

## Executive Director Decision

**2023/006/R**

**of 30 March 2023**

**issuing the following:**

**Amendment 1 to the Acceptable Means of Compliance and Guidance Material to Annex I (Part-TCO) to Commission Regulation (EU) No 452/2014**

**'AMC and GM to Part-TCO — Issue 1, Amendment 1'**

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

Having regard to Regulation (EU) 2018/1139<sup>1</sup>, and in particular Articles 76(3) and 104(3)(a) thereof,

Whereas:

- (1) Acceptable means of compliance are non-binding standards issued by EASA, which are used by persons and organisations to show compliance with Regulation (EU) 2018/1139 and with the delegated and implementing acts adopted on the basis thereof.
- (2) Guidance material is non-binding material issued by EASA, which helps to illustrate the meaning of delegated or implementing acts or certification specifications and detailed specifications, and which is used to support the interpretation of Regulation (EU) 2018/1139, of the delegated and implementing acts adopted on the basis thereof, and of certification specifications and detailed specifications.
- (3) With Decision 2014/023/R of 6 May 2014, the Executive Director issued Acceptable Means of Compliance and Guidance Material to Part-TCO of Commission Regulation (EU) No 452/2014.
- (4) 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.
- (5) Commission Delegated Regulation (EU) 2023/659<sup>2</sup> amended Commission Regulation (EU) No 452/2014. The amendments foster a risk-based approach in the authorisation process of third-

<sup>1</sup> 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>).

<sup>2</sup> Commission Delegated Regulation (EU) 2023/659 of 2 December 2022 amending Regulation (EU) No 452/2014 as regards the technical requirements and administrative procedures related to air operations of third country operators (OJ L 83, 22.3.2023, p. 38) (<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32023R0659>).

country operators and improve the efficiency of the EASA as the authority being responsible for the implementation of the TCO Regulation.

- (6) In this context, EASA has determined the need to amend the AMC and GM to Part-TCO of Commission Regulation (EU) No 452/2014 to facilitate the uniform implementation of the amended provisions.
- (9) EASA, pursuant to Article 115(1)(c) of Regulation (EU) 2018/1139 and Article 6(2) and (3) of the EASA Rulemaking Procedure<sup>3</sup>, consulted its Advisory Bodies (ABs) on the content of this Decision and considered the comments received,

HAS DECIDED:

### ***Article 1***

The Annex to Decision 2014/023/R of the Executive Director of the Agency of 6 May 2014 is amended as laid down in the Annex to this Decision.

### ***Article 2***

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

Cologne, 30 March 2023

*For the European Union Aviation Safety Agency*

*The Executive Director*

Patrick KY

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<sup>3</sup> 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 01-2022 of 2 May 2022 on the procedure to be applied by EASA for the issuing of opinions, certification specifications and other detailed specifications, acceptable means of compliance and guidance material ('Rulemaking Procedure'), and repealing Management Board Decision No 18-2015 (<https://www.easa.europa.eu/the-agency/management-board/decisions/easa-mb-decision-01-2022-rulemaking-procedure-repealing-mb>).

