

European Aviation Safety Agency

DECISION 2014/009/R OF THE EXECUTIVE DIRECTOR OF THE AGENCY

of 31 January 2014

amending Acceptable Means of Compliance and Guidance Material to Part-ORO of Regulation (EU) No 965/2012

'AMC and GM to Part-ORO – Amendment 4'

THE EXECUTIVE DIRECTOR OF THE EUROPEAN AVIATION SAFETY AGENCY,

Having regard to Regulation (EC) No 216/2008¹, and in particular Article 38(3)(a),

Having regard to Commission Regulation (EU) No 965/2012²,

Whereas:

- (1) The Agency shall, pursuant to Article 18(c) of Regulation (EC) No 216/2008, issue Certification Specifications and Acceptable Means of Compliance, as well as Guidance Material for the application of Regulation (EC) No 216/2008 and its Implementing Rules.
- (2) Acceptable Means of Compliance are non-binding standards adopted by the Agency which illustrate the means to establish compliance with Regulation (EC) No 216/2008 and its Implementing Rules.
- (3) Guidance Material is non-binding material developed by the Agency which helps to illustrate the meaning of a requirement or specification and is used to support the interpretation of Regulation (EC) No 216/2008, its Implementing Rules, Certification Specifications and Acceptable Means of Compliance.
- (4) This Decision provides operators the means to comply with Regulation (EU) No 965/2012, in particular as amended by Regulation (EU) No 800/2013 and provides further guidance with the objective to maintain a high level of safety and to ensure proportionate application of this Regulation, where appropriate, and to warrant flexibility and efficiency for operators and authorities.

¹ Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC (OJ L 79, 19.3.2008, p. 1), as last amended by Commission Regulation (EU) No 6/2013 of 8 January 2013 (OJ L 4, 9.1.2013, p. 34).

² Commission Regulation (EU) No 965/2012 of 5 October 2012 laying down technical requirements and administrative procedures related to air operations pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council (OJ L296, 25 October 2012, page 1). Regulation as last amended by Commission Regulation (EU) No 71/2014 of 27 January 2014 (OJ L23, 28.1.2014, p. 27).

- (5) The Agency, pursuant to Article 52(1)(c) of Regulation (EC) No 216/2008 and Articles 5(3), 6 and 7 of the Agency's Rulemaking Procedure³, has widely consulted interested parties on the matters which are the subject of this Decision and has provided thereafter a written response to the comments received⁴.

HAS DECIDED:

Article 1

The Annex to Decision 2012/017/R of the Executive Director of the Agency of 24 October 2012 is amended as laid down in the Annex to this Decision

Article 2

This Decision shall enter into force on the date of publication in the Official Publication of the Agency.

Done at Cologne, 31 January 2014

*For the European Aviation Safety Agency
The Executive Director*

Patrick KY

³ EASA MB Decision 01-2012 of 13 March 2012 amending and replacing Decision 08-2007 concerning the procedure to be applied by the Agency for the issuing of Opinions, Certification Specifications and Guidance Material ('Rulemaking Procedure') (<http://easa.europa.eu/official-publication/rulemaking-procedure.php>).

⁴ <http://easa.europa.eu/rulemaking/r-archives.php#crd>.