



Brussels, **XXX**
[...] (2015) **XXX** draft

ANNEX TO EASA OPINION 05/2015

COMMISSION IMPLEMENTING REGULATION (EU) No .../..

of **XXX**

**amending Commission Regulation (EU) No 1321/2014 to introduce the new B2L and L
Part-66 licences**

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THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to 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⁽¹⁾, and in particular Article 5.5 and 6(3) thereof,

Whereas:

- (1) Regulation (EC) No 216/2008 aims at establishing and maintaining a high uniform level of civil aviation safety in Europe, providing for the means of achieving that objective.
- (2) Regulation (EU) No 1321/2014 establishes the implementing rules on the continuing airworthiness of aircraft and aeronautical products, parts and appliances and on the approval of organisations and personnel involved in these tasks.
- (3) Article 8(5) of Regulation (EU) No 1321/2014 states: ‘The Agency shall submit an opinion to the Commission including proposals for a simple and proportionate system for the licensing of certifying staff involved in the maintenance of ELA1 aeroplanes as well as aircraft other than aeroplanes and helicopters’.
- (4) The industry has requested the creation of a specific licence for certifying staff involved in the maintenance of avionics systems of General Aviation (GA) aircraft.
- (5) Regulation (EU) No 1321/2014 should, therefore, be amended accordingly.
- (6) The measures provided for in this Regulation are based on the Opinion issued by the Agency in accordance with Articles 17(2)(b) and 19(1) of Regulation (EC) No 216/2008.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the European Aviation Safety Agency Committee established by Article 65(1) of Regulation (EC) No 216/2008.

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EU) No 1321/2014 is amended as follows:

1. After Article 2(k), the following point (ka) is inserted:

⁽¹⁾ OJ L 79, 13.3.2008, p. 1.

‘(ka) ‘ELA2 aircraft’ means the following manned European Light Aircraft:

- (i) an aeroplane with a Maximum Take-off Mass (MTOM) of 2 000 kg or less that is not classified as complex motor-powered aircraft;
- (ii) a sailplane or powered sailplane of 2 000 kg MTOM or less;
- (iii) a balloon;
- (iv) a hot-air airship;
- (v) a gas airship complying with all of the following characteristics:
 - (A) 3 % maximum static heaviness,
 - (B) non-vectored thrust (except reverse thrust),
 - (C) conventional and simple design of structure, control system and ballonet system,
 - (D) non-power assisted controls;
- (vi) a Very Light Rotorcraft.’

2. Article 5(6) is replaced by the following:

‘6. Until such time as this Regulation specifies requirements for certifying staff for components, the requirements in force in the relevant Member State shall continue to apply, except for maintenance organisations located outside the European Union where the requirements shall be approved by the Agency.’

3. Article 8(2)(b) is replaced by the following:

‘(b) for the maintenance of ELA1 aeroplanes not involved in Commercial Air Transport (CAT) operations:

- (i) until 28 September 2018, the requirement for the competent authority to issue aircraft maintenance licences in accordance with Annex III (Part-66), as new or as converted, pursuant to point 66.A.70 of said Annex;
- (ii) until 28 September 2019, the requirement to have certifying staff qualified in accordance with Annex III (Part-66) contained in the following provisions:
 - (A) M.A.606(g) and M.A.801(b)(2) of Annex I (Part-M); and
 - (B) 145.A.30(g) and (h) of Annex II (Part- 145).’

4. Article 8(5) is deleted.

5. Annex I (Part-M), Annex II (Part-145), Annex III (Part-66) and Annex IV (Part-147) are amended in accordance with the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall apply six months after its entry into force.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Commission

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Member of the Commission