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STATUTORY INSTRUMENTS

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**2020 No. 1116**

**The Aviation Safety (Amendment) (EU Exit) Regulations 2020**

**PART 2**

Amendment of subordinate legislation

**CHAPTER 1**

Amendment of the Aviation Safety (Amendment etc.) (EU Exit) Regulations 2019

**Amendment of the Aviation Safety (Amendment etc.) (EU Exit) Regulations 2019**

2. The Aviation Safety (Amendment etc.) (EU Exit) Regulations 2019<sup>(1)</sup> are amended in accordance with regulations 3 to 46.

**Amendment of Part 3, Chapter 2 (banned operator list)**

3. In regulation 20(4) (amendment of Article 3 of Regulation [\(EC\) No 2111/2005](#))—

- (a) in paragraph (4)(d), for “The Commission may modify the Annex” substitute “The Commission is empowered to adopt delegated acts in accordance with Article 14a amending the Annex in order to modify the common criteria”;
- (b) omit sub-paragraph (e).

4. In regulation 25 (amendment of Article 8 of Regulation [\(EC\) No 2111/2005](#)), for “(implementing measures)” substitute “(detailed rules)”.

**Amendment of Part 4, Chapter 1 (initial airworthiness)**

5. In regulation 196(2) (amendment of Subpart B of Section A of Annex 1 to [Commission Regulation \(EU\) No 748/2012](#))—

- (a) omit “21.A.16A, 21.A.16B, 21.A.17A, 21.A.17B, 21.A.18,”;
- (b) omit “21.A.23,”.

6. In regulation 197(2) (amendment of Subpart D of Section A of Annex 1 to [Commission Regulation \(EU\) No 748/2012](#)), omit “, 21.A.103”.

7. In regulation 203 (amendment of Subpart J of Section A of Annex 1 to [Commission Regulation \(EU\) No 748/2012](#))—

- (a) omit paragraph (3);
- (b) in paragraph (5)—
  - (i) omit sub-paragraph (a);
  - (ii) for sub-paragraph (b) substitute—

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<sup>(1)</sup> [S.I. 2019/645](#), amended by [S.I.2019/1098](#).

- “(b) in point (c), for “Agency” substitute “CAA”.”;
- (c) in paragraph (6), for “both places” substitute “each place”.
- 8.** In regulation 205 (amendment of Subpart M of Section A of Annex 1 to [Commission Regulation \(EU\) No 748/2012](#))—
- (a) in paragraph (5)(a)—
- (i) in sub-paragraph (i), omit “in the first place it occurs,”;
- (ii) omit sub-paragraph (iii);
- (b) omit paragraph (5)(b);
- (c) in paragraph (6), omit “in each place it occurs,”;
- (d) omit paragraph (7).
- 9.** In regulation 206 (amendment of Subpart O of Section A of Annex 1 to [Commission Regulation \(EU\) No 748/2012](#))—
- (a) omit paragraphs (7) and (8);
- (b) in paragraph (10)(a), for “CAA” substitute “UKTSO”.
- 10.** In regulation 210 (amendment of Subpart A of Section B of Annex 1 to [Commission Regulation \(EU\) No 748/2012](#)), in paragraph (2)(a) omit “of the Member State”.
- 11.** Omit regulation 211 (amendment of Subpart B of Section B of Annex 1 to [Commission Regulation \(EU\) No 748/2012](#)).
- 12.** In regulation 212 (amendment of Subpart D of Section B of Annex 1 to [Commission Regulation \(EU\) No 748/2012](#)), for “point 21.B.70” substitute “points 21.B.105 and 21.B.107, in each place it occurs”.
- 13.** In regulation 213 (amendment of Subpart E of Section B of Annex 1 to [Commission Regulation \(EU\) No 748/2012](#)), after “In Section B, Subpart E (supplemental type-certificates),” insert “in each place it occurs,”.
- 14.** Omit regulation 220 (amendment of Subpart M of Section B of Annex 1 to [Commission Regulation \(EU\) No 748/2012](#)).
- 15.** In regulation 221 (amendment of Subpart O of Section B of Annex 1 to [Commission Regulation \(EU\) No 748/2012](#)), omit paragraph (b).
- Amendment of Part 4, Chapter 2 (continuing airworthiness)**
- 16.** Omit regulation 239 (amendment of Article 4 of [Commission Regulation \(EU\) No 1321/2014](#)).
- 17.** Omit regulation 243 (amendment of Article 9 of [Commission Regulation \(EU\) No 1321/2014](#)).
- 18.** In regulation 247 (amendment of Subpart B of Section A of Annex 1 to [Commission Regulation \(EU\) No 1321/2014](#)), omit paragraph (3).
- 19.**—(1) Regulation 248 (amendment of Subpart C of Section A of Annex 1 to [Commission Regulation \(EU\) No 1321/2014](#)) is amended as follows.
- (2) In paragraph (2)—
- (a) for “point (5)” substitute “point (f)”;
- (b) in sub-paragraph (a), for “point (iii)” substitute “point (3)”;

- (c) in sub-paragraph (b), for “point (iv)” substitute “point (4)”.
  - (3) In paragraph (3)—
    - (a) in sub-paragraph (b)—
      - (i) in sub-paragraph (i), for “point (i)” substitute “the second paragraph”;
      - (ii) in sub-paragraph (ii), for “point (ii)” substitute “the third paragraph”;
    - (b) in sub-paragraph (c)—
      - (i) in sub-paragraph (i), for “point (i)” substitute “point (1)”;
      - (ii) in sub-paragraph (ii), for “point (ii)” substitute “point (2)(i)”;
    - (c) omit sub-paragraph (d);
    - (d) for sub-paragraph (e) substitute—
      - “(e) in point (h), for “competent authority” substitute “CAA”;
  - (4) In paragraph (5), for sub-paragraph (a) substitute—
    - “(a) in points (c) and (e), in each place the words occur, for “competent authority” substitute “CAA”;
  - (5) Omit paragraph (6).
- 20.** In regulation 251 (amendment of Subpart F of Section A of Annex 1 to [Commission Regulation \(EU\) No 1321/2014](#))—
- (a) in paragraph (2), for “and M.A.604” substitute “, M.A.604 and M.A.606, in each place the words occur”;
  - (b) for paragraph (3)(a), substitute—
    - “(a) in point (a)(1), for “the law of the Member State” substitute “any relevant enactment”.
- 21.** In regulation 253(2) (amendment of Subpart H of Section A of Annex 1 to [Commission Regulation \(EU\) No 1321/2014](#)), for “point M.A.801(d)(3)” substitute “point M.A.801(c)(3)”.
- 22.** In regulation 254 (amendment of Subpart I of Section A of Annex 1 to [Commission Regulation \(EU\) No 1321/2014](#))—
- (a) in paragraph (2)—
    - (i) in sub-paragraph (b), for “(j)” substitute “(i)”;
    - (ii) omit sub-paragraph (c);
  - (b) in paragraph (5)—
    - (i) in sub-paragraphs (b)(ii) and (c), for ““Member State of registry”” substitute ““competent authority of the Member State of registry””;
    - (ii) omit sub-paragraph (d).
- 23.** In regulation 256(4) (amendment of Subpart A of Section B of Annex 1 to [Commission Regulation \(EU\) No 1321/2014](#))—
- (a) for sub-paragraph (b)(ii), substitute—
    - “(ii) omit point (7)”;
  - (b) in sub-paragraph (c)(i) for ““Member State”” substitute ““competent authority””.
- 24.** In regulation 262 (amendment of the Appendices to Annex 1 to [Commission Regulation \(EU\) No 1321/2014](#))—
- (a) in paragraph (3)(d)(iii)—

- (i) for “EASA Form 1-MF/145 Issue 2” substitute “EASA Form 1-MF/CAO/145 Issue 3”;
  - (ii) for “CAA Form 1-MF/145 Issue 1” substitute “CAA Form 1-MF/CAO/145 Issue 1”;
- (b) in paragraph (4)—
- (i) in sub-paragraph (b)(iii) for “EASA Form 15b Issue 4” substitute “EASA Form 15b Issue 6”;
  - (ii) in sub-paragraph (c)(iii) for “EASA Form 15a Issue 4” substitute “EASA Form 15a Issue 5”;
- (c) in paragraph (6)—
- (i) in sub-paragraph (a)(v), for “EASA Form 3-MF Issue 3” substitute “EASA Form 3-MF Issue 5”;
  - (ii) in sub-paragraph (b)(iii) for “EASA Form 3-MF Issue 3” substitute “EASA Form 3-MF Issue 5”;
- (d) in paragraph (7)—
- (i) in sub-paragraph (a)(vi), for “EASA Form 14 issue 4” substitute “EASA Form 14-MG Issue 5”;
  - (ii) in sub-paragraph (b)(iii) for “EASA Form 14 issue 4” substitute “EASA Form 14-MG Issue 5”.
- 25.** In regulation 265 (amendment of Section A of Annex 2 to [Commission Regulation \(EU\) No 1321/2014](#)), after paragraph (3)(c) insert—
- “(d) in point (k)(6), in each place the words occur, for “competent authority” substitute “CAA”.”.
- 26.** In regulation 267 (amendment of the Appendices to Annex 2 to [Commission Regulation \(EU\) No 1321/2014](#)), in paragraph (3)(a)(v) and (b)(iii), for “EASA Form 3-145 Issue 3” substitute “EASA Form 3-145 Issue 4”.
- 27.** In regulation 283 (amendment of the Appendices to Annex 4 to [Commission Regulation \(EU\) No 1321/2014](#))—
- (a) in paragraphs (2)(b)(v) and (c)(iii), for “EASA Form 11 Issue 5” substitute “EASA Form 11 Issue 6”;
- (b) in paragraph (3)—
- (i) omit sub-paragraph (a);
  - (ii) in sub-paragraph (b)(ii), for “EASA Form 148 Issue 2” substitute “EASA Form 148 Issue 3”;
  - (iii) in sub-paragraph (c)(ii), for “EASA Form 149 Issue 3” substitute “EASA Form 149 Issue 4”.
- 28.** In regulation 284 (amendment of Annex 5a to [Commission Regulation \(EU\) No 1321/2014](#))—
- (a) in paragraph (3)(c)—
- (i) for “Annex 1 (Part-M) Subpart G” substitute “Annex 5c (Part-CAMO)”;
  - (ii) for sub-paragraph (iii) substitute—
    - “(iii) in point T.A. 716, in both places the words occur, for “competent authority” substitute “CAA”;

- (b) in paragraph (4)(d)—
  - (i) for “Annex 1 (Part-M) Subpart G” substitute “Annex 5c (Part-CAMO)”;
  - (ii) after “T.B.702” insert “, T.B.704”.

**Amendment of Part 4, Chapter 4 (aircrew)**

- 29.** In regulation 292 (amendment of Article 1 of [Commission Regulation \(EU\) No 1178/2011](#))—
  - (a) for “point (9)” substitute “point 1(i)”;
  - (b) for “Agency” substitute “European Union Aviation Safety Agency (‘EASA’)”.
- 30.** Omit regulation 297 (amendment of Article 8 of [Commission Regulation \(EU\) No 1178/2011](#)).
- 31.** Omit regulations 300 to 303 (amendment of Articles 10a to 11 of [Commission Regulation \(EU\) No 1178/2011](#)).
- 32.** In regulation 304 (amendment of Article 11a of [Commission Regulation \(EU\) No 1178/2011](#)), for “2 to” substitute “4 and”.
- 33.** Omit regulation 307 (amendment of Article 12 of [Commission Regulation \(EU\) No 1178/2011](#)).
- 34.** In regulation 310 (amendment of Subpart A of Annex 1 to [Commission Regulation \(EU\) No 1178/2011](#))—
  - (a) in paragraph (4)—
    - (i) in sub-paragraph (a)(ii), for “this” substitute “that”;
    - (ii) in sub-paragraph (c), omit “which initially issued”;
  - (b) omit paragraph (8)(b).
- 35.** In regulation 311(3) (amendment of Subpart H of Annex 1 to [Commission Regulation \(EU\) No 1178/2011](#)), for “point FCL.720.A(e)” substitute “point FCL.720.A(c)”.
- 36.** In regulation 313 (amendment of Subpart J of Annex 1 to [Commission Regulation \(EU\) No 1178/2011](#)), omit paragraph (2)(a).
- 37.** Omit regulation 317 (amendment of Annex 3 to [Commission Regulation \(EU\) No 1178/2011](#)).
- 38.** In regulation 322 (amendment of Subpart FCL of Annex 6 to [Commission Regulation \(EU\) No 1178/2011](#)), in paragraph (3)(b), for “(b), (c) and (d)” substitute “(b) to (e)”.
- 39.** In regulation 331 (amendment of Appendix 3 to Annex 6 to [Commission Regulation \(EU\) No 1178/2011](#))—
  - (a) in paragraph (2)(d)—
    - (i) for ““EASA Form 143”” substitute ““EASA Form 143 Issue 2””;
    - (ii) for ““CAA Form 143”” substitute ““CAA Form 143 Issue 1””;
  - (b) in paragraph (3)(c)—
    - (i) for ““EASA Form 143”” substitute ““EASA Form 143 Issue 2””;
    - (ii) for ““CAA Form 143”” substitute ““CAA Form 143 Issue 1””.
- 40.** In regulation 335(8) (amendment of Appendix 8 to Annex 6 to [Commission Regulation \(EU\) No 1178/2011](#)), for ““EASA Form XXX Issue 1”” substitute ““EASA Form XXX Issue 2””.

### **Amendment of Part 4, Chapter 5 (air operations)**

- 41.** Omit regulation 348 (amendment of Article 9b of [Commission Regulation \(EU\) No 965/2012](#)).
- 42.** In regulation 354 (amendment of Subpart GEN of Annex 2 to [Commission Regulation \(EU\) No 965/2012](#)), in paragraph (3)(b), after “in point (c),” insert “in both places where the words occur,”.
- 43.** In regulation 357 (amendment of the Appendices to Annex 2 to [Commission Regulation \(EU\) No 965/2012](#)), omit paragraphs (2), (3)(c) and (4) to (7).
- 44.** In regulation 360 (amendment of Subpart AOC of Annex 3 to [Commission Regulation \(EU\) No 965/2012](#)), omit paragraph (6).
- 45.** In regulation 365 (amendment of Appendix 1 to Annex 3 to [Commission Regulation \(EU\) No 965/2012](#))—
- (a) omit paragraph (a);
  - (b) in paragraph (b), at the beginning insert “in each place it occurs,”.
- 46.** In regulation 367(2)(a)(iii) (amendment of Annex 5 to [Commission Regulation \(EU\) No 965/2012](#)), after “Notwithstanding” insert “point”.

## CHAPTER 2

### Amendment of the Aviation Safety (Amendment etc.) (EU Exit) (No. 2) Regulations 2019

#### **Amendment of the Aviation Safety (Amendment etc.) (EU Exit) (No. 2) Regulations 2019**

- 47.** The Aviation Safety (Amendment etc.) (EU Exit) (No. 2) Regulations 2019(2) are amended in accordance with regulations 48 to 51.

#### **Amendment of Part 3, Chapter 1 (operation of balloons)**

- 48.** In regulation 13 (Commission Regulation on operation of balloons), for “pursuant to Regulation (EC) No 216/2008” substitute “as well as for the flight crew licensing for balloons pursuant to [Regulation \(EU\) 2018/1139](#)”.
- 49.** In regulation 14 (amendment of Article 3 of [Commission Regulation \(EU\) 2018/395](#))—
- (a) in paragraph (a), for “in the second subparagraph, and in the third subparagraph” substitute “in the first subparagraph, and in the second subparagraph”;
  - (b) in paragraph (b), for “third” substitute “second”.
- 50.** In regulation 18(3) (amendment of Annex 2 to [Commission Regulation \(EU\) 2018/395](#)), for ““competent authority”” substitute “the words from “competent authority” to “No 965/2012””.

#### **Amendment of Part 3, Chapter 2 (operation of sailplanes)**

- 51.** In regulation 20 (Commission Implementing Regulation on operation of sailplanes), after “sailplanes” insert “as well as for the flight crew licensing for sailplanes”.