



## Terms of Reference

for a rulemaking task

### Amendment of the AMC/GM for pilot medical certification (LAPL)

RMT.0584 — ISSUE 1 — 12/12/2012

Applicability		Process map	
<b>Affected regulations and decisions:</b>	ED Decision 2011/015/R	Rulemaking lead	R3
		Concept paper	No
		Rulemaking group	No
		RIA type	None
<b>Affected stakeholders:</b>	Applicants for a LAPL <sup>1</sup> medical certificate Aero-medical examiners	Technical consultation during NPA drafting	No
<b>Driver/origin:</b>	NPA and CRD 2008-17c	Publication date of the NPA	Q4/2012
<b>Reference:</b>	ED Decision 2011/15 R <sup>2</sup>	Duration of NPA consultation	1month
		Review group	No
		Focused consultation	No
		Publication date of the Opinion	not applicable
		Publication date of the Decision	Q4/2012

<sup>1</sup> LAPL: Light Aircraft Pilot Licence.

<sup>2</sup> Acceptable Means of Compliance and Guidance Material to Commission Regulation (EU) No 1178/2011 of 3 November 2011 laying down technical requirements and administrative procedures related to civil aviation aircrew pursuant to Regulation (EC) No 216/2008 of the European Parliament and the Council.



## 1. Issue and reasoning for regulatory change

This NPA deals with the aero-medical assessment of applicants for a LAPL medical certificate in the areas 'oncology' and 'dermatology'. The specific medical requirements for LAPL<sup>3</sup> medical certificates are laid down in ED Decision 2011/015/R to Regulation Aircrew<sup>4</sup>.

In the NPA 2008-17(c), the specific medical requirements for applicants for a LAPL medical certificate were presented as a table with embedded requirements for their assessment. The aim was to provide General Medical Practitioners, who may issue LAPL medical certificates if permitted under national law, with an easy tool for aero-medical assessments of these applicants. However, this approach led to numerous negative comments from stakeholders and the content of the table was consequently transformed into flow text in the corresponding Comment Response Document (CRD).

While transposing the material contained in the table into flow text the assessment criteria for oncology and dermatology were unintentionally omitted. In the absence of reactions regarding this error, ED Decision 2011/015/R was published without Acceptable Means of Compliance (AMC) on how to assess an applicant for a LAPL medical certificate if he/she presents with a condition in the area of oncology or dermatology.

One competent authority which has already implemented Regulation Aircrew, including the provisions for the LAPL, noticed the omission shortly after implementation and asked the Agency to fill the gap as soon as possible.

## 2. Objectives

The objective is to add two paragraphs to the AMCs to MED.B.095 for assessing an applicant for a LAPL medical certificate if he/she presents with a history of cancer or a serious dermatological condition. The AMC for the medical assessment in these areas should ensure that applicants for a LAPL medical certificate who present with these conditions are medically assessed in a harmonised and flexible way.

## 3. Specific tasks and deliverables

### 3.1. Tasks

Add two additional AMCs to the existing AMCs to MED.B.095 on the aero-medical assessment in the area of oncology and dermatology.

### 3.2. Deliverables

Issue an NPA for an amendment of ED Decision 2011/015/R. The period of consultation should be 4 weeks. CRD and Decision should be published simultaneously.

### 3.3. Focused consultation

When the issue of two missing paragraphs was highlighted by one competent authority a meeting with experts from authorities and industry was held. A text for the missing paragraphs was drafted and agreed. No further focused consultation is necessary.

## 4. Profile and contribution of the rulemaking group

Agency Task

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<sup>3</sup> LAPL: Light aircraft pilot licence.

<sup>4</sup> Commission Regulation (EU) No 1178/2011 of 3 November 2011 laying down technical requirements and administrative procedures related to civil aviation aircrew pursuant to Regulation (EC) No. 216/2008 of the European Parliament and the Council.



Annex I: Reference documents

### **5.1. Affected regulations**

An amendment of Regulation Aircrew, MED.B.095, is not necessary because this paragraph regulates that a medical assessment is needed to obtain a LAPL medical certificate on a general basis, but it does not provide detailed medical rules.

### **5.2. Affected decisions**

ED Decision 2011/015/R, Subpart B, Section 4, Specific requirements for LAPL medical certificates, AMC17 MED.B.095 Oncology and AMC18 MED.B.095 Dermatology to be added.

### **5.3. Reference documents**

Regulation Aircrew, Annex IV Part-MED, paragraph MED.B.095

ED Decision 2011/015/R

NPA 2008-17(c)

CRD 2008-17(c)