

Executive Director Decision

2022/004/R

of 14 March 2022

issuing the following:

Amendment 3 to Issue 1 of the Guidance Material to Part-DEFINITIONS

‘GM to Part-DEFINITIONS — Issue 1, Amendment 3’

and

Amendment 3 to Issue 1 of the Acceptable Means of Compliance and Guidance Material to Part-ATM/ANS.AR

‘AMC and GM to Part-ATM/ANS.AR — Issue 1, Amendment 3’

and

Amendment 3 to Issue 1 of the Acceptable Means of Compliance and Guidance Material to Part-ATM/ANS.OR

‘AMC and GM to Part-ATM/ANS.OR — Issue 1, Amendment 3’

and

Amendment 2 to Issue 1 of the Acceptable Means of Compliance and Guidance Material to Part-MET

‘AMC and GM to Part-MET — Issue 1, Amendment 2’

‘AMC and GM to Commission Implementing Regulation (EU) 2017/373’

‘AMC & GM on occurrence reporting and on meteorological services’

THE EXECUTIVE DIRECTOR OF THE EUROPEAN UNION AVIATION SAFETY AGENCY (EASA),

Having regard to Regulation (EU) 2018/1139¹, and in particular Article 104(3)(a) thereof,

¹ Regulation (EU) 2018/1139 of the European Parliament and of the Council of 4 July 2018 on common rules in the field of civil aviation and establishing a European Union Aviation Safety Agency, and amending Regulations (EC) No 2111/2005, (EC) No 1008/2008, (EU) No 996/2010, (EU) No 376/2014 and Directives 2014/30/EU and 2014/53/EU of the European Parliament and of the Council, and repealing Regulations (EC) No 552/2004 and (EC) No 216/2008 of the European Parliament and of the Council and Council Regulation (EEC) No 3922/91 (OJ L 212, 22.8.2018, p. 1) (<https://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1535612134845&uri=CELEX:32018R1139>).

Having regard to Regulation (EU) No 2017/373, and in particular point ATM/ANS.AR.A.015 of Annex II (Part-ATM/ANS.AR) thereto,

Whereas:

- (1) EASA shall, pursuant to Article 76(3) of Regulation (EU) 2018/1139, issue certification specifications and acceptable means of compliance, as well as guidance material, for the application of Regulation (EU) 2018/1139 and of the delegated and implementing acts adopted on the basis thereof.
- (2) Acceptable means of compliance are non-binding standards issued by EASA, which are used by persons and organisations to demonstrate compliance with Regulation (EU) 2018/1139 and the delegated and implementing acts adopted on the basis thereof.
- (3) Guidance material is non-binding material issued by EASA, which helps to illustrate the meaning of a requirement or specification and is used to support the interpretation of Regulation (EU) 2018/1139 and the delegated and implementing acts adopted on the basis thereof.
- (4) With Decision 2017/001/R of 8 March 2017, the Executive Director issued Acceptable Means of Compliance and Guidance Material to Commission Implementing Regulation (EU) 2017/373².
- (5) EASA shall, pursuant to Article 4(1)(a) of Regulation (EU) 2018/1139, reflect the state of the art and the best practices in the field of aviation and update its Decisions, taking into account worldwide aviation experience and scientific and technical progress in the respective fields.
- (6) Commission Implementing Regulation (EU) 2017/373 laying down common requirements for service providers and the oversight in ATM/ANS services and other ATM network functions was amended by Commission Implementing Regulation (EU) 2021/1338³ as regards reporting requirements and reporting channels between organisations, as well as requirements for meteorological services.
- (7) In this context, EASA has determined the need to issue this set of acceptable means of compliance and guidance material to facilitate the implementation of the amended requirements.
- (8) As regards the amendments pertaining to occurrence reporting, EASA, pursuant to Article 115(1)(c) of Regulation (EU) 2018/1139 and Articles 6(3), 7 and 8 of the EASA Rulemaking Procedure⁴, widely consulted the interested parties on the content of this Decision, and

² 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 (OJ L 62, 8.3.2017, p. 1) (<http://eur-lex.europa.eu/legalcontent/EN/TXT/?qid=1522164345205&uri=CELEX:32017R0373>).

³ Commission Implementing Regulation (EU) 2021/1338 of 11 August 2021 amending Implementing Regulation (EU) 2017/373 as regards reporting requirements and reporting channels between organisations, and requirements for meteorological services (OJ L 289, 12.8.2021, p. 12) (<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32021R1338&qid=1644509866238>).

⁴ EASA is bound to follow a structured rulemaking process as required by Article 115(1) of Regulation (EU) 2018/1139. Such a process has been adopted by the EASA Management Board (MB) and is referred to as the 'Rulemaking Procedure'. See MB Decision No 18-2015 of 15 December 2015 replacing Decision 01/2012 concerning the procedure to be applied by EASA for the issuing of opinions, certification specifications and guidance material (<http://www.easa.europa.eu/the-agency/management-board/decisions/easa-mb-decision-18-2015-rulemaking-procedure>).

provided thereafter a written response to the comments received through the consultation⁵,

- (9) As regards the amendments pertaining to meteorological services, EASA, pursuant to Article 115(1)(c) of Regulation (EU) 2018/1139 and Article 16 ‘Special rulemaking procedure: accelerated procedure’ of the EASA Rulemaking Procedure, consulted the affected stakeholders as well as its Advisory Bodies (ABs) on the content of this Decision and considered the comments received,

HAS DECIDED:

Article 1

Annex I ‘GM to Part-DEFINITIONS’ to Decision 2017/001/R of the Executive Director of the Agency of 8 March 2017 is amended as laid down in Annex I to this Decision.

Article 2

Annex II ‘AMC & GM to Part-ATM/ANS.AR’ to Decision 2017/001/R of the Executive Director of the Agency of 8 March 2017 is amended as laid down in Annex II to this Decision.

Article 3

Annex III ‘AMC & GM to Part-ATM/ANS.OR’ to Decision 2017/001/R of the Executive Director of the Agency of 8 March 2017 is amended as laid down in Annex III to this Decision.

Article 4

Annex V ‘AMC & GM to Part-MET’ to Decision 2017/001/R of the Executive Director of the Agency of 8 March 2017 is amended as laid down in Annex IV to this Decision.

Article 5

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

It shall apply from 13 June 2022.

Cologne, 14 March 2022

For the European Union Aviation Safety Agency

The Executive Director

Patrick KY

⁵ <http://easa.europa.eu/document-library/comment-response-documents>