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STATUTORY INSTRUMENTS

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**2019 No. 459**

**EXITING THE EUROPEAN UNION  
CIVIL AVIATION**

**The Air Traffic Management (Amendment  
etc.) (EU Exit) Regulations 2019**

*Made - - - - 27th February 2019*

*Coming into force in accordance with regulation 1*

The Secretary of State makes these Regulations in exercise of the powers conferred by sections 8(1) and 23(1) of, and paragraph 21 of Schedule 7 to, the European Union (Withdrawal) Act 2018 <sup>M1</sup>.

In accordance with paragraph 1(1) of Schedule 7 to that Act a draft of this instrument has been laid before Parliament and approved by a resolution of each House of Parliament.

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**Marginal Citations**

**M1** 2018 c. 16.

**PART 1**

Introduction

**Citation and commencement**

1.—(1) These Regulations may be cited as the Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019.

(2) These Regulations come into force on exit day.

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**Commencement Information**

**II** Reg. 1 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

## PART 2

### Amendment and revocation of retained direct principal EU legislation

#### CHAPTER 1

#### Amendment of Regulation (EC) No 549/2004

##### Regulation (EC) No 549/2004: introduction

2. Regulation (EC) No 549/2004 of the European Parliament and of the Council of 10 March 2004 laying down the framework for the creation of the single European sky (the framework Regulation) is amended in accordance with regulations 3 to 18.

##### Commencement Information

**I2** Reg. 2 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

##### Article 1 of Regulation (EC) No 549/2004

3.—(1) Article 1 (objective and scope) is amended as follows.

(2) In the heading, for “Objective and scope” substitute “ Scope ”.

(3) Omit paragraph 1.

(4) In paragraph 2—

- (a) for “Member States” substitute “the United Kingdom's”,
- (b) for “their” substitute “ its ”, and
- (c) omit “of the Member States”.

(5) In paragraph 3—

- (a) in the first sentence, for “Member States” substitute “ the United Kingdom ”, and
- (b) omit the second sentence.

(6) Omit paragraph 4.

##### Commencement Information

**I3** Reg. 3 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

##### Article 2 of Regulation (EC) No 549/2004

4.—(1) Article 2 (definitions) is amended as follows.

(2) After point 14 insert—

- (a) ‘the CAA’ means the Civil Aviation Authority;”.

(3) In point 15 (certificate) for “a national supervisory authority in any form complying with national law,” substitute “ the national supervisory authority ”.

(4) In point 17 (European air traffic management network)—

- (a) after “collection of” insert “ relevant ”,
- (b) omit the words beginning with “listed” and ending with “(the interoperability Regulation)”, and
- (c) at the end insert—
  - “For these purposes relevant systems are:
    - (a) systems and procedures for airspace management,
    - (b) systems and procedures for air traffic flow management,
    - (c) systems and procedures for air traffic services, in particular flight data processing systems, surveillance data processing systems and human-machine interface systems,
    - (d) communications systems and procedures for ground-to-ground, air-to-ground and air-to-air communications,
    - (e) navigation systems and procedures,
    - (f) surveillance systems and procedures,
    - (g) systems and procedures for aeronautical information services, and
    - (h) systems and procedures for the use of meteorological information;”.
- (5) In point 18 (concept of operation) for “EATMN” substitute “ UK ATMS ”.
- (6) In point 19 (constituents) after “of the” insert “ UK ATMS with the ”.
- (7) In point 28 (interoperability)—
  - (a) for “EATMN” substitute “ UK ATMS ”, and
  - (b) after “efficient operation” insert “ in relation to the EATMN ”.
- (8) In point 32 (procedure) after “throughout” insert “ the UK ATMS and in relation to ”.
- (9) In point 36 (seamless operation)—
  - (a) after “operation of” insert “ the UK ATMS in relation to ”, and
  - (b) for “it functions as if it” substitute “ the UK ATMS functions as if it and the EATMN ”.
- (10) After point 39 (system) insert—
  - (a) ‘United Kingdom air traffic management system’ or ‘UK ATMS’ means the collection of relevant systems enabling air navigation services in the United Kingdom to be provided, including the interfaces at boundaries with other countries and territories. For these purposes relevant systems are:
    - (a) systems and procedures for airspace management,
    - (b) systems and procedures for air traffic flow management,
    - (c) systems and procedures for air traffic services, in particular flight data processing systems, surveillance data processing systems and human-machine interface systems,
    - (d) communications systems and procedures for ground-to-ground, air-to-ground and air-to-air communications,
    - (e) navigation systems and procedures,
    - (f) surveillance systems and procedures,
    - (g) systems and procedures for aeronautical information services, and
    - (h) systems and procedures for the use of meteorological information;”.

- (11) In point 41 (cross-border services)—
- (a) for “one Member State” substitute “ the United Kingdom ”, and
  - (b) for “another” substitute “ a ”.

#### Commencement Information

- I4** Reg. 4 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 3 of Regulation (EC) No 549/2004

- 5.—(1) Article 3 (fields for action by the Community) is amended as follows.
- (2) In the heading omit “by the Community”.
- (3) In paragraph 1—
- (a) in the words before point (a) omit “for the creation of the single European sky”,
  - (b) in the words after point (c), after “adopted” insert “ before exit day ”,
  - (c) in those words for “regulations” substitute “ Regulations ”, and
  - (d) at the end of those words insert “ as well as with the regulations made on or after exit day by the Secretary of State under any of the Regulations referred to in this Article. ”.

#### Commencement Information

- I5** Reg. 5 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 4 of Regulation (EC) No 549/2004

- 6.—(1) Article 4 (national supervisory authorities) is amended as follows.
- (2) In the heading for “authorities” substitute “ authority ”.
- (3) In paragraph 1—
- (a) for “Member States” substitute “ The Secretary of State ”,
  - (b) omit “, jointly or individually,”, and
  - (c) for “their” substitute “ the ”.
- (4) In paragraph 2 for “authorities”, in both places it occurs, substitute “ authority ”.
- (5) In paragraph 3—
- (a) for “National supervisory authorities” substitute “ The national supervisory authority ”,
  - (b) for “their” substitute “ its ”,
  - (c) after “powers” insert “ under this Regulation and under the measures referred to in Article 3 ”, and
  - (d) omit the words from “This shall be” to the end of the paragraph.
- (6) In paragraph 4—
- (a) for “Member States” substitute “ The national supervisory authority ”,
  - (b) for “national supervisory authorities have” substitute “ it has ”,
  - (c) for “them” substitute “ it ”, and

- (d) after “Regulation” insert “ and under the measures referred to in Article 3 ”.  
(7) Omit paragraph 5.

**Commencement Information**

- I6** Reg. 6 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 5 of Regulation (EC) No 549/2004**

7. Omit Article 5 (Committee procedure).

**Commencement Information**

- I7** Reg. 7 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 6 of Regulation (EC) No 549/2004**

8. Omit Article 6 (industry consultation body).

**Commencement Information**

- I8** Reg. 8 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 7 of Regulation (EC) No 549/2004**

9. Omit Article 7 (relations with European third countries).

**Commencement Information**

- I9** Reg. 9 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 8 of Regulation (EC) No 549/2004**

10. Omit Article 8 (implementing rules).

**Commencement Information**

- I10** Reg. 10 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 9 of Regulation (EC) No 549/2004**

11. Omit Article 9 (penalties).

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Commencement Information**

**I11** Reg. 11 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

**Article 10 of Regulation (EC) No 549/2004**

**12.** Omit Article 10 (consultation of stakeholders).

**Commencement Information**

**I12** Reg. 12 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

**Article 11 of Regulation (EC) No 549/2004**

**13.** Omit Article 11 (performance scheme).

**Commencement Information**

**I13** Reg. 13 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

**Article 12 of Regulation (EC) No 549/2004**

**14.—(1)** Article 12 (supervision, monitoring and methods of impact assessment) is amended as follows.

(2) In the heading for “Supervision, monitoring and methods of impact assessment” substitute “Review”.

(3) Omit paragraph 1.

(4) In paragraph 2—

(a) for “The Commission” substitute “The Secretary of State”, and

(b) omit the words beginning with “, and shall firstly” to the end of the paragraph.

(5) Omit paragraph 3.

(6) In paragraph 4—

(a) for “The reports shall contain” substitute “The review must include”,

(b) after “Regulation” insert “and to the measures referred to in Article 3”, and

(c) omit “, in the light of the original objectives”.

**Commencement Information**

**I14** Reg. 14 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

### Article 13 of Regulation (EC) No 549/2004

15.—(1) Article 13 (safeguards) is amended as follows.

(2) In the first paragraph—

(a) after “Regulation” insert “ and the measures referred to in Article 3 ”, and

(b) omit “by a Member State”.

(3) In the first indent for “its responsibility” substitute “ the responsibility of the United Kingdom ”.

(4) In the fourth indent for “a Member State's” substitute “the United Kingdom's”.

#### Commencement Information

**I15** Reg. 15 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Article 13a of Regulation (EC) No 549/2004

16. Omit Article 13a (European Aviation Safety Agency).

#### Commencement Information

**I16** Reg. 16 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Article 14 of Regulation (EC) No 549/2004

17. Omit Article 14 (entry into force).

#### Commencement Information

**I17** Reg. 17 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Further amendment of Regulation (EC) No 549/2004

18. After Article 14 omit the sentence which begins “This Regulation shall be binding”.

#### Commencement Information

**I18** Reg. 18 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

## CHAPTER 2

### Amendment of Regulation (EC) No 550/2004

#### Regulation (EC) No 550/2004: introduction

19. Regulation (EC) No 550/2004 of the European Parliament and of the Council of 10 March 2004 on the provision of air navigation services in the single European sky (the service provision Regulation) is amended in accordance with regulations 20 to 44.

#### Commencement Information

**I19** Reg. 19 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Article 1 of Regulation (EC) No 550/2004

20. In Article 1 (scope and objective), in paragraph 1—

- (a) for “in the single European sky” substitute “ which form part of the UK ATMS ”, and
- (b) for “the Community” substitute “ the airspace under the responsibility of the United Kingdom ”.

#### Commencement Information

**I20** Reg. 20 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Article 2 of Regulation (EC) No 550/2004

21.—(1) Article 2 (tasks of the national supervisory authorities) is amended as follows.

- (2) In the heading for “authorities” substitute “ authority ”.
- (3) In paragraph 1—
  - (a) for “authorities” substitute “ authority ”, and
  - (b) for the words from “Member” to the end of the paragraph substitute “ United Kingdom ”.
- (4) In paragraph 2 for “each” substitute “ the ”.
- (5) Omit paragraphs 3 to 6.

#### Commencement Information

**I21** Reg. 21 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Article 3 of Regulation (EC) No 550/2004

22.—(1) Article 3 (qualified entities) is amended as follows.

- (2) In paragraph 1 for “National supervisory authorities” substitute “ The national supervisory authority ”.
- (3) In paragraph 2—



- (a) for “a national” substitute “ the national ”,
- (b) omit “within the Community”, and
- (c) omit the second sentence.

**Commencement Information**

**I22** Reg. 22 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Article 4 of Regulation (EC) No 550/2004**

**23.** Omit Article 4 (safety requirements).

**Commencement Information**

**I23** Reg. 23 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Article 6 of Regulation (EC) No 550/2004**

- 24.**—(1) Article 6 (common requirements) is amended as follows.
- (2) The single paragraph becomes paragraph 1.
  - (3) In that paragraph, for the first sentence substitute “ The Secretary of State may by regulations made by statutory instrument prescribe common requirements for the provision of air navigation services in the airspace under the responsibility of the United Kingdom. ”.
  - (4) After that paragraph insert—

“**2.** Regulations under paragraph 1—

- (a) may make different provision for different purposes;
- (b) may make transitional, transitory or saving provision;
- (c) may make consequential, incidental or supplementary provision.

**3.** A statutory instrument containing regulations under paragraph 1 is subject to annulment in pursuance of a resolution of either House of Parliament..”.

**Commencement Information**

**I24** Reg. 24 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Article 7 of Regulation (EC) No 550/2004**

- 25.**—(1) Article 7 (certification of air navigation service providers) is amended as follows.
- (2) In paragraph 1—
    - (a) for “within the Community” substitute “ in the airspace under the responsibility of the United Kingdom ”, and

- (b) for “Member States” substitute “ the national supervisory authority ”.
- (3) In paragraph 2 omit the words from “of the” to the end of the paragraph.
- (4) In paragraph 3 for “National supervisory authorities” substitute “ The national supervisory authority ”.
- (5) In paragraph 5—
  - (a) for “Member States” substitute “ the national supervisory authority ”,
  - (b) for “their responsibility” substitute “ the responsibility of the United Kingdom ”, and
  - (c) omit the second sentence.
- (6) Omit paragraph 6.
- (7) In paragraph 7—
  - (a) for “National supervisory authorities” substitute “ The national supervisory authority ”,
  - (b) omit the second sentence, and
  - (c) for “a national” substitute “ the national ”.
- (8) For paragraph 8 substitute—

“8. Any certificate issued before exit day in a Member State in accordance with Article 7 of Regulation (EC) No 550/2004<sup>M2</sup> which continues to be in force or effective on or after exit day by virtue of Part 3 of Schedule 8 to the European Union (Withdrawal) Act 2018 is:

- (a) to continue to be in force or effective on and after exit day for the remainder of its validity period up to a maximum of 2 years (subject to any earlier suspension or cancellation by the national supervisory authority); and
  - (b) for the purposes of this Regulation and the other measures referred to in Article 3 of the framework Regulation, to be treated as if it was issued by the national supervisory authority in accordance with this Article.”
- (9) Omit paragraph 9.

#### Commencement Information

**I25** Reg. 25 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Marginal Citations

**M2** OJ L 96, 31.3.2004, p. 10.

### Article 8 of Regulation (EC) No 550/2004

- 26.—(1) Article 8 (designation of air traffic service providers) is amended as follows.
- (2) In paragraph 1—
    - (a) for “Member States”, in the first place those words occur, substitute “ The national supervisory authority ”,
    - (b) for “their responsibility” substitute “ the responsibility of the United Kingdom ”,
    - (c) for “Member States”, in the second place those words occur, substitute “ the national supervisory authority ”, and
    - (d) for “in the Community” substitute “ issued in accordance with Article 7 ”.

- (3) Omit paragraph 2.
- (4) In paragraph 3—
  - (a) for “Member States” substitute “ The national supervisory authority ”, and
  - (b) for “their responsibility” substitute “ the responsibility of the United Kingdom ”.
- (5) In paragraph 4 for “Member States” substitute “ The national supervisory authority ”.
- (6) Omit paragraphs 5 and 6.

**Commencement Information**

**I26** Reg. 26 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 9 of Regulation (EC) No 550/2004**

- 27.—(1) Article 9 (designation of providers of meteorological services) is amended as follows.
- (2) In paragraph 1—
    - (a) for “Member States” substitute “ The national supervisory authority ”, and
    - (b) for “their responsibility” substitute “ the responsibility of the United Kingdom ”.
  - (3) Omit paragraph 2.

**Commencement Information**

**I27** Reg. 27 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 9a of Regulation (EC) No 550/2004**

28. Omit Article 9a (functional airspace blocks).

**Commencement Information**

**I28** Reg. 28 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 9b of Regulation (EC) No 550/2004**

29. Omit Article 9b (functional airspace blocks system coordinator).

**Commencement Information**

**I29** Reg. 29 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 10 of Regulation (EC) No 550/2004**

- 30.—(1) Article 10 (relations between service providers) is amended as follows.
- (2) In paragraph 1 for “in the Community” substitute “ in accordance with Article 7 ”.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

- (3) In paragraph 2 omit “or authorities concerned”.
- (4) In paragraph 3—
  - (a) for “Member States concerned”, in both places those words occur, substitute “ the national supervisory authority ”, and
  - (b) for “they have” substitute “ it has ”.

#### Commencement Information

**I30** Reg. 30 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Article 11 of Regulation (EC) No 550/2004

- 31. Omit Article 11 (relations with military authorities).

#### Commencement Information

**I31** Reg. 31 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Article 12 of Regulation (EC) No 550/2004

- 32.—(1) Article 12 (transparency of accounts) is amended as follows.
- (2) In paragraph 1 for “the international accounting standards adopted by the Community” substitute “ international accounting standards within the meaning of Regulation (EC) No 1606/2002 of the European Parliament and of the Council of 19 July 2002 on the application of international accounting standards (see Article 2 of that Regulation) ”.
- (3) In paragraph 3 omit the words beginning with “, broken down” and ending with “Article 14”.
- (4) In paragraph 4—
  - (a) for “Member States shall designate the competent authorities that” substitute “ The national supervisory authority ”, and
  - (b) for “their responsibility” substitute “ the responsibility of the United Kingdom ”.
- (5) Omit paragraph 5.

#### Commencement Information

**I32** Reg. 32 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Article 13 of Regulation (EC) No 550/2004

- 33. In Article 13 (access to and protection of data), in paragraph 3—
  - (a) for “National supervisory authorities” substitute “ The national supervisory authority ”, and
  - (b) omit the third sentence.

**Commencement Information**

**I33** Reg. 33 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Article 14 of Regulation (EC) No 550/2004**

**34.** Omit Article 14 (charging schemes: general).

**Commencement Information**

**I34** Reg. 34 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Article 15 of Regulation (EC) No 550/2004**

**35.** Omit Article 15 (charging schemes: principles).

**Commencement Information**

**I35** Reg. 35 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Article 15a of Regulation (EC) No 550/2004**

**36.** For Article 15a (common projects) substitute—

*“Article 15a  
Common projects*

**1.** The Secretary of State may by regulations made by statutory instrument make provision imposing on any person a requirement derived from a common project within the meaning of Article 15a of Regulation (EC) No 550/2004 of the European Parliament and of the Council of 10 March 2004 on the provision of air navigation services in the single European sky, as that Regulation has effect in EU law as amended from time to time<sup>M3</sup>.

**2.** Regulations under paragraph 1—

- (a) may make different provision for different purposes;
- (b) may make transitional, transitory or saving provision;
- (c) may make consequential, incidental or supplementary provision.

**3.** A statutory instrument containing regulations under paragraph 1 is subject to annulment in pursuance of a resolution of either House of Parliament.”.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

#### Commencement Information

**I36** Reg. 36 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

#### Marginal Citations

**M3** OJ L 96, 31.3.2004, p. 10.

### Article 16 of Regulation (EC) No 550/2004

37. Omit Article 16 (review of compliance).

#### Commencement Information

**I37** Reg. 37 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

### Article 17 of Regulation (EC) No 550/2004

38. For Article 17 (revision of annexes) substitute—

*“Article 17*

*Revision of Annexes*

1. The Secretary of State may by regulations made by statutory instrument amend Annex 1 or 2.

2. Regulations under paragraph 1—

- (a) may make different provision for different purposes;
- (b) may make transitional, transitory or saving provision;
- (c) may make consequential, incidental or supplementary provision.

3. A statutory instrument containing regulations under paragraph 1 is subject to annulment in pursuance of a resolution of either House of Parliament.”.

#### Commencement Information

**I38** Reg. 38 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

### Article 18 of Regulation (EC) No 550/2004

39.—(1) Article 18 (confidentiality) is amended as follows.

(2) In paragraph 1—

- (a) for “authorities, acting in accordance with their national legislation” substitute “ authority ”, and
- (b) for “Commission” substitute “ Secretary of State ”.
- (3) In paragraph 2—
  - (a) for “national supervisory authorities” substitute “ the national supervisory authority ”, and
  - (b) for “Commission” substitute “ Secretary of State ”.
- (4) Omit paragraph 3.

**Commencement Information**

**I39** Reg. 39 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Article 18a of Regulation (EC) No 550/2004**

- 40.** Omit Article 18a (review).

**Commencement Information**

**I40** Reg. 40 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Article 19 of Regulation (EC) No 550/2004**

- 41.** Omit Article 19 (entry into force).

**Commencement Information**

**I41** Reg. 41 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Further amendment of Regulation (EC) No 550/2004**

- 42.** After Article 19 omit the sentence which begins “This Regulation shall be binding”.

**Commencement Information**

**I42** Reg. 42 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

**Annex 1 to Regulation (EC) No 550/2004**

- 43.** In Annex 1 (requirements for qualified entities)—
  - (a) in the sixth indent omit “concerned”, and
  - (b) in the ninth indent omit the words from “recognised” to the end.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

#### Commencement Information

**I43** Reg. 43 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

### Annex 2 to Regulation (EC) No 550/2004

**44.** In Annex 2 (conditions to be attached to certificates) omit point 1(a).

#### Commencement Information

**I44** Reg. 44 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

## CHAPTER 3

### Amendment of Regulation (EC) No 551/2004

#### Regulation (EC) No 551/2004: introduction

**45.** Regulation (EC) No 551/2004 of the European Parliament and of the Council of 10 March 2004 on the organisation and use of the airspace in the single European sky (the airspace Regulation) is amended in accordance with regulations 46 to 55.

#### Commencement Information

**I45** Reg. 45 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

#### Article 1 of Regulation (EC) No 551/2004

**46.—(1)** Article 1 (objective and scope) is amended as follows.

(2) In paragraph 1—

(a) for “in the Single European Sky” substitute “ under the responsibility of the United Kingdom ”, and

(b) omit the words from “support” to “and to”.

(3) In paragraph 3—

(a) for “and AFI regions where Member States are” substitute “ region where the United Kingdom is ”, and

(b) omit the second sentence.

(4) Omit paragraph 4.

#### Commencement Information

**I46** Reg. 46 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**



### Article 3 of Regulation (EC) No 551/2004

47. Omit Article 3 (European Upper Flight Information Region).

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#### Commencement Information

**I47** Reg. 47 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Article 3a of Regulation (EC) No 551/2004

48.—(1) Article 3a (electronic aeronautical information) is amended as follows.

(2) In paragraph 1 for the words beginning with “Without” and ending with “cooperation” substitute “The national supervisory authority, working in consultation”.

(3) In paragraph 2—

- (a) in the opening words for “Commission” substitute “national supervisory authority”;
- (b) in point (a) for “ensure the development of a Community wide” substitute “contribute to the development of an”, and
- (c) in point (b) for “close cooperation” substitute “consultation”.

(4) Omit paragraph 3.

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#### Commencement Information

**I48** Reg. 48 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Article 4 of Regulation (EC) No 551/2004

49.—(1) Article 4 (rules of the air and airspace classification) is amended as follows.

(2) The unnumbered paragraph becomes paragraph 1.

(3) In that paragraph, for the words before point (a) substitute—

“1. The Secretary of State may by regulations made by statutory instrument make provision to:”

(4) In point (b) omit the words from “, in order” to the end.

(5) At the end insert—

“2. Regulations under paragraph 1—

- (a) may make different provision for different purposes;
- (b) may make transitional, transitory or saving provision;
- (c) may make consequential, incidental or supplementary provision.

3. A statutory instrument containing regulations under paragraph 1 is subject to annulment in pursuance of a resolution of either House of Parliament..”

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

#### Commencement Information

**I49** Reg. 49 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

#### Article 6 of Regulation (EC) No 551/2004

**50.**—(1) Article 6 (network management and design) is amended as follows.

(2) For paragraphs 1 to 5 substitute—

“**1.** The Secretary of State may by regulations made by statutory instrument make provision imposing requirements on any person in connection with the exercise by any person of the air traffic management (ATM) network functions.

**2.** The air traffic management (ATM) network functions are—

- (a) the functions described in Article 6(2) of Regulation (EC) No 551/2004, as that regulation has effect in EU law as amended from time to time <sup>M4</sup>,
- (b) additional functions added to that list in accordance with Article 6(3) of that Regulation as it has effect in EU law as amended from time to time, and
- (c) functions under implementing rules adopted under Article 6(4) of that Regulation as it has, and as those rules have, effect in EU law as amended from time to time.”.

(3) In paragraph 6 for “Member States” substitute “The Secretary of State”.

(4) In paragraph 7—

- (a) for “Implementing rules for” substitute “The Secretary of State may by regulations made by statutory instrument make provision about”,
- (b) omit the words beginning with “shall be developed” and ending with “Article 5(3) of the framework Regulation,”, and
- (c) for “These rules” substitute “Regulations under this paragraph”.

(5) In paragraph 8 for “The implementing rules for air traffic flow management” substitute “Regulations under paragraph 7”.

(6) In paragraph 9 for “the implementing rules the Commission” substitute “regulations under paragraph 7 the Secretary of State”.

(7) At the end insert—

“**10.** Regulations under paragraph 1 or 7—

- (a) may make different provision for different purposes;
- (b) may make transitional, transitory or saving provision;
- (c) may make consequential, incidental or supplementary provision.

**11.** A statutory instrument containing regulations under paragraph 1 or 7 is subject to annulment in pursuance of a resolution of either House of Parliament.”.

**Commencement Information**

**I50** Reg. 50 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Marginal Citations**

**M4** OJ L 96, 31.3.2004, p. 20.

**Article 7 of Regulation (EC) No 551/2004**

**51.**—(1) Article 7 (flexible use of airspace) is amended as follows.

(2) In paragraph 1—

- (a) for “their responsibility” substitute “ the responsibility of the Secretary of State ”,
- (b) for “Member States” substitute “ the persons mentioned in paragraph 1A ”,
- (c) for “Single European Sky” substitute “ UK ATMS ”, and
- (d) omit “in the context of the common transport policy”.

(3) After that paragraph insert—

“**1A.** Those persons are:

- (a) any air navigation service provider,
- (b) the national supervisory authority, and
- (c) the Secretary of State.”.

(4) In paragraph 2—

- (a) for “Member States” substitute “ The national supervisory authority ”,
- (b) for “Commission” substitute “ Secretary of State ”,
- (c) omit “, in the context of the common transport policy,”, and
- (d) for “their responsibility” substitute “ the responsibility of the United Kingdom ”.

(5) For paragraph 3 substitute—

“**3.** The Secretary of State may by regulations made by statutory instrument make provision about the flexible use of airspace.

**4.** When making regulations under paragraph 3 the Secretary of State must have regard to the reports mentioned in paragraph 2.

**5.** Regulations under paragraph 3—

- (a) may make different provision for different purposes;
- (b) may make transitional, transitory or saving provision;
- (c) may make consequential, incidental or supplementary provision.

**6.** A statutory instrument containing regulations under paragraph 3 is subject to annulment in pursuance of a resolution of either House of Parliament..”.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Commencement Information**

**I51** Reg. 51 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Article 8 of Regulation (EC) No 551/2004**

**52.** For Article 8 (temporary suspension) substitute—

*“Article 8*

*Disapplication of Article 7*

Article 7(1) does not apply if and to the extent that it gives rise to significant operational difficulties.”.

**Commencement Information**

**I52** Reg. 52 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Article 10 of Regulation (EC) No 551/2004**

**53.** Omit Article 10 (review).

**Commencement Information**

**I53** Reg. 53 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Article 10 of Regulation (EC) No 551/2004**

**54.** Omit Article 11 (entry into force).

**Commencement Information**

**I54** Reg. 54 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Further amendment of Regulation (EC) No 551/2004**

**55.** After Article 11 omit the sentence which begins “This Regulation shall be binding”.

**Commencement Information**

**I55** Reg. 55 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

## CHAPTER 4

### Amendment of Regulation (EC) No 552/2004

#### Regulation (EC) No 552/2004: introduction

**56.** Regulation (EC) No 552/2004 of the European Parliament and of the Council of 10 March 2004 on the interoperability of the European Air Traffic Management network (the interoperability Regulation) is amended in accordance with regulations 57 to 63.

#### Commencement Information

**I56** Reg. 56 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Article 4 of Regulation (EC) No 552/2004

**57.**—(1) Article 4 (community specifications) is amended as follows.

(2) In paragraph 1—

- (a) for the words before point (a) substitute “ In this Regulation and the other measures referred to in Article 3 of the framework Regulation, “Community specifications” means: ”, and
- (b) in point (b), for “the framework Regulation” substitute “ Regulation (EC) No 549/2004 of the European Parliament and of the Council of 10 March 2004 laying down the framework for the creation of the single European sky, as that Regulation has effect in EU law as amended from time to time<sup>MS</sup> ”.

(3) Omit paragraphs 3 and 4.

(4) In paragraph 5—

- (a) for “a Member State or the Commission” substitute “ the Secretary of State ”, and
- (b) for the words beginning with “which” to the end of the paragraph substitute “ to which the said Community specification relates, the Secretary of State may direct that paragraph 2 does not apply in relation to the specification. Accordingly, compliance with the essential requirements and/or the implementing rules for interoperability must not be presumed for systems, together with the associated procedures, or constituents that meet the specification. ”.

(5) After paragraph (5) insert—

“**5A.** As soon as possible after making a direction under paragraph 5 the Secretary of State must publish the direction in a way that the Secretary of State considers is likely to bring it to the attention of persons likely to be interested in it..”.

(6) Omit paragraphs 6 and 7.

#### Commencement Information

**I57** Reg. 57 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

#### Marginal Citations

**M5** OJ L 96, 31.3.2004, p. 1.

### Article 5 of Regulation (EC) No 552/2004

**58.**—(1) Article 5 (declaration of conformity or suitability for use of constituents) is amended as follows.

- (2) In the heading for “EC declaration” substitute “ Declaration ”.
- (3) In paragraph 1 for “an EC” substitute “ a ”.
- [<sup>F1</sup>(4) In paragraph 2 omit “established in the Community” and “EC”.]
- (5) In paragraph 3 omit “EC”.
- (6) After paragraph 3 insert—

“**3A.** Paragraph 3B applies in relation to an EC declaration of conformity or suitability for use made before exit day in accordance with Article 5 of Regulation (EC) No 552/2004<sup>M6</sup> which continues to be in force or effective on or after exit day by virtue of Part 3 of Schedule 8 to the European Union (Withdrawal) Act 2018.

**3B.** The declaration is, for the purposes of this Regulation and the other measures referred to in Article 3 of the framework Regulation, to be treated as a declaration made in accordance with this Article by a manufacturer <sup>F2</sup>....”.

(7) In paragraph 4 for “notified bodies referred to in Article 8” substitute “ bodies appointed to carry out those tasks ”.

#### Textual Amendments

- F1** Reg. 58(4) substituted (31.12.2020) by [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) \(No. 3\) Regulations 2020 \(S.I. 2020/1498\)](#), regs. 1(3), **9(2)**
- F2** Words in reg. 58(6) omitted (31.12.2020) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) \(No. 3\) Regulations 2020 \(S.I. 2020/1498\)](#), regs. 1(3), **9(3)**

#### Commencement Information

- I58** Reg. 58 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Marginal Citations

**M6** OJ L 96, 31.3.2004, p. 26.

### Article 6 of Regulation (EC) No 552/2004

- 59.**—(1) Article 6 (declaration of verification of systems) is amended as follows.
- (2) In the heading for “EC declaration” substitute “ Declaration ”.
  - (3) In paragraph 1—
    - (a) for “an EC” substitute “ a ”, and
    - (b) omit “, when integrated into the EATMN”.

- (4) In paragraph 2 for “an EC” substitute “ a ”.
- (5) After paragraph 2 insert—

“**2A.** Paragraph 2B applies in relation to an EC declaration of verification submitted to the national supervisory authority of a Member State before exit day in accordance with Article 6 of Regulation (EC) No 552/2004<sup>M7</sup> which continues to be in force or effective on or after exit day by virtue of Part 3 of Schedule 8 to the European Union (Withdrawal) Act 2018.

**2B.** The declaration is, for the purposes of this Regulation and the other measures referred to in Article 3 of the framework Regulation, to be treated as a declaration submitted to the national supervisory authority in accordance with this Article.”

- (6) In paragraph 3 for “notified bodies as referred to in Article 8” substitute “ bodies appointed to carry out those tasks ”.
- (7) In paragraph 4 omit “EC”.

**Commencement Information**

**I59** Reg. 59 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

**Marginal Citations**

**M7** OJ L 96, 31.3.2004, p. 26.

**Article 6a of Regulation (EC) No 552/2004**

**60.** In Article 6a (alternative verification of compliance) omit “EC” in the second and third places it occurs.

**Commencement Information**

**I60** Reg. 60 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

**Article 7 of Regulation (EC) No 552/2004**

**61.**—(1) Article 7 (safeguards) is amended as follows.

- (2) In paragraph 1—
  - (a) in sub-paragraph (a) for “an EC” substitute “ a ”, and
  - (b) in sub-paragraph (b) omit “EC”.
- (3) Omit paragraphs 2 to 6.

**Commencement Information**

**I61** Reg. 61 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Annex 3 to Regulation (EC) No 552/2004

- 62.**—(1) Annex 3 (constituents) is amended as follows.
- (2) Omit “EC” in each place it occurs.
  - (3) For “declaration”, in the first place it occurs, substitute “ Declaration ”.
  - (4) In point 1—
    - (a) for “will be” substitute “ are ”, and
    - (b) omit “in accordance with the provisions of Article 3 of this Regulation”.
  - (5) In point 2—
    - (a) for “notified” substitute “ appointed ”, and
    - (b) for “93/465/EC” substitute “ 768/2008/EC ”.
  - (6) In point 3—
    - (a) in the second indent—
      - (i) after “manufacturer or” insert “ , if the manufacturer is not established in the United Kingdom, ”, and
      - (ii) for “Community” substitute “ United Kingdom ”,
    - (b) in the sixth indent for “notified” substitute “ appointed ”, and
    - (c) in the eight indent—
      - (i) after “manufacturer or” insert “ , if the manufacturer is not established in the United Kingdom, ”, and
      - (ii) for “Community” substitute “ United Kingdom ”.

#### Commencement Information

**I62** Reg. 62 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Annex 4 to Regulation (EC) No 552/2004

- 63.**—(1) Annex 4 (systems) is amended as follows.
- (2) Omit “EC” in each place it occurs.
  - (3) For “declaration”, in the first place it occurs, substitute “ Declaration ”.
  - (4) In point 1, in the fifth indent for “notified” substitute “ appointed ”.
  - (5) In point 2—
    - (a) for “a notified” substitute “ an appointed ”, and
    - (b) for “the notified” substitute “ the appointed ”.
  - (6) In point 3—
    - (a) in the second indent for “as referred to in Article 3 of this Regulation” substitute “ identified in the relevant implementing rules for interoperability ”,
    - (b) in the third indent for “notified” substitute “ appointed ”, and
    - (c) in each of the fourth and fifth indents for “a notified” substitute “ an appointed ”.
  - (7) In point 4 omit the last sentence.



*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Commencement Information**

**I63** Reg. 63 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

CHAPTER 5

Revocation of Council Regulation (EC) No 219/2007

**Council Regulation (EC) No 219/2007**

**64.** Council Regulation (EC) No 219/2007 of 27 February 2007 on the establishment of a Joint Undertaking to develop the new generation European air traffic management system (SESAR) is revoked.

**Commencement Information**

**I64** Reg. 64 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

CHAPTER 6

Amendment of Commission Regulation (EC) No 482/2008

PROSPECTIVE

**Commission Regulation (EC) No 482/2008: introduction**

<sup>F3</sup>**65.** . . . . .

**Textual Amendments**

**F3** Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

PROSPECTIVE

**Article 2 of Commission Regulation (EC) No 482/2008**

<sup>F3</sup>**66.** . . . . .

**Textual Amendments**

**F3** Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

*Status: This version of this Instrument contains provisions that are prospective.  
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

PROSPECTIVE

**Article 3 of Commission Regulation (EC) No 482/2008**

<sup>F3</sup>67. ....

**Textual Amendments**

**F3** Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

PROSPECTIVE

**Article 4 of Commission Regulation (EC) No 482/2008**

<sup>F3</sup>68. ....

**Textual Amendments**

**F3** Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

PROSPECTIVE

**Article 5 of Commission Regulation (EC) No 482/2008**

<sup>F3</sup>69. ....

**Textual Amendments**

**F3** Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

PROSPECTIVE

**Article 7 of Commission Regulation (EC) No 482/2008**

<sup>F3</sup>70. ....

**Textual Amendments**

**F3** Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

PROSPECTIVE

**Further amendment of Commission Regulation (EC) No 482/2008**

<sup>F3</sup>71. ....

**Textual Amendments**

**F3** Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

PROSPECTIVE

**Annex 1 to Commission Regulation (EC) No 482/2008**

<sup>F3</sup>72. ....

**Textual Amendments**

**F3** Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

PROSPECTIVE

**Annex 2 to Commission Regulation (EC) No 482/2008**

<sup>F3</sup>73. ....

**Textual Amendments**

**F3** Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

CHAPTER 7

Revocation of Council Regulation (EC) No 1361/2008

**Council Regulation (EC) No 1361/2008**

74. Council Regulation (EC) No 1361/2008 of 16 December 2008 amending Regulation (EC) No 219/2007 on the establishment of a Joint Undertaking to develop the new generation European air traffic management system (SESAR) is revoked.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

#### Commencement Information

**I65** Reg. 74 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

## CHAPTER 8

### Amendment of Regulation (EC) No 1070/2009

#### Regulation (EC) No 1070/2009: introduction

**75.** Regulation (EC) No 1070/2009 of the European Parliament and of the Council of 21 October 2009 amending Regulations (EC) No 549/2004, (EC) No 550/2004, (EC) No 551/2004 and (EC) No 552/2004 in order to improve the performance and sustainability of the European aviation system is amended in accordance with regulations 76 to 81.

#### Commencement Information

**I66** Reg. 75 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

#### Article 1 of Regulation (EC) No 1070/2009

**76.** In Article 1 omit—

- (a) paragraph 4 (which substitutes a new Article 5(4) for Article 5(4) of Regulation (EC) No 549/2004),
- (b) paragraph 5 (which substitutes new Articles 6 to 11 for Articles 6 to 11 of that Regulation), and
- (c) paragraph 7 (which inserts Article 13a of that Regulation).

#### Commencement Information

**I67** Reg. 76 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

#### Article 2 of Regulation (EC) No 1070/2009

**77.** In Article 2 omit—

- (a) paragraph 5 (which inserts Articles 9a and 9b into Regulation (EC) No 550/2004),
- (b) paragraph 6 (which substitutes a new Article 11 for Article 11 of that Regulation),
- (c) paragraph 8 (which substitutes a new Article 14 for Article 14 of that Regulation),
- (d) paragraph 9 (which substitutes a new Article 15 for Article 15 of that Regulation), and
- (e) paragraph 12 (which inserts Article 18a into that Regulation).

#### Commencement Information

**I68** Reg. 77 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

### Article 3 of Regulation (EC) No 1070/2009

78. In Article 3 omit paragraph 2 (which substitutes a new Article 3 for Article 3 of Regulation (EC) No 551/2004).

#### Commencement Information

**I69** Reg. 78 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Article 4 of Regulation (EC) No 1070/2009

79. In Article 4 omit—

- (a) paragraph 2 (which substitutes a new Article 9 for Article 9 of Regulation (EC) No 552/2004),
- (b) paragraph 3 (which inserts a new paragraph 2a of Article 10 of that Regulation), and
- (c) paragraph 4 (which amends Annex 2 to that Regulation).

#### Commencement Information

**I70** Reg. 79 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Article 4 of Regulation (EC) No 1070/2009

80. Omit Article 5 (entry into force).

#### Commencement Information

**I71** Reg. 80 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Further amendment of Regulation (EC) No 1070/2009

81. After Article 5 omit the sentence which begins “This Regulation shall be binding”.

#### Commencement Information

**I72** Reg. 81 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

## CHAPTER 9

### Revocation of Council Regulation (EU) No 721/2014

### Council Regulation (EU) No 721/2014

82. Council Regulation (EU) No 721/2014 of 16 June 2014 amending Regulation (EC) No 219/2007 on the establishment of a Joint Undertaking to develop the new generation European air

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

traffic management system (SESAR) as regards the extension of the Joint Undertaking until 2024 is revoked.

#### Commencement Information

**I73** Reg. 82 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## PART 3

### Amendment and revocation of retained direct minor EU legislation

#### CHAPTER 1

#### Amendment of Commission Regulation (EC) No 2150/2005

#### Regulation (EC) No 2150/2005: introduction

**83.** Commission Regulation (EC) No 2150/2005 of 23 December 2005 laying down common rules for the flexible use of airspace is amended in accordance with paragraphs 84 to 95.

#### Commencement Information

**I74** Reg. 83 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 1 of Regulation (EC) No 2150/2005

**84.**—(1) Article 1 (subject matter) is amended as follows.

(2) In the first unnumbered paragraph—

- (a) for “Single European Sky” substitute “ UK ATMS and in relation to the EATMN ”, and
- (b) omit “within the limits of the common transport policy”.

(3) In the second unnumbered paragraph for “Member States” substitute “ the United Kingdom ”.

#### Commencement Information

**I75** Reg. 84 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 2 of Regulation (EC) No 2150/2005

**85.** In Article 2 (definitions), in paragraph 2, in point (a) for “the airspace under the responsibility of one or more Member States” substitute “ airspace ”.

#### Commencement Information

**I76** Reg. 85 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 3 of Regulation (EC) No 2150/2005

86. In Article 3 (principles) in point (d), for “Member States” substitute “ the CAA ”.

#### Commencement Information

**I77** Reg. 86 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Article 4 of Regulation (EC) No 2150/2005

87.—(1) Article 4 (strategic airspace management (level 1)) is amended as follows.

(2) In paragraph 1—

- (a) in the words before point (a) for “Member States” substitute “ The Secretary of State ”,
- (b) in each of points (h) and (i) after “neighbouring” insert “ states which are ”,
- (c) in point (j)—
  - (i) after “neighbouring” insert “ states which are ”, and
  - (ii) omit “throughout the Community”,
- (d) in point (k) after “neighbouring” insert “ states which are ”, and
- (e) in point (l) omit “the persons or organisations as referred to in paragraph 3 and”.

(3) In paragraph 2 for “In those Member States where” substitute “ Where ”.

(4) Omit paragraph 3.

#### Commencement Information

**I78** Reg. 87 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

### Article 5 of Regulation (EC) No 2150/2005

88.—(1) Article 5 (pre-tactical airspace management (level 2)) is amended as follows.

(2) In paragraph 1 for “Member States” substitute “ The Secretary of State ”.

(3) In the unnumbered paragraph after paragraph 1 for “In those Member States where” substitute “ Where ”.

(4) In paragraph 2—

- (a) for “Two or more Member States” substitute “ The Secretary of State ”,
- (b) after “establish” insert “ or participate in ”, and
- (c) at the end insert “ with one or more Member States ”.

(5) In paragraph 3 for “Member States” substitute “ The Secretary of State ”.

#### Commencement Information

**I79** Reg. 88 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

#### Article 6 of Regulation (EC) No 2150/2005

- 89.**—(1) Article 6 (tactical airspace management (level 3)) is amended as follows.
- (2) In each of paragraphs 1 to 4 for “Member States” substitute “ The Secretary of State ”.
- (3) In paragraph 5 for “Member States shall” substitute “ the Secretary of State must endeavour to ”.

##### Commencement Information

**I80** Reg. 89 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Article 7 of Regulation (EC) No 2150/2005

- 90.** In Article 7 (safety assessment)—
- (a) for “Member States” substitute “ The Secretary of State ”,
- (b) omit “they introduce”, and
- (c) at the end insert “ are introduced ”.

##### Commencement Information

**I81** Reg. 90 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Article 8 of Regulation (EC) No 2150/2005

- 91.** In Article 8 (reporting) for “Member States” substitute “ CAA ”.

##### Commencement Information

**I82** Reg. 91 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Article 9 of Regulation (EC) No 2150/2005

- 92.** In Article 9 (compliance monitoring) for “Member States” substitute “ The CAA ”.

##### Commencement Information

**I83** Reg. 92 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Article 10 of Regulation (EC) No 2150/2005

- 93.** Omit Article 10 (entry into force).



**Commencement Information**

**I84** Reg. 93 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Further amendment of Regulation (EC) No 2150/2005**

**94.** After Article 10 omit the sentence which begins “This Regulation shall be binding”.

**Commencement Information**

**I85** Reg. 94 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Annex to Regulation (EC) No 2150/2005**

**95.** In the Annex (list of elements required for the annual report on the application of the flexible use of airspace), in the fifth indent after “between” insert “ the United Kingdom and ”.

**Commencement Information**

**I86** Reg. 95 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 2

Amendment of Commission Regulation (EC) No 1032/2006

**Commission Regulation (EC) No 1032/2006: introduction**

**96.** Commission Regulation (EC) No 1032/2006 of 6 July 2006 laying down requirements for automatic systems for the exchange of flight data for the purpose of notification, coordination and transfer of flights between air traffic control units is amended in accordance with regulations 97 to 106.

**Commencement Information**

**I87** Reg. 96 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 3 of Commission Regulation (EC) No 1032/2006**

- 97.**—(1) Article 3 (interoperability and performance requirements) is amended as follows.
- (2) In paragraph 4 for “Member States” substitute “ The Secretary of State ”.
- (3) In paragraph 5 for “Member States” substitute “ the Secretary of State ”.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

#### Commencement Information

**188** Reg. 97 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 4 of Commission Regulation (EC) No 1032/2006

**98.** In Article 4 (quality of service requirements), in paragraph 2 for “Member States” substitute “The Secretary of State”.

#### Commencement Information

**189** Reg. 98 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 6 of Commission Regulation (EC) No 1032/2006

**99.** In Article 6 (safety requirements), in the first unnumbered paragraph for “Member States” substitute “The CAA”.

#### Commencement Information

**190** Reg. 99 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 7 of Commission Regulation (EC) No 1032/2006

**100.** In Article 7 (conformity or suitability for use of constituents) for “an EC” substitute “a”.

#### Commencement Information

**191** Reg. 100 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 8 of Commission Regulation (EC) No 1032/2006

**101.—(1)** Article 8 (verification of systems) is amended as follows.

(2) In paragraph 2 for “a notified” substitute “an appointed”.

(3) In paragraph 3 for “Member States” substitute “The Secretary of State”.

#### Commencement Information

**192** Reg. 101 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 9 of Commission Regulation (EC) No 1032/2006

**102.** Omit Article 9 (compliance).

**Commencement Information**

**I93** Reg. 102 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

**Article 10 of Commission Regulation (EC) No 1032/2006**

**103.** Omit Article 10 (transitional arrangements).

**Commencement Information**

**I94** Reg. 103 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

**Article 11 of Commission Regulation (EC) No 1032/2006**

**104.** Omit Article 11 (entry into force).

**Commencement Information**

**I95** Reg. 104 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

**Further amendment of Commission Regulation (EC) No 1032/2006**

**105.** After Article 11 omit the sentence which begins “This Regulation shall be binding”.

**Commencement Information**

**I96** Reg. 105 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

**Annex 4 to Commission Regulation (EC) No 1032/2006**

**106.**—(1) Annex 4 is amended as follows.

(2) In Part A (requirements for the assessment of the conformity or suitability for use of constituents referred to in Article 7), in point 4 omit “EC”.

(3) In Part B (requirements for the verification of systems referred to in Article 8(1)), in point 7—

(a) omit “EC”, and

(b) for “national supervisory authority” substitute “CAA”.

(4) In Part C (requirements for the verification of systems referred to in Article 8(2))—

(a) in point 5 for “a notified” substitute “an appointed”,

(b) in each of points 6 to 8 for “notified” substitute “appointed”, and

(c) in point 9—

(i) omit “EC”, and

(ii) for “national supervisory authority” substitute “CAA”.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Commencement Information**

**I97** Reg. 106 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 3

Amendment of Commission Regulation (EC) No 1033/2006

**Commission Regulation (EC) No 1033/2006: introduction**

**107.** Commission Regulation (EC) No 1033/2006 of 4 July 2006 laying down the requirements on procedures for flight plans in the pre-flight phase for the single European sky is amended in accordance with regulations 108 to 113.

**Commencement Information**

**I98** Reg. 107 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 2 of Commission Regulation (EC) No 1033/2006**

**108.** In Article 2 (definitions), in paragraph 2, in point 6—

- (a) omit “within the European Air Traffic Management Network”, and
- (b) for “covered by this Regulation” substitute “ under the responsibility of the States participating in that service ”.

**Commencement Information**

**I99** Reg. 108 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 3 of Commission Regulation (EC) No 1033/2006**

**109.** In Article 3 (interoperability and performance requirements), in each of paragraphs 2, 3 and 8 for “Member States” substitute “ The Secretary of State ”.

**Commencement Information**

**I100** Reg. 109 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 4 of Commission Regulation (EC) No 1033/2006**

**110.** In Article 4 (safety requirements) for “Member States” substitute “ The CAA ”.

**Commencement Information**

**I101** Reg. 110 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Article 5 of Commission Regulation (EC) No 1033/2006**

- 111.**—(1) Article 5 (additional requirements) is amended as follows.  
(2) In each of paragraphs 2 and 4 for “Member States” substitute “ The Secretary of State ”.  
(3) Omit paragraph 5.

**Commencement Information**

**I102** Reg. 111 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Article 6 of Commission Regulation (EC) No 1033/2006**

- 112.** Omit Article 6 (entry into force and application).

**Commencement Information**

**I103** Reg. 112 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Further amendment of Commission Regulation (EC) No 1033/2006**

- 113.** After Article 6 omit the sentence which begins “This Regulation shall be binding”.

**Commencement Information**

**I104** Reg. 113 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

CHAPTER 4

Amendment of Commission Regulation (EC) No 633/2007

**Commission Regulation (EC) No 633/2007: introduction**

**114.** Commission Regulation (EC) No 633/2007 of 7 June 2007 laying down requirements for the application of a flight message transfer protocol used for the purpose of notification, coordination and transfer of flights between air traffic control units is amended in accordance with regulations 115 to 123.

**Commencement Information**

**I105** Reg. 114 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

*Status: This version of this Instrument contains provisions that are prospective.  
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

### Article 3 of Commission Regulation (EC) No 633/2007

115. In Article 3 (application of the flight message transfer protocol), in paragraph 2 for “Member States” substitute “ The Secretary of State ”.

#### Commencement Information

**I106** Reg. 115 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 4 of Commission Regulation (EC) No 633/2007

116. In Article 4 (conformity assessment of constituents) for “an EC” substitute “ a ”.

#### Commencement Information

**I107** Reg. 116 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 5 of Commission Regulation (EC) No 633/2007

117.—(1) Article 5 (verification of systems) is amended as follows.

(2) In paragraph 2 for “a notified” substitute “ an appointed ”.

(3) In paragraph 3 for “Member States” substitute “ The Secretary of State ”.

#### Commencement Information

**I108** Reg. 117 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 6 of Commission Regulation (EC) No 633/2007

118. Omit Article 6 (compliance).

#### Commencement Information

**I109** Reg. 118 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 7 of Commission Regulation (EC) No 633/2007

119. Omit Article 7 (transitional arrangements).

#### Commencement Information

**I110** Reg. 119 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Article 8 of Commission Regulation (EC) No 633/2007

120. Omit Article 8 (entry into force and application).

### Commencement Information

I111 Reg. 120 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

## Further amendment of Commission Regulation (EC) No 633/2007

121. After Article 8 omit the sentence which begins “This Regulation shall be binding”.

### Commencement Information

I112 Reg. 121 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

## Annex 2 to Commission Regulation (EC) No 633/2007

122. In Annex 2 (requirements for the assessment of conformity of constituents carried out under Article 4), in point 4 omit “EC” in the first place it occurs.

### Commencement Information

I113 Reg. 122 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

## Annex 4 to Commission Regulation (EC) No 633/2007

123.—(1) Annex 4 is amended as follows.

(2) In Part A (requirements for the verification of systems carried out under Article 5(1)), in point 7—

- (a) omit “EC” in the first place it occurs, and
- (b) for “national supervisory authority” substitute “CAA”.

(3) In Part B (requirements for the verification of systems carried out under Article 5(2))—

- (a) in point 5 for “a notified” substitute “an appointed”,
- (b) in each of points 6 to 8 for “notified” substitute “appointed”, and
- (c) in point 9—
  - (i) omit “EC” in the first place it occurs, and
  - (ii) for “national supervisory authority” substitute “CAA”.

### Commencement Information

I114 Reg. 123 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

## CHAPTER 5

### Amendment of Commission Regulation (EC) No 29/2009

#### Commission Regulation (EC) No 29/2009: introduction

**124.** Commission Regulation (EC) No 29/2009 of 16 January 2009 laying down requirements on data link services for the single European sky is amended in accordance with regulations 125 to 139.

##### Commencement Information

**I115** Reg. 124 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 1 of Commission Regulation (EC) No 29/2009

**125.**—(1) Article 1 (subject matter and scope) is amended as follows.

(2) In paragraph 1 omit “coordinated”.

(3) In paragraph 3 for “defined in Parts A and B of Annex 1” substitute “ under the responsibility of the United Kingdom ”.

##### Commencement Information

**I116** Reg. 125 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 2 of Commission Regulation (EC) No 29/2009

**126.** In Article 2 (definitions), in point 13—

(a) omit “within the European Air Traffic Management Network”, and

(b) for “covered by this Regulation” substitute “ under the responsibility of the States participating in that service ”.

##### Commencement Information

**I117** Reg. 126 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 3 of Commission Regulation (EC) No 29/2009

**127.** In Article 3 (data link services), in paragraph 4—

(a) for “Member States which decide” substitute “ If the Secretary of State decides ”, and

(b) after “requirements,” insert “ the Secretary of State ”.

##### Commencement Information

**I118** Reg. 127 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)



### Article 7 of Commission Regulation (EC) No 29/2009

128.—(1) Article 7 (general obligations of Member States for data link communications) is amended as follows.

- (2) In the heading for “Member States” substitute “ the CAA ”.
- (3) In paragraph 1—
  - (a) for “Member States which have designated ATS providers in the airspace referred to in Article 1(3)” substitute “ The CAA ”, and
  - (b) for “their” substitute “ its ”.
- (4) In each of paragraphs 2 and 3 for “Member States” substitute “ The CAA ”.

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#### Commencement Information

I119 Reg. 128 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 8 of Commission Regulation (EC) No 29/2009

129. In Article 8 (data link communication for transport type State aircraft) for “Member States”, in each of paragraphs 1 to 3, substitute “ The Secretary of State ”.

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#### Commencement Information

I120 Reg. 129 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 10 of Commission Regulation (EC) No 29/2009

130. In Article 10 (safety requirements) for “Member States” substitute “ The CAA ”.

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#### Commencement Information

I121 Reg. 130 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 11 of Commission Regulation (EC) No 29/2009

131.—(1) Article 11 (conformity or suitability for use of constituents) is amended as follows.

- (2) The first unnumbered paragraph becomes paragraph 1.
- (3) In that paragraph—
  - (a) for “an EC” substitute “ a ”,
  - (b) after “, or” insert “ if the manufacturer is not established in the United Kingdom ”, and
  - (c) for “Community” substitute “ United Kingdom ”.
- (4) The second unnumbered paragraph becomes paragraph 2.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Commencement Information**

**I122** Reg. 131 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 12 of Commission Regulation (EC) No 29/2009**

**132.** In Article 12 (verification of systems), in paragraph 2 for “a notified” substitute “an appointed”.

**Commencement Information**

**I123** Reg. 132 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 13 of Commission Regulation (EC) No 29/2009**

**133.** In Article 13 (additional requirements), in each of paragraphs 4, 7 and 8 for “Member States” substitute “The Secretary of State”.

**Commencement Information**

**I124** Reg. 133 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 14 of Commission Regulation (EC) No 29/2009**

**134.** Omit Article 14 (exemptions).

**Commencement Information**

**I125** Reg. 134 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 15 of Commission Regulation (EC) No 29/2009**

**135.** Omit Article 15 (entry into force and application).

**Commencement Information**

**I126** Reg. 135 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Further amendment of Commission Regulation (EC) No 29/2009**

**136.** After Article 15 omit the sentence which begins “This Regulation shall be binding”.

**Commencement Information**

**I127** Reg. 136 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Annex 1 to Commission Regulation (EC) No 29/2009**

**137.** Omit Annex 1 (airspace referred to in Article 1(3)).

**Commencement Information**

**I128** Reg. 137 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Annex 5 to Commission Regulation (EC) No 29/2009**

**138.** In Annex 5 (requirements for the assessment referred to in Article 11 of the conformity or suitability for use of constituents), in point 4 omit “EC” in the first place it occurs.

**Commencement Information**

**I129** Reg. 138 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

**Annex 7 to Commission Regulation (EC) No 29/2009**

**139.**—(1) Annex 7 is amended as follows.

(2) In Part A (requirements for the verification of systems referred to in Article 12(1)), in point 7—

- (a) omit “EC” in the first place it occurs, and
- (b) for “national supervisory authority” substitute “CAA”.

(3) In Part B (requirements for the verification of systems referred to in Article 12(2))—

- (a) in point 5 for a “a notified” substitute “an appointed”,
- (b) in each of points 6 to 8 for “notified” substitute “appointed”, and
- (c) in point 9—
  - (i) omit “EC” in the first place it occurs, and
  - (ii) for “national supervisory authority” substitute “CAA”.

**Commencement Information**

**I130** Reg. 139 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

## CHAPTER 6

### Amendment of Commission Regulation (EC) No 262/2009

#### Commission Regulation (EC) No 262/2009: introduction

**140.** Commission Regulation (EC) No 262/2009 of 30 March 2009 laying down requirements for the coordinated allocation and use of Mode S interrogator codes for the single European sky is amended in accordance with regulations 141 to 154.

#### Commencement Information

**I131** Reg. 140 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Article 2 of Commission Regulation (EC) No 262/2009

**141.**—(1) Article 2 (definitions) is amended as follows.

(2) In point 11—

- (a) omit “within the European Air Traffic Management Network”, and
- (b) for “Member States” substitute “ States participating in that service ”.

(3) In point 13 for “Member States” substitute “ States participating in that service ”.

(4) In point 19(a) for “Regulation (EC) No 2096/2005” substitute “ Implementing Regulation (EU) No 1035/2011, as that Regulation has effect in EU law as amended from time to time <sup>M8</sup> ”.

(5) At the end insert—

“**25.** “third country” means a country or territory other than:

- (a) the United Kingdom, or
- (b) a Member State.”.

#### Commencement Information

**I132** Reg. 141 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Marginal Citations

**M8** OJ L 271, 18.10.2011, p. 23.

#### Article 4 of Commission Regulation (EC) No 262/2009

**142.**—(1) Article 4 (associated procedures for Mode S operators) is amended as follows.

(2) In paragraph 1 after “from” insert “ the CAA or ”.

(3) In paragraph 2—

- (a) for “competent Member State” substitute “ CAA ”, and
- (b) at the end insert “ , unless a Member State is the competent Member State in relation to the operator ”.

(4) In paragraph 4—

- (a) after “operators” insert “ that have received an interrogator code allocation from the CAA ”, and
- (b) for “competent Member State” substitute “ CAA ”.

**Commencement Information**

**I133** Reg. 142 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 5 of Commission Regulation (EC) No 262/2009**

- 143.**—(1) Article 5 (associated procedures for Member States) is amended as follows.
- (2) In the heading for “Member States” substitute “ the CAA ”.
  - (3) In paragraph 1 for “Member States” substitute “ The CAA ”.
  - (4) In paragraph 2—
    - (a) in the words before point (a) for “Member States” substitute “ The CAA ”,
    - (b) in point (c)(ii) for “Member States” substitute “ CAA if the United Kingdom is ”, and
    - (c) in point (c)(iv)—
      - (i) for “Member States” substitute “ the CAA ”, and
      - (ii) omit “national”.
  - (5) Omit paragraphs 3 and 4.
  - (6) In paragraph 5—
    - (a) for “Member States referred to in paragraph 3” substitute “ The CAA ”,
    - (b) for “their” substitute “the United Kingdom's”, and
    - (c) omit “other”.
  - (7) In paragraph 6 for “Member States referred to in paragraph 3” substitute “ The CAA ”.
  - (8) In paragraph 7—
    - (a) for “Member States” substitute “ The CAA ”, and
    - (b) omit “other”.
  - (9) In paragraph 8—
    - (a) for “a Member State” substitute “ the United Kingdom ”, and
    - (b) for “the Member State concerned” substitute “ the CAA ”.

**Commencement Information**

**I134** Reg. 143 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 7 of Commission Regulation (EC) No 262/2009**

**144.** In Article 7 (contingency requirements), in paragraph 3 for “competent Member State” substitute “ CAA ”.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Commencement Information**

**I135** Reg. 144 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 8 of Commission Regulation (EC) No 262/2009**

**145.** In Article 8 (civil-military coordination), in each of paragraphs 1 to 3 for “Member States” substitute “The Secretary of State”.

**Commencement Information**

**I136** Reg. 145 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 9 of Commission Regulation (EC) No 262/2009**

**146.** In Article 9 (safety requirements), in paragraph 2 for “Member States” substitute “The CAA”.

**Commencement Information**

**I137** Reg. 146 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 10 of Commission Regulation (EC) No 262/2009**

- 147.** In Article 10 (conformity assessment)—
- (a) for “an EC” substitute “a”,
  - (b) after “, or” insert “if the manufacturer is not established in the United Kingdom”, and
  - (c) for “Community” substitute “United Kingdom”.

**Commencement Information**

**I138** Reg. 147 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 11 of Commission Regulation (EC) No 262/2009**

**148.** In Article 11 (verification of systems), in paragraph 2 for “a notified” substitute “an appointed”.

**Commencement Information**

**I139** Reg. 148 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Article 12 of Commission Regulation (EC) No 262/2009

149. In Article 12 (additional requirements), in each of paragraphs 3 and 4 for “Member States” substitute “ The CAA ”.

### Commencement Information

I140 Reg. 149 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

## Article 13 of Commission Regulation (EC) No 262/2009

150. Omit Article 13 (entry into force and application).

### Commencement Information

I141 Reg. 150 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

## Further amendment of Commission Regulation (EC) No 262/2009

151. After Article 13 omit the sentence which begins “This Regulation shall be binding”.

### Commencement Information

I142 Reg. 151 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

## Annex 2 to Commission Regulation (EC) No 262/2009

152.—(1) Annex 2 is amended as follows.

(2) In Part A (requirements concerning the application for interrogator codes referred to in Articles 4(2), 5(1) and 5(2))—

- (a) in point (a) for “competent Member State” substitute “ CAA ”, and
- (b) omit point (b).

(3) In Part B (requirements concerning the allocation of interrogator codes referred to in Articles 2(10), 4(3) and 4(4)), in point (a) for “competent Member State” substitute “ CAA ”.

### Commencement Information

I143 Reg. 152 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

## Annex 4 to Commission Regulation (EC) No 262/2009

153.—(1) Annex 4 is amended as follows.

(2) In Part A (requirements for the assessment of the conformity or suitability for use of constituents of the systems referred to in Article 10), in point 2—

*Status: This version of this Instrument contains provisions that are prospective.*  
**Changes to legislation:** There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

- (a) after “manufacturer, or” insert “ if the manufacturer is not established in the United Kingdom ”, and
- (b) for “Community” substitute “ United Kingdom ”.
- (3) In Part B (internal production control module)—
  - (a) in point 1—
    - (i) after “manufacturer or”, in both places those words occur, insert “ , if the manufacturer is not established in the United Kingdom ”, and
    - (ii) for “Community”, in both places it occurs, substitute “ United Kingdom ”,
  - (b) in point 2—
    - (i) for “he or his” substitute “the manufacturer, or if the manufacturer is not established in the United Kingdom the manufacturer's”,
    - (ii) for “Community”, in both places it occurs, substitute “ United Kingdom ”,
    - (iii) for “relevant national supervisory authorities” substitute “ CAA ”,
    - (iv) after “The manufacturer or” insert “ , if the manufacturer is not established in the United Kingdom ”, and
    - (v) for “Member States” substitute “ CAA ”, and
  - (c) in point 3—
    - (i) for “Community”, in both places it occurs, substitute “ United Kingdom ”, and
    - (ii) for “Member States” substitute “ CAA ”.

#### Commencement Information

**I144** Reg. 153 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Annex 6 to Commission Regulation (EC) No 262/2009

- 154.**—(1) Annex 6 is amended as follows.
- (2) In Part A (requirements for the verification of systems referred to in Article 11(1)), in point 7—
- (a) omit “EC” in the first place it occurs, and
  - (b) for “national supervisory authority” substitute “ CAA ”.
- (3) In Part B (requirements for the verification of systems referred to in Article 11(2))—
- (a) in point 5 for “a notified” substitute “ an appointed ”,
  - (b) in each of points 6 to 8 for “notified” substitute “ appointed ”, and
  - (c) in point 9—
    - (i) omit “EC” in the first place it occurs, and
    - (ii) for “national supervisory authority” substitute “ CAA ”.

#### Commencement Information

**I145** Reg. 154 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)



## CHAPTER 7

### Amendment of Commission Regulation (EU) No 73/2010

#### Commission Regulation (EU) No 73/2010: introduction

**155.** Commission Regulation (EU) No 73/2010 of 26 January 2010 laying down requirements on the quality of aeronautical data and aeronautical information for the single European sky is amended in accordance with regulations 156 to 170.

#### Commencement Information

**I146** Reg. 155 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 2 of Commission Regulation (EU) No 73/2010

**156.** In Article 2 (scope), in paragraph 1—

- (a) for “European air traffic management network (EATMN)” substitute “ United Kingdom air traffic management system (UK ATMS) ”, and
- (b) in each of points (a) to (d) for “Member States” substitute “ the Secretary of State ”.

#### Commencement Information

**I147** Reg. 156 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 5 of Commission Regulation (EU) No 73/2010

**157.**—(1) Article 5 (data exchange) is amended as follows.

- (2) In paragraph 3 for “Member States” substitute “ The Secretary of State ”.
- (3) In paragraph 4 for “a Member State” substitute “ the Secretary of State ”.

#### Commencement Information

**I148** Reg. 157 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 6 of Commission Regulation (EU) No 73/2010

**158.** In Article 6 (data quality), in paragraph 1 for “Member States” substitute “ The CAA ”.

#### Commencement Information

**I149** Reg. 158 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 7 of Commission Regulation (EU) No 73/2010

159.—(1) Article 7 (consistency, timeliness and personnel performance) is amended as follows.

(2) In paragraph 1—

(a) for “more than one Member State” substitute “ the United Kingdom and one or more Member States ”, and

(b) for “those AIPs” substitute “ the AIP of the United Kingdom ”.

(3) In paragraph 2 for “their Member State” substitute “ the United Kingdom ”.

#### Commencement Information

**I150** Reg. 159 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 11 of Commission Regulation (EU) No 73/2010

160. In Article 11 (conformity or suitability for use of constituents)—

(a) omit “EC” in the first place it occurs,

(b) after “, or” insert “ if the manufacturer is not established in the United Kingdom ”, and

(c) for “Union” substitute “ United Kingdom ”.

#### Commencement Information

**I151** Reg. 160 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 12 of Commission Regulation (EU) No 73/2010

161. In Article 12 (verification of systems), in paragraph 2 for “a notified” substitute “ an appointed ”.

#### Commencement Information

**I152** Reg. 161 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 14 of Commission Regulation (EU) No 73/2010

162. Omit Article 14 (transitional provisions).

#### Commencement Information

**I153** Reg. 162 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 15 of Commission Regulation (EU) No 73/2010

163. Omit Article 15 (entry into force and application).

**Commencement Information**

**I154** Reg. 163 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Further amendment of Commission Regulation (EU) No 73/2010**

**164.** After Article 15 omit the sentence which begins “This Regulation shall be binding”.

**Commencement Information**

**I155** Reg. 164 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Annex 1 to Commission Regulation (EU) No 73/2010**

**165.** In Annex 1 (data set specifications referred to in Article 4), in Part A (IAIP, aerodrome mapping and electronic obstacle data), in point 2 for “national supervisory authority” substitute “CAA”.

**Commencement Information**

**I156** Reg. 165 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Annex 2 to Commission Regulation (EU) No 73/2010**

**166.—(1)** Annex 2 (aeronautical data exchange format requirements referred to in Article 5) is amended as follows.

(2) In Part A (IAIP, aerodrome mapping and electronic obstacle data), in point 2 for “national supervisory authority” substitute “CAA”.

(3) In Part B (electronic terrain data), in point 2 for “national supervisory authority” substitute “CAA”.

**Commencement Information**

**I157** Reg. 166 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Annex 7 to Commission Regulation (EU) No 73/2010**

**167.—(1)** Annex 7 (quality, safety and security management requirements referred to in Article 10) is amended as follows.

(2) In Part A (quality management system), in point 2 for “national supervisory authority” substitute “CAA”.

(3) In Part C (security management objectives), in point 2 for “national supervisory authority” substitute “CAA”.

*Status: This version of this Instrument contains provisions that are prospective.*  
**Changes to legislation:** There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

#### Commencement Information

**I158** Reg. 167 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Annex 8 to Commission Regulation (EU) No 73/2010

**168.**—(1) Annex 8 (requirements for the assessment of conformity or suitability for use of constituents referred to in Article 11) is amended as follows.

(2) In point 2—

- (a) after “manufacturer, or” insert “ if the manufacturer is not established in the United Kingdom ”, and
- (b) for “Union” substitute “ United Kingdom ”.

(3) In point 3—

- (a) after “manufacturer, or” insert “ if the manufacturer is not established in the United Kingdom ”, and
- (b) for “Union” substitute “ United Kingdom ”.

(4) In point 4—

- (a) after “manufacturer, or” insert “ if the manufacturer is not established in the United Kingdom ”,
- (b) for “Union” substitute “ United Kingdom ”, and
- (c) omit “EC” in the first place it occurs.

#### Commencement Information

**I159** Reg. 168 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Annex 10 to Commission Regulation (EU) No 73/2010

**169.**—(1) Annex 10 is amended as follows.

(2) In Part A (requirements for the verification of systems referred to in Article 12(1)), in point 7—

- (a) omit “EC” in the first place it occurs, and
- (b) for “national supervisory authority” substitute “ CAA ”.

(3) In Part B (requirements for the verification of systems referred to in Article 12(2))—

- (a) in point 5 for “a notified” substitute “ an appointed ”,
- (b) in each of points 6 to 8 for “notified” substitute “ appointed ”, and
- (c) in point 9—
  - (i) omit “EC” in the first place it occurs, and
  - (ii) for “national supervisory authority” substitute “ CAA ”.

**Commencement Information**

**I160** Reg. 169 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

**Annex 11 to Commission Regulation (EU) No 73/2010**

**170.** Omit Annex 11 (ICAO differences referred to in Article 14).

**Commencement Information**

**I161** Reg. 170 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

CHAPTER 8

Amendment of Commission Regulation (EU) No 255/2010

**Regulation (EU) No 255/2010: introduction**

**171.** Commission Regulation (EU) No 255/2010 of 25 March 2010 laying down common rules on air traffic flow management is amended in accordance with paragraphs 172 to 186.

**Commencement Information**

**I162** Reg. 171 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

**Article 1 of Regulation (EU) No 255/2010**

**172.—**(1) Article 1 (subject matter and scope) is amended as follows.

(2) In paragraph 1—

- (a) for “European” substitute “ United Kingdom ”,
- (b) for “network” substitute “ system ”, and
- (c) for “EATMN” substitute “ UK ATMS ”.

(3) In paragraph 3 omit point (f).

**Commencement Information**

**I163** Reg. 172 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

**Article 2 of Regulation (EU) No 255/2010**

**173.** In Article 2 (definitions), in point 6 for “EATMN”, in each place it occurs, substitute “ UK ATMS ”.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

#### Commencement Information

**I164** Reg. 173 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 3 of Regulation (EU) No 255/2010

**174.** In Article 3 (air traffic flow management framework), in each of paragraphs 2(a)(ii) and (iii) and 3 for “EATMN”, in each place it occurs, substitute “ UK ATMS ”.

#### Commencement Information

**I165** Reg. 174 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 4 of Regulation (EU) No 255/2010

**175.—(1)** Article 4 (general obligations of Member States) is amended as follows.

(2) In the heading for “Member States” substitute “ the Secretary of State ”.

(3) In paragraph 1 for “Member States” substitute “ The Secretary of State ”.

(4) In paragraph 2 omit “Member States”.

(5) In paragraph 4—

(a) omit the first sentence, and

(b) for “this common reference document” insert “ the common reference document created by Eurocontrol containing the policies, procedures and description for route and traffic orientation. ”.

(6) In paragraph 5 for “Those procedures shall be” substitute “ The Secretary of State must endeavour to ensure that those procedures are ”.

#### Commencement Information

**I166** Reg. 175 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 5 of Regulation (EU) No 255/2010

**176.—(1)** Article 5 (obligations of Member States concerning the central unit for ATFM) is amended as follows.

(2) In the heading omit “of Member States”.

(3) In the words before point (a) for “Member States shall” substitute “ The Secretary of State must endeavour to ”.

(4) In each of points (a) and (d) for “EATMN” substitute “ UK ATMS ”.

**Commencement Information**

**I167** Reg. 176 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 6 of Regulation (EU) No 255/2010**

**177.**—(1) Article 6 (general obligations of ATS units) is amended as follows.

(2) In paragraph 1 for “EATMN” substitute “ UK ATMS ”.

(3) In paragraph 5, in the unnumbered paragraph after point (i) omit “, and by,”.

**Commencement Information**

**I168** Reg. 177 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 9 of Regulation (EU) No 255/2010**

**178.** In Article 9 (consistency between flight plans and airport slots), in each of paragraphs 1 and 4 for “Member States shall” substitute “ The Secretary of State must endeavour to ”.

**Commencement Information**

**I169** Reg. 178 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 10 of Regulation (EU) No 255/2010**

**179.**—(1) Article 10 (obligations concerning critical events) is amended as follows.

(2) In paragraph 1—

(a) for “Member States shall” substitute “ The Secretary of State must endeavour to ”, and

(b) for “EATMN” substitute “ UK ATMS ”.

(3) In paragraph 2, in point (c) omit “Member States”.

**Commencement Information**

**I170** Reg. 179 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 11 of Regulation (EU) No 255/2010**

**180.**—(1) Article 11 (monitoring of compliance to ATFM measures) is amended as follows.

(2) In paragraph 1—

(a) for “Member States” substitute “ The Secretary of State ”, and

(b) omit the second sentence.

(3) In paragraph 2 omit the second sentence.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

(4) For paragraph 3 substitute—

“3. The Secretary of State must endeavour to ensure that the central unit for ATFM notifies the Secretary of State if exemptions in excess of 0,6% of the United Kingdom's annual departures are granted.”.

(5) In paragraph 4 for “Member States shall” substitute “ The Secretary of State must endeavour to ”.

(6) In paragraph 6—

(a) for “Member States shall” substitute “ The Secretary of State must endeavour to ”, and

(b) omit “and that the report is submitted to the Commission”.

(7) In paragraph 7 for “Member States” substitute “ The Secretary of State ”.

#### Commencement Information

**I171** Reg. 180 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 12 of Regulation (EU) No 255/2010

**181.**—(1) Article 12 (performance assessment) is amended as follows.

(2) In paragraph 1 for “Member States shall” substitute “ the Secretary of State must endeavour to ”.

(3) In paragraph 2 for “Member States shall” substitute “ The Secretary of State must endeavour to ”.

(4) Omit the two unnumbered paragraphs after paragraph 2.

#### Commencement Information

**I172** Reg. 181 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 13 of Regulation (EU) No 255/2010

**182.** In Article 13 (safety requirements) for “Member States” substitute “ The Secretary of State ”.

#### Commencement Information

**I173** Reg. 182 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 14 of Regulation (EU) No 255/2010

**183.** In Article 14 (additional requirements), in each of paragraphs 1 and 2, for “Member States” substitute “ The Secretary of State ”.



**Commencement Information**

**I174** Reg. 183 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 15 of Regulation (EU) No 255/2010**

**184.** Omit Article 15 (penalties).

**Commencement Information**

**I175** Reg. 184 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 16 of Regulation (EU) No 255/2010**

**185.** Omit Article 16 (entry into force and application).

**Commencement Information**

**I176** Reg. 185 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Further amendment of Regulation (EU) No 255/2010**

**186.** After Article 16 omit the sentence which begins “This Regulation shall be binding”.

**Commencement Information**

**I177** Reg. 186 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**CHAPTER 9**

**Revocation of Commission Regulation (EU) No 176/2011**

**Regulation (EU) No 176/2011**

**187.** Commission Regulation (EU) No 176/2011 of 24 February 2011 on the information to be provided before the establishment and modification of a functional airspace block is revoked.

**Commencement Information**

**I178** Reg. 187 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

## CHAPTER 10

### Revocation of Commission Regulation (EU) No 283/2011

#### Commission Regulation (EU) No 283/2011

**188.** Commission Regulation (EU) No 283/2011 of 22 March 2011 amending Regulation (EC) No 633/2007 as regards the transitional arrangements referred to in Article 7 is revoked.

#### Commencement Information

**I179** Reg. 188 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 11

### Amendment of Commission Regulation (EU) No 677/2011

PROSPECTIVE

#### Commission Regulation (EU) No 677/2011: introduction

<sup>F4</sup>**189.** . . . . .

#### Textual Amendments

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

#### Article 1 of Commission Regulation (EU) No 677/2011

<sup>F4</sup>**190.** . . . . .

#### Textual Amendments

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

#### Article 2 of Commission Regulation (EU) No 677/2011

<sup>F4</sup>**191.** . . . . .

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 3 of Commission Regulation (EU) No 677/2011**

**F4**192. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 4 of Commission Regulation (EU) No 677/2011**

**F4**193. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 5 of Commission Regulation (EU) No 677/2011**

**F4**194. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 6 of Commission Regulation (EU) No 677/2011**

**F4**195. ....

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 7 of Commission Regulation (EU) No 677/2011**

**F4**196. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 8 of Commission Regulation (EU) No 677/2011**

**F4**197. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 9 of Commission Regulation (EU) No 677/2011**

**F4**198. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 10 of Commission Regulation (EU) No 677/2011**

**F4**199. ....

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 11 of Commission Regulation (EU) No 677/2011**

**F4**200. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 12 of Commission Regulation (EU) No 677/2011**

**F4**201. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 13 of Commission Regulation (EU) No 677/2011**

**F4**202. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 14 of Commission Regulation (EU) No 677/2011**

**F4**203. ....

*Status: This version of this Instrument contains provisions that are prospective.  
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 15 of Commission Regulation (EU) No 677/2011**

**F4**204. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 16 of Commission Regulation (EU) No 677/2011**

**F4**205. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 17 of Commission Regulation (EU) No 677/2011**

**F4**206. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 18 of Commission Regulation (EU) No 677/2011**

**F4**207. ....

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 19 of Commission Regulation (EU) No 677/2011**

**F4**208. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 20 of Commission Regulation (EU) No 677/2011**

**F4**209. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 21 of Commission Regulation (EU) No 677/2011**

**F4**210. ....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 22 of Commission Regulation (EU) No 677/2011**

**F4**211. ....

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 23 of Commission Regulation (EU) No 677/2011**

**F4** **212.** . . . . .

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 24 of Commission Regulation (EU) No 677/2011**

**F4** **213.** . . . . .

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 25 of Commission Regulation (EU) No 677/2011**

**F4** **214.** . . . . .

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Article 27 of Commission Regulation (EU) No 677/2011**

**F4** **215.** . . . . .



*Status: This version of this Instrument contains provisions that are prospective.  
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Further amendment of Commission Regulation (EU) No 677/2011**

**F<sup>4</sup>216.** .....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Annex 1 of Commission Regulation (EU) No 677/2011**

**F<sup>4</sup>217.** .....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Annex 2 of Commission Regulation (EU) No 677/2011**

**F<sup>4</sup>218.** .....

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Annex 3 of Commission Regulation (EU) No 677/2011**

**F<sup>4</sup>219.** .....

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Annex 4 of Commission Regulation (EU) No 677/2011**

**F<sup>4</sup>220.** . . . . .

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Annex 5 of Commission Regulation (EU) No 677/2011**

**F<sup>4</sup>221.** . . . . .

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

**Annex 6 of Commission Regulation (EU) No 677/2011**

**F<sup>4</sup>222.** . . . . .

**Textual Amendments**

**F4** Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

## CHAPTER 12

### Amendment of Commission Implementing Regulation (EU) No 1034/2011

PROSPECTIVE

#### Commission Implementing Regulation (EU) No 1034/2011: introduction

<sup>F5</sup>223. ....

##### Textual Amendments

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

#### Article 1 of Commission Implementing Regulation (EU) No 1034/2011

<sup>F5</sup>224. ....

##### Textual Amendments

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

#### Article 2 of Commission Implementing Regulation (EU) No 1034/2011

<sup>F5</sup>225. ....

##### Textual Amendments

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

#### Article 3 of Commission Implementing Regulation (EU) No 1034/2011

<sup>F5</sup>226. ....

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 4 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **227.** .....

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 5 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **228.** .....

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 6 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **229.** .....

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**F5** **230.** .....

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 8 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **231.** .....

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 9 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **232.** .....

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 10 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **233.** .....

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 11 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **234.** .....

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 12 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **235.** .....

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 13 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **236.** .....

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 14 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **237.** .....

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 15 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **238.** .....

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 16 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **239.** . . . . .

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 17 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **240.** . . . . .

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 18 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **241.** . . . . .

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 19 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **242.** . . . . .

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Article 20 of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **243.** . . . . .

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

**Further amendment of Commission Implementing Regulation (EU) No 1034/2011**

**F5** **244.** . . . . .

**Textual Amendments**

**F5** Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

CHAPTER 13

Amendment of Commission Implementing Regulation (EU) No 1035/2011

PROSPECTIVE

**Commission Implementing Regulation (EU) No 1035/2011: introduction**

**F6** **245.** . . . . .

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**



*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

PROSPECTIVE

**Article 2 of Commission Implementing Regulation (EU) No 1035/2011**

<sup>F6</sup>246. ....

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

**Article 3 of Commission Implementing Regulation (EU) No 1035/2011**

<sup>F6</sup>247. ....

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

**Article 4 of Commission Implementing Regulation (EU) No 1035/2011**

<sup>F6</sup>248. ....

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

**Article 5 of Commission Implementing Regulation (EU) No 1035/2011**

<sup>F6</sup>249. ....

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

PROSPECTIVE

**Article 7 of Commission Implementing Regulation (EU) No 1035/2011**

**F6**250. ....

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

**Article 9 of Commission Implementing Regulation (EU) No 1035/2011**

**F6**251. ....

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

**Article 10 of Commission Implementing Regulation (EU) No 1035/2011**

**F6**252. ....

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

**Article 11 of Commission Implementing Regulation (EU) No 1035/2011**

**F6**253. ....

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

PROSPECTIVE

**Article 12 of Commission Implementing Regulation (EU) No 1035/2011**

**F6**254. ....

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

**Article 14 of Commission Implementing Regulation (EU) No 1035/2011**

**F6**255. ....

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

**Article 15 of Commission Implementing Regulation (EU) No 1035/2011**

**F6**256. ....

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

**Further amendment of Commission Implementing Regulation (EU) No 1035/2011**

**F6**257. ....

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

*Status: This version of this Instrument contains provisions that are prospective.  
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

PROSPECTIVE

**Annex 1 to Commission Implementing Regulation (EU) No 1035/2011**

**F6 258.** . . . . .

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

**Annex 2 to Commission Implementing Regulation (EU) No 1035/2011**

**F6 259.** . . . . .

**Textual Amendments**

**F6** Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

**CHAPTER 14**

**Amendment of Commission Implementing Regulation (EU) No 1206/2011**

**Commission Implementing Regulation (EU) No 1206/2011: introduction**

**260.** Commission Implementing Regulation (EU) No 1206/2011 of 22 November 2011 laying down requirements on aircraft identification for surveillance for the single European sky is amended in accordance with regulations 261 to 276.

**Commencement Information**

**I180** Reg. 260 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 1 of Commission Implementing Regulation (EU) No 1206/2011**

**261.** In Article 1 (subject matter) “EATMN” substitute “UK ATMS”.

**Commencement Information**

**I181** Reg. 261 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 3 of Commission Implementing Regulation (EU) No 1206/2011

262.—(1) Article 3 (definitions) is amended as follows.

(2) In point 10—

- (a) after “SSR codes to” insert “ the United Kingdom, ”, and
- (b) after “agreed by” insert “ the United Kingdom and ”.

(3) in point 12—

- (a) omit “within the European Air Traffic Management Network”, and
- (b) for “covered by this Regulation” substitute “ under the responsibility of the States participating in that service ”.

#### Commencement Information

**I182** Reg. 262 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 4 of Commission Implementing Regulation (EU) No 1206/2011

263.—(1) Article 4 (performance requirements) is amended as follows.

(2) Omit paragraph 1.

(3) In paragraph 6—

- (a) in the words before point (a) for “Member States” substitute “ The CAA ”,
- (b) in point (a) for “paragraphs 1 and 2” substitute “ paragraph 2 ”, and
- (c) in point (c)—
  - (i) omit “agreed by all Member States and”, and
  - (ii) after “with” insert “ Member States and ”.

#### Commencement Information

**I183** Reg. 263 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 5 of Commission Implementing Regulation (EU) No 1206/2011

264. In Article 5 (safety requirements), in paragraph 1 for “Member States” substitute “ The CAA ”.

#### Commencement Information

**I184** Reg. 264 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 6 of Commission Implementing Regulation (EU) No 1206/2011

265.—(1) Article 6 (conformity or suitability for use of constituents) is amended as follows.

(2) The first unnumbered paragraph becomes paragraph 1.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

- (3) In that paragraph—
- (a) for “an EC” substitute “ a ”,
  - (b) after “Regulation or” insert “ if the manufacturer is not established in the United Kingdom ”, and
  - (c) for “Union” substitute “ United Kingdom ”.
- (4) The second unnumbered paragraph becomes paragraph 2.

**Commencement Information**

**I185** Reg. 265 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 7 of Commission Implementing Regulation (EU) No 1206/2011**

**266.** In Article 7 (verification of systems), in paragraph 2 for “a notified” substitute “ an appointed ”.

**Commencement Information**

**I186** Reg. 266 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 9 of Commission Implementing Regulation (EU) No 1206/2011**

**267.** In Article 9 (additional requirements for operators), in paragraph 2 for “4(1) and (2)” substitute “ 4(2) ”.

**Commencement Information**

**I187** Reg. 267 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 10 of Commission Implementing Regulation (EU) No 1206/2011**

- 268.** In Article 10 (additional requirements for Member States)—
- (a) in the heading for “Member States” substitute “ the CAA ”,
  - (b) for “Member States” substitute “ The CAA ”, and
  - (c) omit “compliance with this Regulation including”.

**Commencement Information**

**I188** Reg. 268 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 11 of Commission Implementing Regulation (EU) No 1206/2011**

**269.** Omit Article 11 (exemptions).

**Commencement Information**

**I189** Reg. 269 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 12 of Commission Implementing Regulation (EU) No 1206/2011**

**270.** Omit Article 12 (entry into force and application).

**Commencement Information**

**I190** Reg. 270 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Further amendment of Commission Implementing Regulation (EU) No 1206/2011**

**271.** After Article 12 omit the sentence which begins “This Regulation shall be binding”.

**Commencement Information**

**I191** Reg. 271 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Annex 1 to Commission Implementing Regulation (EU) No 1206/2011**

**272.** In Annex 1 (airspace referred to in Article 4(1) and (4)), in each of the heading and the unnumbered paragraph for “4(1) and (4)” substitute “4(4)”.

**Commencement Information**

**I192** Reg. 272 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Annex 2 to Commission Implementing Regulation (EU) No 1206/2011**

**273.** In Annex 2 (performance requirements referred to in Article 4(3)), in each of points 4, 6 and 7(a) after “agreed by” insert “ the United Kingdom and ”.

**Commencement Information**

**I193** Reg. 273 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Annex 3 to Commission Implementing Regulation (EU) No 1206/2011**

**274.** In Annex 3 (performance requirements referred to in Article 4(4)), in each of points (a) and (b) after “agreed by” insert “ the United Kingdom and ”.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

#### Commencement Information

**I194** Reg. 274 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Annex 5 to Commission Implementing Regulation (EU) No 1206/2011

**275.** In Annex 5 (requirements for the assessment of conformity or suitability for use of constituents referred to in Article 6), in point 4 omit “EC” in the first place it occurs.

#### Commencement Information

**I195** Reg. 275 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Annex 7 to Commission Implementing Regulation (EU) No 1206/2011

**276.**—(1) Annex 7 is amended as follows.

(2) In Part A (requirements for the verification of systems referred to in Article 7(1)), in point 7—

- (a) omit “EC” in the first place it occurs, and
- (b) for “national supervisory authority” substitute “CAA”.

(3) In Part B (requirements for the verification of systems referred to in Article 7(2))—

- (a) in point 5 for “a notified” substitute “an appointed”,
- (b) in each of points 6 to 8 for “notified” substitute “appointed”, and
- (c) in point 9—
  - (i) omit “EC” in the first place it occurs, and
  - (ii) for “national supervisory authority” substitute “CAA”.

#### Commencement Information

**I196** Reg. 276 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 15

### Amendment of Commission Implementing Regulation (EU) No 1207/2011

#### Commission Implementing Regulation (EU) No 1207/2011: introduction

**277.** Commission Implementing Regulation (EU) No 1207/2011 of 22 November 2011 laying down requirements for the performance and interoperability of surveillance for the single European sky is amended in accordance with regulations 278 to 293.

#### Commencement Information

**I197** Reg. 277 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)



## Article 1 of Commission Implementing Regulation (EU) No 1207/2011

**278.** In Article 1 (subject matter) for “within” substitute “ of the United Kingdom Air Traffic Management System (UK ATMS) in relation to ”.

### Commencement Information

**I198** Reg. 278 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## [<sup>F7</sup>Article 2 of Commission implementing Regulation (EU) No 1207/2011

**278A.** In Article 2 (scope), in paragraph 2 for “Single European Sky airspace” substitute “airspace provided for in Article 1(3) of Regulation [\(EC\) No 551/2004](#) of the European Parliament and of the Council”.]

### Textual Amendments

**F7** Reg. 278A inserted (31.12.2020 immediately before IP completion day) by [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) \(No. 2\) Regulations 2020 \(S.I. 2020/784\)](#), regs. 1(2), 3

### Commencement Information

**I199** Reg. 278A in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Article 5 of Commission Implementing Regulation (EU) No 1207/2011

[<sup>F8</sup>**279.** In Article 5 (interoperability requirements), in paragraph 5, for “Single European Sky airspace”, in both places it occurs, substitute “airspace provided for in Article 1(3) of Regulation [\(EC\) No 551/2004](#) of the European Parliament and of the Council”.]

### Textual Amendments

**F8** Reg. 279 substituted (31.12.2020 immediately before IP completion day) by [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) \(No. 2\) Regulations 2020 \(S.I. 2020/784\)](#), regs. 1(2), 4

### Commencement Information

**I200** Reg. 279 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Article 6 of Commission Implementing Regulation (EU) No 1207/2011

**280.**—(1) Article 6 (spectrum protection) is amended as follows.

(2) In paragraph 1—

- (a) for “Member States” substitute “ the CAA ”, and
- (b) for “a Member State” substitute “ the United Kingdom ”.

(3) In paragraph 3—

- (a) for “Member States” substitute “ the CAA ”, and
- (b) for “a Member State” substitute “ the United Kingdom ”.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

(4) Omit paragraph 4.

#### Commencement Information

**I201** Reg. 280 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 7 of Commission Implementing Regulation (EU) No 1207/2011

**281.** In Article 7 (associated procedures), in paragraph 3 for “Member States” substitute “ The CAA ”.

#### Commencement Information

**I202** Reg. 281 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 8 of Commission Implementing Regulation (EU) No 1207/2011

**282.**—(1) Article 8 (State aircraft) is amended as follows.

(2) In each of paragraphs 1 and 2 for “Member States” substitute “ The Secretary of State ”.

(3) Omit paragraphs 3 and 4.

(4) In paragraph 5 for “the State aircraft identified in paragraph 3” substitute “ : ” then insert—

- “(a) State aircraft that cannot be equipped with secondary surveillance radar transponders that comply with the requirements set out in Part A of Annex 2, and
- (b) transport-type State aircraft with a maximum certified take-off mass exceeding 5 700 kg or having a maximum cruising true airspeed capability greater than 250 knots, that cannot be equipped with secondary surveillance radar transponders that comply with the requirements set out in Part B and Part C of Annex 2.”.

(5) In paragraph 6 for “Member States” substitute “ The Secretary of State ”.

(6) In paragraph 7 for “Member State that has designated them” substitute “ CAA ”.

[<sup>F9</sup>(7) In paragraph 8—

- (a) for “Member States” substitute “The Secretary of State”, and
- (b) for “Single European Sky airspace” substitute “airspace provided for in Article 1(3) of Regulation (EC) No 551/2004 of the European Parliament and of the Council”.]

#### Textual Amendments

**F9** Reg. 282(7) inserted (31.12.2020 immediately before IP completion day) by [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/784\)](#), regs. 1(2), 5

#### Commencement Information

**I203** Reg. 282 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 9 of Commission Implementing Regulation (EU) No 1207/2011

- 283.—(1) Article 9 (safety requirements) is amended as follows.
- (2) Omit paragraph 1.
  - (3) In paragraph 2 for “Member States” substitute “ The CAA ”.
  - (4) In paragraph 3 for “paragraphs 1 and 2” substitute “ paragraph 2 ”.

#### Commencement Information

**I204** Reg. 283 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 10 of Commission Implementing Regulation (EU) No 1207/2011

284. In Article 10 (conformity or suitability for use of constituents), in the first unnumbered paragraph—

- (a) for “an EC” substitute “ a ”,
- (b) after “Regulation or” insert “ if the manufacturer is not established in the United Kingdom ”, and
- (c) for “Union” substitute “ United Kingdom ”.

#### Commencement Information

**I205** Reg. 284 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 11 of Commission Implementing Regulation (EU) No 1207/2011

285. In Article 11 (verification of systems), in paragraph 2 for “a notified” substitute “ an appointed ”.

#### Commencement Information

**I206** Reg. 285 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 12 of Commission Implementing Regulation (EU) No 1207/2011

286. In Article 12 (additional requirements), in paragraph 4 for “Member States” substitute “ The CAA ”.

#### Commencement Information

**I207** Reg. 286 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 13 of Commission Implementing Regulation (EU) No 1207/2011

287. Omit Article 13 (exemptions on the cooperative surveillance chain).

*Status: This version of this Instrument contains provisions that are prospective.  
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Commencement Information**

**I208** Reg. 287 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

PROSPECTIVE

**Article 14 of Commission Implementing Regulation (EU) No 1207/2011**

<sup>F10</sup>**288.** . . . . .

**Textual Amendments**

**F10** Reg. 288 omitted (31.12.2020 immediately before IP completion day) by virtue of **The Air Traffic Management (Amendment etc.) (EU Exit) (No. 2) Regulations 2020 (S.I. 2020/784)**, regs. 1(2), **6**

**[<sup>F11</sup>Article 14a of Commission implementing Regulation (EU) No 1207/2011**

**288A.** In Article 14a (flight plans)—

- (a) omit “communicated as per Article 8(3)”, and
- (b) for “Single European Sky airspace” substitute “airspace provided for in Article 1(3) of Regulation (EC) No 551/2004 of the European Parliament and of the Council”.]

**Textual Amendments**

**F11** Reg. 288A inserted (31.12.2020 immediately before IP completion day) by **The Air Traffic Management (Amendment etc.) (EU Exit) (No. 2) Regulations 2020 (S.I. 2020/784)**, regs. 1(2), **7**

**Commencement Information**

**I209** Reg. 288A in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

**Article 15 of Commission Implementing Regulation (EU) No 1207/2011**

**289.** Omit Article 15 (entry into force and application).

**Commencement Information**

**I210** Reg. 289 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

**Further amendment of Commission Implementing Regulation (EU) No 1207/2011**

**290.** After Article 15 omit the sentence which begins “This Regulation shall be binding”.

**Commencement Information**

**I211** Reg. 290 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Annex 5 to Commission Implementing Regulation (EU) No 1207/2011**

**291.** In Annex 5 (requirements for the assessment of the level of performance of surveillance chains referred to in Article 7(1)), in paragraph 2 for “national supervisory authority” substitute “CAA”.

**Commencement Information**

**I212** Reg. 291 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Annex 7 to Commission Implementing Regulation (EU) No 1207/2011**

**292.** In Annex 7 (requirements for the assessment of the conformity or suitability for use of constituents referred to in Article 10), in point 4 omit “EC” in the first place it occurs.

**Commencement Information**

**I213** Reg. 292 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Annex 9 to Commission Implementing Regulation (EU) No 1207/2011**

**293.—(1)** Annex 9 is amended as follows.

(2) In Part A (requirements for the verification of systems referred to in Article 11(1)), in point 7—

- (a) omit “EC” in the first place it occurs, and
- (b) for “national supervisory authority” substitute “CAA”.

(3) In Part B (requirements for the verification of systems referred to in Article 11(2))—

- (a) in point 5 for “a notified” substitute “an appointed”,
- (b) in each of points 6 to 8 for “notified” substitute “appointed”, and
- (c) in point 9—
  - (i) omit “EC” in the first place it occurs, and
  - (ii) for “national supervisory authority” substitute “CAA”.

**Commencement Information**

**I214** Reg. 293 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 16

### Amendment of Commission Implementing Regulation (EU) No 923/2012

#### Commission Implementing Regulation (EU) No 923/2012: introduction

**294.** Commission Implementing Regulation (EU) No 923/2012 of 26 September 2012 laying down the common rules of the air and operational provisions regarding services and procedures in air navigation and amending Implementing Regulation (EU) No 1035/2011 and Regulations (EC) No 1265/2007, (EC) No 1794/2006, (EC) No 730/2006, (EC) No 1033/2006 and (EU) No 255/2010 is amended in accordance with regulations 295 to 308.

#### Commencement Information

**I215** Reg. 294 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 1 of Commission Implementing Regulation (EU) No 923/2012

**295.**—(1) Article 1 (subject matter and scope) is amended as follows.

(2) In paragraph 2—

- (a) in point (a) for “Union” substitute “ United Kingdom ”, and
- (b) in point (b) for “a Member State of the Union” substitute “ the United Kingdom ”.

(3) In paragraph 3 for “authorities of the Member States” substitute “ authority ”.

(4) In paragraph 4 for “Member States shall ensure that national rules are established” substitute “ the Secretary of State must take such steps as the Secretary of State considers appropriate ”.

#### Commencement Information

**I216** Reg. 295 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 2 of Commission Implementing Regulation (EU) No 923/2012

**296.** In Article 2 (definitions) for point 55 substitute—

“**55.** ‘competent authority’ means the Civil Aviation Authority;”.

#### Commencement Information

**I217** Reg. 296 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 3 of Commission Implementing Regulation (EU) No 923/2012

**297.** In Article 3 (compliance), for “Member States” substitute “ competent authority ”.

**Commencement Information**

**I218** Reg. 297 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

**Article 4 of Commission Implementing Regulation (EU) No 923/2012**

**298.**—(1) Article 4 (exemptions for special operations) is amended as follows.

- (2) In paragraph 1, in the words before point (a)—
- (a) for “authorities” substitute “ authority ”, and
  - (b) for “their” substitute “ its ”.
- (3) Omit paragraph 2.

**Commencement Information**

**I219** Reg. 298 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

**Article 5 of Commission Implementing Regulation (EU) No 923/2012**

**299.** Omit Article 5 (differences).

**Commencement Information**

**I220** Reg. 299 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

**Article 6 of Commission Implementing Regulation (EU) No 923/2012**

**300.**—(1) Article 6 (monitoring of amendments) is amended as follows.

- (2) In paragraph 1—
- (a) for the words before point (a) substitute “ The competent authority must: ”, and
  - (b) in each of points (a) and (b) omit “to” in the first place it occurs.
- (3) In paragraph 2 omit “Article 5 of this Regulation relating to the withdrawal and notification of differences and publication in the Aeronautical Information Publication and”.

**Commencement Information**

**I221** Reg. 300 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

**Article 7 of Commission Implementing Regulation (EU) No 923/2012**

**301.**—(1) Article 7 (amendments to the Annex) is amended as follows.

- (2) For paragraph 1 substitute—

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

“1. The Secretary of State may by regulations made by statutory instrument amend the Annex to this Regulation.”.

- (3) In paragraph 2 after “any relevant” insert “ European ”.  
 (4) At the end insert—

“3. Regulations under paragraph 1—

- (a) may make different provision for different purposes;  
 (b) may make transitional, transitory or saving provision;  
 (c) may make consequential, incidental or supplementary provision.

4. A statutory instrument containing regulations under paragraph 1 is subject to annulment in pursuance of a resolution of either House of Parliament.”.

**Commencement Information**

**I222** Reg. 301 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 8 of Commission Implementing Regulation (EU) No 923/2012**

**302.** Omit Article 8 (transitional and additional measures).

**Commencement Information**

**I223** Reg. 302 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 9 of Commission Implementing Regulation (EU) No 923/2012**

**303.** Omit Article 9 (safety requirements).

**Commencement Information**

**I224** Reg. 303 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 10 of Commission Implementing Regulation (EU) No 923/2012**

**304.** In Article 10 (amendments) omit paragraphs 1, 3 and 4.

**Commencement Information**

**I225** Reg. 304 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)



## Article 11 of Commission Implementing Regulation (EU) No 923/2012

305. Omit Article 11 (entry into force).

### Commencement Information

**I226** Reg. 305 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Further amendment of Commission Implementing Regulation (EU) No 923/2012

306. After Article 11 omit the sentence which begins “This Regulation shall be binding”.

### Commencement Information

**I227** Reg. 306 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Annex to Commission Implementing Regulation (EU) No 923/2012

307.—(1) The Annex (rules of the air) is amended as follows.

(2) In Section 1 (flight over the high seas), in SERA.1001 (general)—

(a) in point (a)—

(i) omit “in particular within Functional Airspace Blocks”,

(ii) for “member States” substitute “ United Kingdom ”,

(iii) for “Member States” substitute “ the United Kingdom ”, and

(iv) for “they are” substitute “ the United Kingdom is ”, and

(b) in point (b)—

(i) for “a Member State” substitute “ the United Kingdom ”, and

(ii) for “the Member State” substitute “ the Secretary of State ”.

(3) In Section 2 (applicability and compliance), in SERA.2001 (subject)—

(a) in point (a) for “Union” substitute “ United Kingdom ”,

(b) in point (b) for “a Member State of the Union” substitute “ the United Kingdom ”, and

(c) in the unnumbered paragraph after point (b) for “Competent Authorities of the Member States” substitute “ competent authority ”.

(4) In Section 3 (general rules and collision avoidance)—

(a) in each of SERA.3115 (dropping or spraying), SERA.3120 (towing), SERA.3125 (parachute descents) and SERA.3130 (aerobatic flight), for point (a) substitute—

“(a) legislation, if any, applicable to that activity, and”,

(b) in SERA.3145 (prohibited areas and restricted areas) for “Member State over whose territory the areas are established” substitute “ Secretary of State ”, and

(c) in SERA.3301 (general), in point (d) omit “Union or national”.

(5) In Section 5 (visual meteorological conditions, visual flight rules, special VFR and instrument flight rules), in SERA.5005 (visual flight rules), in point (d)(2), in each of points (i) and (ii) for “Member States” substitute “ competent authority ”.

*Status: This version of this Instrument contains provisions that are prospective.*  
**Changes to legislation:** There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

- (6) In Section 6 (airspace classification), in SERA.6001 (classification of airspaces)—
- (a) in point (a) for “Member States” substitute “ The competent authority ”, and
  - (b) in point (b) for “Member States” substitute “ United Kingdom ”.
- (7) In Section 7 (air traffic services), in SERA.7005 (coordination between the airport operator and air traffic services), in point (a) omit “Union”.
- (8) In Section 8 (air traffic control service), in SERA.8035 (communications), in point (b)—
- (a) for “Member States” substitute “ Secretary of State ”, and
  - (b) omit the second sentence.
- (9) In Section 11 (interference, emergency contingencies and interception), in SERA.11015 (interception), in point (a) for “Member States” substitute “ the Secretary of State ”.
- (10) In Section 12 (services related to meteorology — aircraft observations and reports by voice communications), in SERA.12005 (special aircraft observations), in point (b) for “Competent authorities” substitute “ The competent authority ”.
- (11) In Section 14 (voice communication procedures), in SERA.14015 (language to be used in air-ground communication)—
- (a) in point (a) omit the words from “or” to the end of the point, and
  - (b) omit point (b).

#### Commencement Information

**I228** Reg. 307 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Supplement to the Annex to Commission Implementing Regulation (EU) No 923/2012

**308.** Omit the supplement to the Annex (list of commonly agreed differences to be notified to ICAO in accordance with Article 5).

#### Commencement Information

**I229** Reg. 308 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 17

### Amendment of Commission Implementing Regulation (EU) No 1079/2012

#### Commission Implementing Regulation (EU) No 1079/2012: introduction

**309.** Commission Implementing Regulation (EU) No 1079/2012 of 16 November 2012 laying down requirements for voice channels spacing for the single European sky is amended in accordance with regulations 310 to 327.

#### Commencement Information

**I230** Reg. 309 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Article 2 of Commission Implementing Regulation (EU) No 1079/2012

310. In Article 2 (scope), in paragraph 3, for “Member States are” substitute “ the United Kingdom is ”.

### Commencement Information

**I231** Reg. 310 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Article 3 of Commission Implementing Regulation (EU) No 1079/2012

311. In Article 3 (definitions), in point 6 after “given by” insert “ the CAA or ”.

### Commencement Information

**I232** Reg. 311 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Article 4 of Commission Implementing Regulation (EU) No 1079/2012

312.—(1) Article 4 (interoperability and performance requirements of radio equipment) is amended as follows.

(2) In paragraph 1—

- (a) after “or” insert “ if the manufacturer is not established in the United Kingdom ”,
- (b) for “Union” substitute “ United Kingdom ”, and
- (c) omit “from 17 November 2013”.

(3) In paragraph 3—

- (a) for “Member States” substitute “ The CAA ”, and
- (b) after “issued in the” insert “ United Kingdom or European ”.

(4) In paragraph 4 omit “from 17 November 2013”.

(5) In paragraph 5—

- (a) for “Member States” substitute “ The CAA ”, and
- (b) omit “by 31 December 2017 at the latest”.

### Commencement Information

**I233** Reg. 312 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Article 5 of Commission Implementing Regulation (EU) No 1079/2012

313.—(1) Article 5 (obligations of operators) is amended as follows.

(2) In paragraph 2—

- (a) for “From 1 January 2014 an” substitute “ An ”, and
- (b) after “class A, B or C of the” insert “ under the responsibility of the United Kingdom or the ”.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

(3) In paragraph 4 omit “from 1 January 2018”.

**Commencement Information**

**I234** Reg. 313 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 6 of Commission Implementing Regulation (EU) No 1079/2012**

**314.**—(1) Article 6 (requirements on 8,33 kHz conversions) is amended as follows.

(2) In paragraph 1 for “Member States” substitute “ The CAA ”.

(3) In paragraph 2—

- (a) for “Member States” substitute “ the CAA ”, and
- (b) for “the Commission” substitute “ Eurocontrol ”.

(4) Omit paragraphs 3 to 7.

(5) In paragraph 8—

- (a) for “Member States listed in Annex I” substitute “ The CAA ”, and
- (b) omit “from 1 January 2015,”.

(6) In paragraph 9—

- (a) for “Member States” substitute “ CAA ”, and
- (b) for “Commission, by 31 December 2014 at the latest,” substitute “ Secretary of State ”.

(7) In paragraph 10—

- (a) for “Member States” substitute “ The CAA ”, and
- (b) omit “, by 31 December 2018 at the latest,”.

**Commencement Information**

**I235** Reg. 314 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 8 of Commission Implementing Regulation (EU) No 1079/2012**

**315.** In Article 8 (associated procedures) omit paragraph 7.

**Commencement Information**

**I236** Reg. 315 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 9 of Commission Implementing Regulation (EU) No 1079/2012**

**316.**—(1) Article 9 (arrangements for State aircraft) is amended as follows.

(2) In paragraph 1 for “Member States” substitute “ The Secretary of State ”.

(3) In paragraph 2—

- (a) for “Member States” substitute “ the Secretary of State ”, and

- (b) omit “by 31 December 2012 at the latest”.
- (4) In each of paragraphs 3 and 4 for “Member States” substitute “ The Secretary of State ”.
- (5) In paragraph 5—
  - (a) for “Member States” substitute “ the Secretary of State ”, and
  - (b) omit “by 31 December 2015 at the latest”.
- (6) In paragraph 6—
  - (a) for “Member States” substitute “ The Secretary of State ”, and
  - (b) omit “from 1 January 2014”.
- (7) In paragraph 7—
  - (a) for “Member States” substitute “ The Secretary of State ”, and
  - (b) omit “from 1 January 2014”.
- (8) In paragraph 8—
  - (a) for “Member States” substitute “ The Secretary of State ”, and
  - (b) omit “by 31 December 2018 at the latest”.
- (9) Omit paragraphs 9 and 10.
- (10) In paragraph 13 for “Member States” substitute “ The CAA ”.
- (11) In paragraph 14 for “Member State that has designated them” substitute “ CAA ”.

**Commencement Information**

**I237** Reg. 316 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 10 of Commission Implementing Regulation (EU) No 1079/2012**

**317.** In Article 10 (safety requirements) for “Member States” substitute “ The CAA ”.

**Commencement Information**

**I238** Reg. 317 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 11 of Commission Implementing Regulation (EU) No 1079/2012**

**318.** In Article 11 (conformity or suitability for use of constituents), in each of paragraphs 1 and 2, for “an EC” substitute “ a ”.

**Commencement Information**

**I239** Reg. 318 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 12 of Commission Implementing Regulation (EU) No 1079/2012**

**319.**—(1) Article 12 (verification of systems) is amended as follows.

*Status: This version of this Instrument contains provisions that are prospective.*  
**Changes to legislation:** There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

- (2) In paragraph 1 for “their national supervisory authority” substitute “ the CAA ”.
- (3) In paragraph 2 for “a notified” substitute “ an appointed ”.
- (4) In paragraph 3 for “an EC” substitute “ a ”.

#### Commencement Information

**I240** Reg. 319 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 13 of Commission Implementing Regulation (EU) No 1079/2012

- 320.**—(1) Article 13 (additional requirements) is amended as follows.
- (2) In paragraph 1 for “Member States” substitute “ The CAA ”.
  - (3) Omit paragraphs 2 and 4.
  - (4) In paragraph 6 for “Member States” substitute “ The CAA ”.

#### Commencement Information

**I241** Reg. 320 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 14 of Commission Implementing Regulation (EU) No 1079/2012

- 321.**—(1) Article 14 (exemptions) is amended as follows.
- (2) In paragraph 1—
    - (a) for “the first paragraph of Article 4 of Commission Regulation (EC) No 730/2006,” substitute “ point SERA.5005(d)(2) of the Annex to Commission Implementing Regulation (EU) No 923/2012 ”, and
    - (b) for “Member States” substitute “ the CAA ”.
  - (3) In paragraph 2—
    - (a) for “Member States” substitute “ The CAA ”, and
    - (b) omit “local”.
  - (4) In paragraph 3—
    - (a) for “Member States” substitute “ The CAA, if ”,
    - (b) omit “local”, and
    - (c) for “the Commission” substitute “ Eurocontrol ”.
  - (5) Omit paragraph 4.

#### Commencement Information

**I242** Reg. 321 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Article 15 of Commission Implementing Regulation (EU) No 1079/2012

322. Omit Article 15 (repeal).

### Commencement Information

I243 Reg. 322 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Article 16 of Commission Implementing Regulation (EU) No 1079/2012

323. Omit Article 16 (entry into force).

### Commencement Information

I244 Reg. 323 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Further amendment of Commission Implementing Regulation (EU) No 1079/2012

324. After Article 16 omit the sentence which begins “This Regulation shall be binding”.

### Commencement Information

I245 Reg. 324 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Annex 1 to Commission Implementing Regulation (EU) No 1079/2012

325.—(1) Annex 1 (Member States referred to in Articles 5 and 6) is amended as follows.

(2) In the heading for “Articles 5 and 6” substitute “ Article 5 ”.

(3) In the text before the indented list for “Articles 5(2), 6(3), 6(5) and 6(8)” substitute “ Article 5(2) ”.

(4) Omit the last indent (United Kingdom).

### Commencement Information

I246 Reg. 325 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## Annex 3 to Commission Implementing Regulation (EU) No 1079/2012

326.—(1) Annex 3 (requirements referred to in Article 10, to be taken into consideration during the safety assessment) is amended as follows.

(2) In point 4 omit “(2),”.

(3) In each of points 5 and 6 for “Member States” substitute “ The CAA ”.

(4) In point 9, for the words from “Member States” to “shall” substitute “ If the CAA converts frequency assignments to 8,33 kHz channel spacing in any part of the airspace under the responsibility of the United Kingdom it must: ”.

*Status: This version of this Instrument contains provisions that are prospective.*  
**Changes to legislation:** There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

#### Commencement Information

**I247** Reg. 326 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

#### Annex 4 to Commission Implementing Regulation (EU) No 1079/2012

**327.**—(1) Annex 4 is amended as follows.

(2) In Part B (internal production control module)—

(a) in point 1—

(i) after “manufacturer or”, in both places those words occur, insert “, if the manufacturer is not established in the United Kingdom”, and

(ii) for “Union”, in both places it occurs, substitute “ United Kingdom ”,

(b) in point 2—

(i) for “He or his” substitute “The manufacturer, or if the manufacturer is not established in the United Kingdom, the manufacturer's”,

(ii) for “Union”, in both places it occurs, substitute “ United Kingdom ”,

(iii) for “relevant national supervisory authorities” substitute “ CAA ”,

(iv) after “manufacturer or” insert “, if the manufacturer is not established in the United Kingdom”, and

(v) for “Member States” substitute “ CAA ”,

(c) in point 3—

(i) for “Union”, in both places it occurs, substitute “ United Kingdom ”, and

(ii) for “Member States” substitute “ CAA ”, and

(d) in point 5 after “manufacturer or” insert “, if the manufacturer is not established in the United Kingdom”.

(3) In Part C (requirements for the verification of systems referred to in Article 12(1)), in point 7—

(a) omit “EC” in the first place it occurs, and

(b) for “national supervisory authority” substitute “ CAA ”.

(4) In Part D (requirements for the verification of systems referred to in Article 12(2))—

(a) in point 5 for “a notified” substitute “ an appointed ”,

(b) in each of points 6 to 8 for “notified” substitute “ appointed ”, and

(c) in point 9—

(i) omit “EC” in the first place it occurs, and

(ii) for “national supervisory authority” substitute “ CAA ”.

#### Commencement Information

**I248** Reg. 327 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)



## CHAPTER 18

### Revocation of Commission Implementing Regulation (EU) No 390/2013

#### **Commission Implementing Regulation (EU) No 390/2013**

**328.** Commission Implementing Regulation (EU) No 390/2013 of 3 May 2013 laying down a performance scheme for air navigation services and network functions is revoked.

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#### **Commencement Information**

**I249** Reg. 328 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 19

### Revocation of Commission Implementing Regulation (EU) No 391/2013

#### **Commission Implementing Regulation (EU) No 391/2013**

**329.** Commission Implementing Regulation (EU) No 391/2013 of 3 May 2013 laying down a common charging scheme for air navigation services is revoked.

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#### **Commencement Information**

**I250** Reg. 329 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 20

### Revocation of Commission Implementing Regulation (EU) No 409/2013

#### **Commission Implementing Regulation (EU) No 409/2013**

**330.** Commission Implementing Regulation (EU) No 409/2013 of 3 May 2013 on the definition of common projects, the establishment of governance and the identification of incentives supporting the implementation of the European Air Traffic Management Master Plan is revoked.

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#### **Commencement Information**

**I251** Reg. 330 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 21

### Revocation of Commission Implementing Regulation (EU) No 657/2013

#### **Commission Implementing Regulation (EU) No 657/2013**

**331.** Commission Implementing Regulation (EU) No 657/2013 of 10 July 2013 amending Implementing Regulation (EU) No 1079/2012 laying down requirements for voice channels spacing for the single European sky is revoked.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

#### Commencement Information

**I252** Reg. 331 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 22

### Amendment of Commission Implementing Regulation (EU) No 716/2014

#### Commission Implementing Regulation (EU) No 716/2014: introduction

**332.** Commission Implementing Regulation (EU) No 716/2014 of 27 June 2014 on the establishment of the Pilot Common Project supporting the implementation of the European Air Traffic Management Master Plan is amended in accordance with regulations 333 to 341.

#### Commencement Information

**I253** Reg. 332 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 1 of Commission Implementing Regulation (EU) No 716/2014

**333.**—(1) Article 1 (subject matter and scope) is amended as follows.

(2) In paragraph 1 for “sets up” substitute “ provides for the application of requirements derived from ”.

(3) In paragraph 2 for the words from “European” to “552/2004” substitute “ United Kingdom Air Traffic Management System (UK ATMS) ”.

#### Commencement Information

**I254** Reg. 333 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 2 of Commission Implementing Regulation (EU) No 716/2014

**334.**—(1) Article 2 (definitions) is amended as follows.

(2) In the first unnumbered paragraph—

- (a) for “Implementing Regulation (EU) No 409/2013” substitute “ Commission Regulation (EU) No 677/2011 ”, and
- (b) at the end of that paragraph insert “However, the definition of ‘operational stakeholders’ in Article 2(27) of Commission Regulation (EU) No 677/2011 does not apply.”.

(3) Omit point 3.

(4) After point 5 insert—

“(6) ‘ATM functionality’ means a group of ATM operational functions or services related to trajectory, airspace and surface management or to information sharing within the en-route, terminal, airport or network operating environments;

(7) ‘industrialisation’ of ATM functionalities means the activities and processes, following their validation that include standardisation, certification and production by the manufacturing industry (ground and airborne equipment manufacturers);

(8) ‘implementation’ of ATM functionalities means the procurement, installation and putting into service of equipment and systems, including associated operational procedures, carried out by operational stakeholders;

(9) ‘essential operational change’ means an Air Traffic Management (ATM) operational change that provides significant network performance improvements to the operational stakeholders, as referred to in the ATM Master Plan;

(10) ‘operational stakeholders’ means civil and military: airspace users, air navigation service providers and airport operators.”.

**Commencement Information**

**I255** Reg. 334 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 3 of Commission Implementing Regulation (EU) No 716/2014**

**335.**—(1) Article 3 (ATM functionalities and their deployment) is amended as follows.

(2) In paragraph 1 for “shall comprise” substitute “ comprises ”.

(3) In paragraph 2—

(a) omit “and the Network Manager”,

(b) omit “and Commission Implementing Regulation (EU) No 409/2013”, and

(c) for “to comply with Regulation (EC) No 552/2004, point 4 of Part A of Annex II” substitute “ for effective airspace and air traffic flow management, and the safe and efficient use of airspace by all users, through the application of the concept of flexible use of airspace; whilst taking into account national security considerations ”.

**Commencement Information**

**I256** Reg. 335 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 4 of Commission Implementing Regulation (EU) No 716/2014**

**336.** Omit Article 4 (reference and supporting material).

**Commencement Information**

**I257** Reg. 336 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 5 of Commission Implementing Regulation (EU) No 716/2014**

**337.** Omit Article 5 (monitoring).

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Commencement Information**

**I258** Reg. 337 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 6 of Commission Implementing Regulation (EU) No 716/2014**

**338.** Omit Article 6 (review).

**Commencement Information**

**I259** Reg. 338 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 7 of Commission Implementing Regulation (EU) No 716/2014**

**339.** Omit Article 7 (entry into force).

**Commencement Information**

**I260** Reg. 339 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Further amendment of Commission Implementing Regulation (EU) No 716/2014**

**340.** After Article 7 omit the sentence which begins “This Regulation shall be binding”.

**Commencement Information**

**I261** Reg. 340 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Annex to Commission Implementing Regulation (EU) No 716/2014**

**341.—(1)** The Annex is amended as follows.

(2) In point 1.2.1 (EU and EFTA Member States)—

- (a) omit the heading, and
- (b) for the list of indents substitute—
  - “— London-Heathrow
  - London-Gatwick
  - London-Stansted
  - Manchester Ringway”.

(3) Omit point 1.2.2 (other third countries).

(4) In point 1.3 (stakeholders required to implement the functionality and deployment target date) omit “and the Network Manager”.

(5) In point 2.2.1 (EU and EFTA Member States)—

- (a) omit the heading,
- (b) for the first list of indents (after the text beginning with “Departure Management Synchronised” and ending with “airports”) substitute—
  - “— London-Heathrow
  - London-Gatwick
  - London-Stansted
  - Manchester Ringway”, and
- (c) for the second list of indents (after the words “Time-based separation for Final Approach shall be operated at the following airports”) substitute—
  - “— London-Heathrow
  - London-Gatwick
  - Manchester Ringway”.
- (6) Omit point 2.2.2 (other third countries).
- (7) In point 3.1.1 (Airspace Management and Advanced Flexible Use of Airspace), in the list of indents (under the heading “*System requirements*”)—
  - (a) in the first indent omit “Enhancements to the Network Operations Plan (NOP) shall be achieved through a cooperative decision-making process between all involved operational stakeholders;”, and
  - (b) in the seventh indent for “to comply with Regulation (EC) No 552/2004, point 4 of Part A of Annex II” substitute “ for effective airspace and air traffic flow management, and the safe and efficient use of airspace by all users, through the application of the concept of flexible use of airspace; whilst taking into account national security considerations ”.
- (8) In point 3.2 (geographical scope), for “Member States are” substitute “ United Kingdom is ”.
- (9) In point 3.3 (stakeholders required to implement the functionality and deployment target dates), for “Network Manager, air” substitute “ Air ”.
- (10) Omit point 3.6 (Interdependencies with other ATM functionalities).
- (11) Omit point 4 (network collaborative management).
- (12) In point 5.1.5 (cooperative network information exchange) omit the heading “*System requirements*” and the indented paragraph after that heading.
- (13) In point 5.1.6 (flight information exchange), in the first unnumbered paragraph—
  - (a) for “exchanged” substitute “ shared ”, and
  - (b) for “systems and” substitute “ systems with the ”.
- (14) In point 5.2 (geographical scope)—
  - (a) in the unnumbered paragraph before the table—
    - (i) for “EATMN” substitute “ UK ATMS ”, and
    - (ii) omit the second sentence, and
  - (b) in the table omit the final column (Network Manager).
- (15) In point 5.3 (stakeholders required to implement the functionality and deployment target date) omit “and the Network Manager”.
- (16) In point 6.2 (geographical scope), for “Member States are” substitute “ United Kingdom is ”.
- (17) In point 6.3 (stakeholders required to implement the functionality and deployment target dates)—
  - (a) omit “and the Network Manager”, and

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

- (b) omit the second unnumbered paragraph.
- (18) In point 6.4 (need for synchronisation) omit the sentence beginning with “Synchronisation and consistency”.
- (19) In point 6.6 (interdependencies with other ATM functionalities) omit the third indent.
- (20) For the Appendix substitute—

*“Appendix*

Area control centres:

- LONDON ACC CENTRAL
- PRESTWICK ACC

TMAAs and Towers:

- LONDON TMA TC
- MANCHESTER APPROACH”.

**Commencement Information**

**I262** Reg. 341 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 23

Amendment of Commission Implementing Regulation (EU) No 970/2014

**Commission Implementing Regulation (EU) No 970/2014: introduction**

**342.** Commission Implementing Regulation (EU) No 970/2014 of 12 September 2014 amending Regulation (EU) No 677/2011 laying down detailed rules for the implementation of air traffic management (ATM) network functions is amended in accordance with regulations 343 to 345.

**Commencement Information**

**I263** Reg. 342 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 1 of Commission Implementing Regulation (EU) No 970/2014**

**343.** In Article 1 (which amends Regulation (EU) No 677/2011) omit paragraphs 1, 2(a) and 3 to 8.

**Commencement Information**

**I264** Reg. 343 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 2 of Commission Implementing Regulation (EU) No 970/2014**

**344.** Omit Article 2 (entry into force).

**Commencement Information**

**I265** Reg. 344 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Further amendment of Commission Implementing Regulation (EU) No 970/2014**

**345.** After Article 2 (entry into force) omit the sentence which begins “This Regulation shall be binding”.

**Commencement Information**

**I266** Reg. 345 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 24

Amendment of Commission Implementing Regulation (EU) 2015/310

**Commission Implementing Regulation (EU) 2015/310: introduction**

**346.** Commission Implementing Regulation (EU) 2015/310 of 26 February 2015 amending Regulation [\(EC\) No 29/2009](#) laying down requirements on data link services for the single European sky and repealing Implementing Regulation (EU) No 441/2014 is amended in accordance with regulations 347 to 349.

**Commencement Information**

**I267** Reg. 346 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 1 of Commission Implementing Regulation (EU) 2015/310**

**347.** In Article 1 (which amends Regulation [\(EC\) No 29/2009](#)) omit paragraphs 3 and 4.

**Commencement Information**

**I268** Reg. 347 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 3 of Commission Implementing Regulation (EU) 2015/310**

**348.** Omit Article 3 (entry into force).

**Commencement Information**

**I269** Reg. 348 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

### Further amendment of Commission Implementing Regulation (EU) 2015/310

**349.** After Article 3 (entry into force) omit the sentence which begins “This Regulation shall be binding”.

#### Commencement Information

**I270** Reg. 349 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 25

### Amendment of Commission Implementing Regulation (EU) 2016/1185

#### Commission Implementing Regulation (EU) 2016/1185: introduction

**350.** Commission Implementing Regulation (EU) 2016/1185 of 20 July 2016 amending Implementing Regulation (EU) No 923/2012 as regards the update and completion of the common rules of the air and operational provisions regarding services and procedures in air navigation (SERA Part C) and repealing Regulation (EC) No 730/2006 is amended in accordance with regulations 351 to 353.

#### Commencement Information

**I271** Reg. 350 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Article 3 of Commission Implementing Regulation (EU) 2016/1185

**351.** Omit Article 3 (entry into force and application).

#### Commencement Information

**I272** Reg. 351 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Further amendment of Commission Implementing Regulation (EU) 2016/1185

**352.** After Article 3 omit the sentence which begins “This Regulation shall be binding”.

#### Commencement Information

**I273** Reg. 352 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Annex to Commission Implementing Regulation (EU) 2016/1185

**353.** In the Annex omit point 30 (which amends the supplement to the Annex to Implementing Regulation (EU) No 923/2012).



**Commencement Information**

**I274** Reg. 353 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 26

Amendment of Commission Implementing Regulation (EU) 2017/373

**Commission Implementing Regulation (EU) 2017/373: introduction**

**354.** Commission Implementing Regulation (EU) 2017/373 of 1 March 2017 laying down common requirements for providers of air traffic management/air navigation services and other air traffic management network functions and their oversight, repealing Regulation (EC) No 482/2008, Implementing Regulations (EU) No 1034/2011, (EU) No 1035/2011 and (EU) 2016/1377 and amending Regulation (EU) No 677/2011 is amended in accordance with regulations 355 to 365.

**Commencement Information**

**I275** Reg. 354 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 2 of Commission Implementing Regulation (EU) 2017/373**

**355.** In Article 2 (definitions), omit points (3) and (4).

**Commencement Information**

**I276** Reg. 355 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Article 4 of Commission Implementing Regulation (EU) 2017/373**

**356.—(1)** Article 4 (competent authority for certification) is amended as follows.

<sup>F12</sup>(2) .....

(3) Omit the unnumbered paragraph after paragraph 1.

(4) In paragraph 2 for “competent authorities” substitute “competent authority”.

(5) In paragraph 5—

- (a) for “their”, in both places it occurs, substitute “its”;
- (b) for “authorities”, in each place it occurs, substitute “authority”;
- (c) for “Member States” substitute “the Secretary of State”, and
- (d) for “exercise” substitute “exercises”.

(6) In paragraph 6—

- (a) for “Member States and, where the Agency is the competent authority, the Commission” substitute “The Secretary of State”;
- (b) for “their”, in the first place it occurs, substitute “the”;
- (c) for “authorities do” substitute “authority does”, and

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

- (d) for “their”, in the second place it occurs, substitute “ its ”.
- (7) In paragraph 8—
- (a) for “Member States and, where the Agency is the competent authority, the Commission” substitute “ The Secretary of State ”,
- (b) for “authorities for the exercise of their” substitute “ authority for the exercise of its ”,
- (c) omit “respective”,
- (d) for “authorities”, in the last place it occurs, substitute “ authority ”, and
- (e) for “their tasks”, in the second place those words occur, substitute “ its tasks ”.

#### Textual Amendments

**F12** Reg. 356(2) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(6)**

#### Commencement Information

**I277** Reg. 356 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 5 of Commission Implementing Regulation (EU) 2017/373

**357.**—(1) Article 5 (powers of the competent authority referred to in Article 4) is amended as follows.

- (2) In paragraph 1—
- (a) for “authorities” substitute “ authority ”, and
- (b) for “their”, in both places it occurs, substitute “ its ”.
- (3) In paragraph 2—
- (a) for “authorities” substitute “ authority ”, and
- (b) for “their” substitute “ its ”.
- (4) In paragraph 3—
- (a) for “national law of the Member State where the activities in question take place” substitute “ applicable law ”,
- (b) omit “national” in the second place it occurs,
- (c) after “prior” insert “ judicial ”, and
- (d) omit “from the judicial authority of the Member State concerned”.
- (5) In paragraph 4—
- (a) for “authorities” substitute “ authority ”,
- (b) for “they” substitute “ it ”, and
- (c) for “them” substitute “ it ”.

#### Commencement Information

**I278** Reg. 357 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

PROSPECTIVE

### Article 6 of Commission Implementing Regulation (EU) 2017/373

<sup>F13</sup>358. ....

#### Textual Amendments

**F13** Reg. 358 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), [55\(7\)](#)

### Article 9 of Commission Implementing Regulation (EU) 2017/373

**359.** In Article 9 (repeal and amendment) omit paragraph 2.

#### Commencement Information

**I279** Reg. 359 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Article 10 of Commission Implementing Regulation (EU) 2017/373

**360.** Omit Article 10 (entry into force).

#### Commencement Information

**I280** Reg. 360 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

### Further amendment of Commission Implementing Regulation (EU) 2017/373

**361.** After Article 10 omit the sentence which begins “This Regulation shall be binding”.

#### Commencement Information

**I281** Reg. 361 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

PROSPECTIVE

### Annex 1 to Commission Implementing Regulation (EU) 2017/373

<sup>F14</sup>362. ....

*Status: This version of this Instrument contains provisions that are prospective.  
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

**Textual Amendments**

**F14** Reg. 362 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(8)**

**Annex 2 to Commission Implementing Regulation (EU) 2017/373**

**363.**—(1) Annex 2 (requirements for competent authorities – oversight of services and other ATM network functions) is amended as follows.

- (2) In point ATM/ANS.AR.A.001 (scope)—
  - (a) for “competent authorities responsible for” substitute “ competent authority so far as it exercises ”,
  - (b) after “enforcement” insert “ tasks ”, and
  - <sup>F15</sup>(c) .....
- (3) In point ATM/ANS.AR.A.005 (certification, oversight and enforcement tasks)—
  - (a) in point (b)—
    - (i) for “competent authorities”, in the first place those words occur, substitute “ competent authority ”,
    - (ii) omit point (3), and
    - (iii) omit the unnumbered paragraph after point (3), and
  - (b) omit point (c).
- (4) In point ATM/ANS.AR.A.015 (means of compliance)—
  - (a) omit point (a),
  - (b) in point (b) for “Alternative means of compliance (AltMOC)” substitute “ Means of compliance (MOC) ”,
  - (c) in point (c) for “AltMOC” substitute “ MOC ”,
  - (d) in point (d)—
    - (i) for “AltMOC”, in each place it occurs, substitute “ MOC ”, and
    - (ii) omit points (2) and (3), and
  - (e) in point (e)—
    - (i) for “AltMOC” substitute “ MOC ”, and
    - (ii) omit point (2) and the unnumbered paragraph after that point.
- (5) Omit point ATM/ANS.AR.A.020 (information to the Agency).
- (6) In point ATM/ANS.AR.A.025 (immediate reaction to safety problems)—
  - (a) omit point (b),
  - (b) in point (c) for “points (a) and (b)” substitute “ point (a) ”, and
  - (c) in point (d) omit the second sentence.
- (7) In point ATM/ANS.AR.A.030 (safety directives) omit point (c).
- (8) In point ATM/ANS.AR.B.001 (management system)—
  - (a) in point (a)(1) for “that” substitute “ the ”, and
  - (b) omit points (c) and (d).
- <sup>F16</sup>(9) .....

- (10) In point ATM/ANS.AR.B.015 (record-keeping), in point (a)—
  - <sup>F17</sup>(a) . . . . .
  - (b) in point (6)—
    - (i) for “the territory of the Member State” substitute “ the United Kingdom ”, and
    - (ii) for “another” substitute “ a ”, and
  - (c) in point (7)—
    - (i) omit “and notification to the Agency”, and
    - (ii) for “AltMOC”, in both places it occurs, substitute “ MOC ”.
- (11) In point ATM/ANS.AR.C.001 (monitoring of safety performance)—
  - (a) for “authorities”, in both places it occurs, substitute “ authority ”, and
  - (b) for “their”, in both places it occurs, substitute “ its ”.
- (12) In point ATM/ANS.AR.C.005 (certification, declaration and verification of service providers' compliance with the requirements)—
  - <sup>F18</sup>(a) . . . . .
  - (b) in point (b)(6) for “national” substitute “ applicable ”.
- (13) In point ATM/ANS.AR.C.040 (review of a notified change to the functional system) omit point (a)(2).
- <sup>F19</sup>(14) . . . . .
- (15) In point ATM/ANS.AR.C.050 (findings, corrective actions, and enforcement measures)—
  - (a) in point (c) omit “, with the designation act, if applicable,”, and
  - (b) in point (e)(1) omit “, and in the case of the Network Manager, it shall inform the Commission”.
- (16) In Appendix 1—
  - (a) omit “EUROPEAN UNION”,
  - (b) for “COMPETENT AUTHORITY” substitute “ THE CIVIL AVIATION AUTHORITY ”,
  - (c) for “competent authority” substitute “ Civil Aviation Authority ”,
  - (d) for “Competent authority”, in both places those words occur, substitute “ The Civil Aviation Authority ”,
  - <sup>F20</sup>(e) . . . . .
  - (f) omit “For the Member State/EASA”.

**Textual Amendments**

**F15** Reg. 363(2)(c) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(9)**

**F16** Reg. 363(9) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(9)**

**F17** Reg. 363(10)(a) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(9)**

**F18** Reg. 363(12)(a) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(9)**

**F19** Reg. 363(14) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(9)**

*Status: This version of this Instrument contains provisions that are prospective.*  
**Changes to legislation:** There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

**F20** Reg. 363(16)(e) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(9)**

**Commencement Information**

**I282** Reg. 363 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Annex 3 to Commission Implementing Regulation (EU) 2017/373**

**364.**—(1) Annex 3 (common requirements for service providers) is amended as follows.

<sup>F21</sup>(2) .....

(3) In point ATM/ANS.OR.A.010 (application for a limited certificate)—

- (a) in point (a) for “Member State where its principal place of operation or, if any, registered office is located” substitute “ United Kingdom ”,
- (b) in point (b)—
  - (i) in point (1) omit “, other than a provider of air traffic services”,
  - (ii) in that point for “EUR 1 000 000” substitute “ £875,000 ”, and
  - (iii) omit point (2),

<sup>F22</sup>(c) .....

(d) omit point (d).

<sup>F23</sup>(4) .....

(5) In point ATM/ANS.OR.A.020 (means of compliance)—

- (a) in point (a) for “Alternative means of compliance (AltMOC) to the AMC adopted by the Agency” substitute “ Means of compliance (MOC) ”,
- (b) in point (b)—
  - (i) for “an AltMOC” substitute “ a MOC ”, and
  - (ii) for “AltMOC”, in the second place it occurs, substitute “ MOC ”, and
- (c) in the unnumbered paragraph after point (b) omit “alternative”.

(6) In point ATM/ANS.OR.A.025 (continued validity of a certificate) in point (a)(1) for “competent authorities” substitute “ competent authority ”.

<sup>F24</sup>(7) .....

(8) In point ATM/ANS.OR.A.050 (facilitation and cooperation) for “competent authorities referred to in Article 5” substitute “ competent authority ”.

(9) In point ATM/ANS.OR.A.065 (occurrence reporting) in point (a) for “Member State where the service provider provides its services” substitute “ competent authority ”.

(10) In point ATM/ANS.OR.A.075 (open and transparent provision of services) in point (b) for “Union” substitute “ applicable ”.

<sup>F25</sup>(11) .....

<sup>F26</sup>(12) .....

<sup>F27</sup>(13) .....

<sup>F28</sup>(14) .....

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

#### Textual Amendments

- F21** Reg. 364(2) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F22** Reg. 364(3)(c) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F23** Reg. 364(4) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F24** Reg. 364(7) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F25** Reg. 364(11) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F26** Reg. 364(12) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F27** Reg. 364(13) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F28** Reg. 364(14) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**

#### Commencement Information

- I283** Reg. 364 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

PROSPECTIVE

### Annex 13 to Commission Implementing Regulation (EU) 2017/373

<sup>F29</sup>**365.** . . . . .

#### Textual Amendments

- F29** Reg. 365 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(11)**

## CHAPTER 27

### Amendment of Commission Implementing Regulation (EU) 2017/386

#### Amendment of Commission Implementing Regulation (EU) 2017/386

**366.** In Commission Implementing Regulation (EU) 2017/386 of 6 March 2017 amending Implementing Regulation (EU) No 1207/2011 laying down requirements for the performance and the interoperability of surveillance for the single European sky omit Article 1(4)(b).

#### Commencement Information

- I284** Reg. 366 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## PART 4

### Amendment and revocation of EU decisions

#### CHAPTER 1

##### Revocation of Council Decision [2004/636/EC](#)

###### Council Decision [2004/636/EC](#)

**367.** Council Decision of 29 April 2004 on the conclusion by the European Community of the Protocol on the accession of the European Community to the European Organisation for the Safety of Air Navigation ([2004/636/EC](#)) is revoked.

###### Commencement Information

**I285** Reg. 367 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### CHAPTER 2

##### Revocation of Council Decision [2009/320/EC](#)

###### Council decision [2009/320/EC](#)

**368.** Council Decision of 30 March 2009 endorsing the European Air Traffic Management Master Plan of the Single European Sky ATM Research (SESAR) project ([2009/320/EC](#)) is revoked.

###### Commencement Information

**I286** Reg. 368 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### CHAPTER 3

##### Revocation of Commission Decision of 12.8.2010

###### Commission Decision of 12.8.2010

**369.** Commission Decision of 12.8.2010 on the designation of a functional airspace blocks system coordinator in the context of the Single European Sky is revoked.

###### Commencement Information

**I287** Reg. 369 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)



## CHAPTER 4

### Revocation of Commission Decision 2011/121/EU

#### Commission Decision 2011/121/EU

**370.** Commission Decision of 21 February 2011 setting the European Union-wide performance targets and alert thresholds for the provision of air navigation services for the years 2012 to 2014 (2011/121/EU) is revoked.

#### Commencement Information

**I288** Reg. 370 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 5

### Amendment of Commission Decision of 20.5.2011

PROSPECTIVE

#### Commission Decision of 20.5.2011

<sup>F30</sup>**371.** . . . . .

#### Textual Amendments

**F30** Reg. 371 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), [regs. 1\(3\), 55\(12\)](#)

## CHAPTER 6

### Revocation of Commission Decision of 7.7.2011

#### Commission Decision of 7.7.2011

**372.** Commission Decision of 7.7.2011 on the nomination of the Network Manager for the air traffic management (ATM) network functions of the single European sky is revoked.

#### Commencement Information

**I289** Reg. 372 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

*Status: This version of this Instrument contains provisions that are prospective.  
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

## CHAPTER 7

### Amendment of Commission Implementing Decision of 9.12.2011

PROSPECTIVE

#### Commission Implementing Decision of 9.12.2011

<sup>F31</sup>373. ....

##### Textual Amendments

**F31** Reg. 373 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(13)**

## CHAPTER 8

### Revocation of Commission Implementing Decision of 8.10.2012

#### Commission Implementing Decision of 8.10.2012

**374.** Commission Implementing Decision of 8.10.2012 on the adoption of the European Union's position on the approval of a modification to the European Air Traffic Management Master Plan is revoked.

##### Commencement Information

**I290** Reg. 374 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 9

### Revocation of Commission Implementing Decision of 19.12.2012

#### Commission Implementing Decision of 19.12.2012

**375.** Commission Implementing Decision of 19.12.2012 on the approval of the Network Strategy Plan for the air traffic management network functions of the single European sky for the period 2012-2019 is revoked.

##### Commencement Information

**I291** Reg. 375 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 10

### Revocation of Commission Implementing Decision 2014/132/EU

#### Commission Implementing Decision 2014/132/EU

**376.** Commission Implementing Decision of 11 March 2014 setting the Union-wide performance targets for the air traffic management network and alert thresholds for the second reference period 2015-19 is revoked.

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#### Commencement Information

**I292** Reg. 376 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 11

### Revocation of Commission Implementing Decision of 22.7.2014

#### Commission Implementing Decision of 22.7.2014

**377.** Commission Implementing Decision of 22.7.2014 approving the Network Strategy Plan for the air traffic management network functions of the single European sky for the period 2015-2019 is revoked.

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#### Commencement Information

**I293** Reg. 377 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 12

### Revocation of Commission Implementing Decision (EU) 2015/290

#### Commission Implementing Decision (EU) 2015/290

**378.** Commission Implementing Decision (EU) 2015/290 of 20 February 2015 on the compliance of 2014 unit rates for charging zones under Article 17 of Implementing Regulation (EU) No 391/2013 and repealing Decision 2013/631/EU is revoked.

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#### Commencement Information

**I294** Reg. 378 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 13

### Revocation of Commission Implementing Decision (EU) 2015/348

#### Commission Implementing Decision (EU) 2015/348

**379.** Commission Implementing Decision (EU) 2015/348 of 2 March 2015 concerning the consistency of certain targets included in the national or functional airspace block plans submitted

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

pursuant to Regulation (EC) No 549/2004 of the European Parliament and of the Council with the Union-wide performance targets for the second reference period is revoked.

**Commencement Information**

**I295** Reg. 379 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

CHAPTER 14

Revocation of Commission Implementing Decision (EU) 2015/670

**Commission Implementing Decision (EU) 2015/670**

**380.** Commission Implementing Decision (EU) 2015/670 of 27 April 2015 on the compliance of unit rates for charging zones for 2015 under Article 17 of Implementing Regulation (EU) No 391/2013 is revoked.

**Commencement Information**

**I296** Reg. 380 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

CHAPTER 15

Revocation of Commission Implementing Decision (EU) 2015/2224

**Commission Implementing Decision (EU) 2015/2224**

**381.** Commission Implementing Decision (EU) 2015/2224 of 27 November 2015 on the appointment of the chairperson, the members and their alternates of the Network Management Board for the air traffic management network functions for the second reference period (2015-2019) is revoked.

**Commencement Information**

**I297** Reg. 381 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

CHAPTER 16

Revocation of Council Decision (EU) 2015/2394

**Council Decision (EU) 2015/2394**

**382.** Council Decision (EU) 2015/2394 of 8 December 2015 on the position to be taken by the Member States on behalf of the European Union, concerning the decisions to be adopted by the Permanent Commission of Eurocontrol, with regard to the roles and tasks of Eurocontrol and on centralised services is revoked.

**Commencement Information**

**I298** Reg. 382 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 17

Revocation of Commission Implementing Decision (EU) 2016/418

**Commission Implementing Decision (EU) 2016/418**

**383.** Commission Implementing Decision (EU) 2016/418 of 18 March 2016 on the compliance of unit rates for charging zones for 2016 under Article 17 of Implementing Regulation (EU) No 391/2013 is revoked.

**Commencement Information**

**I299** Reg. 383 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 18

Revocation of Council Decision (EU) 2016/1124

**Council Decision (EU) 2016/1124**

**384.** Council Decision (EU) 2016/1124 of 24 June 2016 on the position to be taken by the Member States on behalf of the European Union within the Permanent Commission of Eurocontrol as regards the decisions to be adopted on centralised services is revoked.

**Commencement Information**

**I300** Reg. 384 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 19

Revocation of Commission Implementing Decision (EU) 2016/1373

**Commission Implementing Decision (EU) 2016/1373**

**385.** Commission Implementing Decision (EU) 2016/1373 of 11 August 2016 approving the Network Performance Plan for the second reference period of the Single European Sky performance scheme (2015-2019) is revoked.

**Commencement Information**

**I301** Reg. 385 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

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*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

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## CHAPTER 20

### Revocation of Council Decision (EU) 2016/1764

#### **Council Decision (EU) 2016/1764**

**386.** Council Decision (EU) 2016/1764 of 29 September 2016 on the position to be taken by the European Union within the EU-ICAO Joint Committee on the Decision on the adoption of an annex on Air Traffic Management to the Memorandum of Cooperation between the European Union and the International Civil Aviation Organization providing a framework for enhanced cooperation is revoked.

#### **Commencement Information**

**I302** Reg. 386 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 21

### Revocation of Commission Implementing Decision (EU) 2016/2296

#### **Commission Implementing Decision (EU) 2016/2296**

**387.** Commission Implementing Decision (EU) 2016/2296 of 16 December 2016 setting up the independent group of experts designated as Performance Review Body of the single European sky is revoked.

#### **Commencement Information**

**I303** Reg. 387 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## CHAPTER 22

### Revocation of Commission Implementing Decision (EU) 2017/2376

#### **Commission Implementing Decision (EU) 2017/2376**

**388.** Commission Implementing Decision (EU) 2017/2376 of 15 December 2017 amending Implementing Decision (EU) 2015/348 as regards the consistency of the revised targets in the key performance area of cost-efficiency included in the amended national or functional airspace block plans submitted by Malta, Bulgaria and Poland is revoked.

#### **Commencement Information**

**I304** Reg. 388 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

## PART 5

### Amendment of the EEA agreement

#### Amendment of Annex 13 to the EEA agreement

- 389.**—(1) Annex 13 to the EEA agreement is amended as follows.
- (2) In point 66t (application and adaptations of Regulation (EC) No 549/2004) omit adaptations (a) to (g).
- (3) In point 66u (application and adaptations of Regulation (EC) No 550/2004) omit adaptations (a) to (f).
- (4) Omit point 66ua (application of Commission Regulation (EU) No 176/2011).
- (5) Omit point 66ub (application of Commission Regulation (EU) No 409/2013).
- (6) In point 66v (application and adaptations of Regulation (EC) No 551/2004) omit adaptations (a) to (c).
- (7) In point 66wg (application and adaptation of Commission Regulation (EC) No 29/2009) omit the adaptation to Part B of Annex 1 to Commission Regulation (EC) No 29/2009.
- (8) Omit point 66wm (application of Commission Implementing Regulation No 391/2013).
- (9) In point 66wn (application and adaptations of Commission Regulation (EU) No 677/2011) omit adaptations (c) to (i).
- (10) Omit point 66xd (application of Commission Decision 2011/121/EU).
- (11) Omit point 66xe (application of Commission Implementing Decision 2014/132/EU).
- (12) Omit point 66xf (application and adaptations of Commission Implementing Regulation (EU) No 390/2013).
- (13) In point 66xg (application and adaptations of Commission Implementing Regulation (EU) 2017/373) omit adaptations (a) to (e).

#### Commencement Information

**I305** Reg. 389 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

## PART 6

### Amendment of subordinate legislation

#### CHAPTER 1

#### Amendment of the Air Navigation (Single European Sky) (Penalties) Order 2009

#### The Air Navigation (Single European Sky) (Penalties) Order 2009

- 390.**—(1) The Air Navigation (Single European Sky) (Penalties) Order 2009 <sup>M9</sup> is amended as follows.
- (2) In article 2 (interpretation), in paragraph (1) omit the definition of “the common charging scheme regulation”.
- (3) In article 6 (relations between service providers) omit “in the Community”.

- (4) In article 7 (safeguards relating to the use of the European air traffic management network), in the heading and in the words before sub-paragraph (a) for “European air traffic management network” substitute “ United Kingdom air traffic management system ”.
- (5) In article 8 (compliance monitoring)—
- (a) omit paragraph (1),
  - (b) in paragraph (3)—
    - (i) in the opening words for “paragraphs (1) or” substitute “ paragraph ”, and
    - (ii) in each of sub-paragraphs (a) and (b) omit “or the establishment of air navigation charges, as the case may be”, and
  - (c) omit paragraph (4).
- (6) In article 9(1)(e) (offences in relation to documents, records etc) omit the words from “or article” to “scheme regulation”.
- (7) In article 10 (obstruction of persons) for “8(1) or (2)” substitute “ 8(2) ”.
- (8) In article 11 (penalties)—
- (a) in paragraph (2), in sub-paragraph (b) omit the words from “(insofar” to the end of the sub-paragraph,
  - (b) in paragraph (4)—
    - (i) in sub-paragraph (a) omit the words from “, 8(3)” to “regulation”,
    - (ii) in each of sub-paragraphs (b) and (c) for “an EC” substitute “ a ”, and
    - (iii) for sub-paragraph (f) substitute—
      - “(f) by an implementing rule listed in the Schedule to this Order,”, and
  - (c) omit paragraph (5).
- (9) In article 14 (review) —
- (a) omit paragraph (2),
  - (b) in paragraph (3)(a) for “those regulations” substitute “ this Order ”, and
  - (c) in paragraph (4) for “regulation” substitute “ Order ”.
- (10) At the end insert—

“SCHEDULE

Regulation 11(4)(f)

List of implementing rules

1. Commission Regulation [\(EC\) No 1032/2006](#) of 6 July 2006 laying down requirements for automatic systems for the exchange of flight data for the purpose of notification, coordination and transfer of flights between air traffic control units.
2. Commission Regulation [\(EC\) No 1033/2006](#) of 4 July 2006 laying down the requirements on procedures for flight plans in the pre-flight phase for the single European sky.
3. Commission Regulation [\(EC\) No 633/2007](#) of 7 June 2007 laying down requirements for the application of a flight message transfer protocol used for the purpose of notification, coordination and transfer of flights between air traffic control units.
4. Commission Regulation [\(EC\) No 29/2009](#) of 16 January 2009 laying down requirements on data link services for the single European sky.
5. Commission Regulation [\(EC\) No 262/2009](#) of 30 March 2009 laying down requirements for the coordinated allocation and use of Mode S interrogator codes for the single European sky.



6. Commission Regulation (EU) No 73/2010 of 26 January 2010 laying down requirements on the quality of aeronautical data and aeronautical information for the single European sky.
7. Commission Decision of 20 May 2011 on exemptions under Article 14 of Commission Regulation (EC) No 29/2009 on data link services.
8. Commission Implementing Regulation (EU) No 1206/2011 of 22 November 2011 laying down requirements on aircraft identification for surveillance for the single European sky.
9. Commission Implementing Regulation (EU) No 1207/2011 of 22 November 2011 laying down requirements for the performance and the interoperability of surveillance for the single European sky.
10. Commission Implementing Decision of 9 December 2011 on exemptions under Article 14 of Commission Regulation (EC) No 29/2009.
11. Commission Implementing Regulation (EU) No 1079/2012 of 16 November 2012 laying down requirements for voice channels spacing for the single European sky.”.

**Commencement Information**

**I306** Reg. 390 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

**Marginal Citations**

**M9** S.I. 2009/1735, amended by S.I. 2013/2874 and S.I. 2018/1354.

CHAPTER 2

Amendment of the Airport Charges Regulations 2011

**The Airport Charges Regulations 2011**

**391.** Omit regulation 3(2)(f) of the Airport Charges Regulations 2011 <sup>M10</sup>.

**Commencement Information**

**I307** Reg. 391 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

**Marginal Citations**

**M10** S.I. 2011/2491, amended by S.I. 2013/610 and S.I. 2018/1081.

CHAPTER 3

Amendment of the Single European Sky (National Supervisory Authority) Regulations 2013

**The Single European Sky (National Supervisory Authority) Regulations 2013**

**392.**—(1) The Single European Sky (National Supervisory Authority) Regulations 2013 <sup>M11</sup> are amended as follows.

(2) In regulation 2 (interpretation) omit the definition of “air navigation services”, “air navigation service providers”, “air traffic services” and “meteorological services”.

*Status: This version of this Instrument contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

(3) In regulation 3 (national supervisory authority), in paragraph (2) for “regulations 3(1) and (4) apply” substitute “ paragraph (1) applies or to which Article 12(4) of the service provision Regulation applies ”.

(4) Omit regulation 4 (designation of the competent authority).

(5) Omit regulation 5 (tasks and functions of the CAA under the service provision Regulation).

(6) Omit regulation 6 (tasks and functions of the CAA under the interoperability Regulation).

(7) Omit regulation 7 (regional cooperation).

(8) In regulation 8 (review) omit paragraph (2).

(9) Omit Schedule 2 (list of implementing rules made under Article 3 of the interoperability Regulation for which the CAA is the enforcing authority).

#### Commencement Information

**I308** Reg. 392 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Marginal Citations

**M11** [S.I. 2013/2620](#), amended by [S.I. 2018/1331](#).

### CHAPTER 4

Amendment of the Air Navigation (Single European Sky) (Penalties) (Amendment) Order 2018

#### The Air Navigation (Single European Sky) (Penalties) (Amendment) Order 2018

**393.** Omit articles 3(a) and 4 to 6 of the Air Navigation (Single European Sky) (Penalties) (Amendment) Order 2018 <sup>M12</sup> (which update references to “the common charging scheme regulations”).

#### Commencement Information

**I309** Reg. 393 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

#### Marginal Citations

**M12** [S.I. 2018/1354](#).

### CHAPTER 5

Amendment of the Airport Charges (Amendment) (EU Exit) Regulations 2018

#### The Airport Charges (Amendment) (EU Exit) Regulations 2018

**394.** Omit regulation 3(1) of the Airport Charges (Amendment) (EU Exit) Regulations 2018 <sup>M13</sup>.

#### Commencement Information

**I310** Reg. 394 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

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**Status:** This version of this Instrument contains provisions that are prospective.  
**Changes to legislation:** There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

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**Marginal Citations**

**M13** [S.I. 2018/1081](#).

CHAPTER 6

Revocation of the Single European Sky (National  
Supervisory Authority) (Amendment) Regulations 2018

**The Single European Sky (National Supervisory Authority) (Amendment) Regulations 2018**

**395.** The Single European Sky (National Supervisory Authority) (Amendment) Regulations 2018 <sup>M14</sup> are revoked.

**Commencement Information**

**I311** Reg. 395 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

**Marginal Citations**

**M14** [S.I. 2018/1331](#).

Signed by authority of the Secretary of State for Transport

Department for Transport

*Sugg*  
Parliamentary Under Secretary of State

**Status:** *This version of this Instrument contains provisions that are prospective.*  
**Changes to legislation:** *There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations are made in exercise of the powers in sections 8(1) and 23(1) of, and Schedule 7 to, the European Union (Withdrawal) Act 2018 (c.16) in order to address failures of retained EU law to operate effectively and other deficiencies arising from the withdrawal of the United Kingdom from the European Union.

These Regulations make amendments and revocations to legislation in the field of air traffic management. Part 2 covers retained direct principal EU legislation, Part 3 covers retained direct minor EU legislation, Part 4 covers EU decisions, Part 5 amends the European Economic Area agreement, and Part 6 amends subordinate UK legislation.

Of note in these Regulations are the following changes.

Regulation 4(10) defines the UK air traffic management system.

Regulation 13 revokes the powers enabling the establishment of the EU's performance scheme for air navigation service and network functions. Regulation 328 revokes the EU's implementing regulation that provides the detail for the EU's performance scheme.

Regulation 28 revokes the powers enabling the establishment of the EU's functional airspace blocks. Regulation 29 revokes the powers to designate a person as a functional airspace block system coordinator.

Regulations 34 and 35 revoke the establishment and principles of the EU's common charging scheme for air navigation services. Regulation 329 revokes the EU's implementing regulation that provides the detail for the EU's charging scheme.

Regulations 57 to 63 amend articles 4, 5, 6, 6a and 7 of, and Annexes 3 and 4 to of Regulation (EC) 552/2004. Regulation (EC) 552/2004 was repealed by article 139(2) of Regulation (EU) 2018/1139 subject to the savings provisions specific to those amended articles. Those saved articles shall continue to apply until the adoption of delegated acts referred to in article 47 of Regulation (EU) 2018/1139 insofar as those acts cover the subject matter of the relevant provisions of Regulation (EC) 552/2004, and in any case shall continue to apply until not later than 12 September 2023.

Legislation and a Decision concerning the EU's SESAR (Single European Sky ATM (Air Traffic Management) Research) programme are revoked by regulations 64, 74, 82 and 368.

A full impact assessment has not been produced for this instrument, as no significant impact on the private or voluntary sectors is foreseen. An Explanatory Memorandum has been published alongside these Regulations on [www.legislation.gov.uk](http://www.legislation.gov.uk).

**Status:**

This version of this Instrument contains provisions that are prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019.