

Executive Director Decision

2017/006/R

of 28 March 2017

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

‘AMC and GM to Part-ARO — Issue 3, Amendment 6’

THE EXECUTIVE DIRECTOR OF THE EUROPEAN AVIATION SAFETY AGENCY,

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

Having regard to Commission Regulation (EU) No 965/2012², and in particular ARO.GEN.120(a) thereof,

Whereas:

- (1) EASA 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 EASA which may be used by persons and organisations to demonstrate compliance with Regulation (EC) No 216/2008 and its implementing rules; when acceptable means of compliance are complied with, the related requirements of the implementing rules are met.
- (3) Guidance material is non-binding material developed by EASA 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) With Decision 2014/025/R of 28 July 2014, the Executive Director issued acceptable means of compliance and guidance material to Part-ARO of Commission Regulation (EU) No 965/2012.

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).

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 L 296, 25.10.2012, p. 1).

- (5) EASA shall, pursuant to Article 19(2) of Regulation (EC) No 216/2008, reflect the state of the art and the best practices in the fields concerned and update its decisions taking into account worldwide aircraft experience in service, and scientific and technical progress.
- (6) Regulation (EU) No 965/2012 requires competent authorities to establish a management system including as a minimum qualified personnel to perform their allocated tasks with the necessary knowledge, experience, initial and recurrent training. New AMC/GM specify what the qualification and training of inspectors should be by including a set of specific inspector qualifications, ensuring at the same time a certain degree of flexibility in terms of required technical background and knowledge depending on the type of operations.
- (7) Regulation (EU) No 965/2012 requires competent authorities to establish an oversight programme. Amended AMC/GM clarify that the oversight of an organisation includes an assessment of the number of subcontractors.
- (8) This Decision contains a number of editorial corrections, including on qualification of ramp inspectors.
- (9) EASA, 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 2014/025/R of the Executive Director of the European Aviation Safety Agency of 28 July 2014 is amended as laid down in the Annex to this Decision.

Article 2

This Decision shall enter into force on the day following that of its publication in the EASA Official Publication.

³ EASA Management Board (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://www.easa.europa.eu/system/files/dfu/EASA%20MB%20Decision%2001-2012%20Revised%20MB%20Decision%20RM%20Process%20.pdf>).

⁴ <http://easa.europa.eu/document-library/comment-response-documents>



Article 3

By way of derogation from Article 2, AMC4 ARO.GEN.200(a)(2) Management system, INSPECTOR QUALIFICATION FOR CAT OPERATIONS:

- (a) shall apply 24 months from the day following that of the publication of this Decision in the EASA Official Publication, and
- (b) shall not apply to inspecting staff already qualified as inspector to perform oversight tasks.

Cologne, 28 March 2017

*For the European Aviation Safety Agency
The Executive Director*

Patrick KY

