

Date of Decision: 21 December 2022

Date of Decision Coming into force: 1 January 2023