

Draft Annex to draft Commission Implementing Regulation (EU) 202x/yy
amending Regulation (EU) No 965/2012 as regards requirements for aircraft operators related
to ground handling activities

(1) Annex I is amended as follows:

(a) the following definitions are added:

‘(130)“ground supervision” means a ground handling service consisting of activities related to the supervision of all ground handling operations to an operator at an aerodrome. This service may be contracted to a ground handling organisation or performed by the aircraft operator itself, as self-handling;’;

‘(131)“load control” means a process under the responsibility of the aircraft operator, to ensure that the aircraft is safely and efficiently loaded before each flight;’;

(2) Annex III is amended as follows:

(a) in point ORO.GEN.150, the following point (d) is added:

‘(d) inform any contracted ground handling organisations of the actions taken to address the non-compliance if that non-compliance directly affects the safety risk within, or the responsibilities of, that ground handling organisation.’;

(b) the following point ORO.GEN.315 is added:

‘ORO.GEN.315 Operational procedures for ground handling

(a) The operator shall ensure that the ground handling services for its aircraft, passengers, mail and cargo are provided either as self-handling performed by its own personnel or as contracted services to a third-party ground handling organisation, or a combination of both.

(b) The operator shall ensure that the third-party ground handling organisation provides services in accordance with the operator’s instructions and procedures.

(c) When contracting ground handling services listed in Article 2(2) of Commission Delegated Regulation xx [ground handling] to an organisation operating under the terms of a declaration in accordance with that Regulation, the operator may use the operational procedures of the contracted organisation in any of the following cases:

(1) the operator agrees that the ground handling organisation applies its own operational procedures for the provision of ground handling services, in accordance with point GH.OPS.005(b) of Commission Delegated Regulation xx [ground handling]. This shall be documented;

(2) the operator cannot provide its own procedures and instructions to the ground handling organisation;

- (3) the operator ensures that the organisation providing ground handling services listed in Article 2(3) of Commission Delegated Regulation xx [ground handling] demonstrates compliance with the regulation applicable to it and specified in that Article.
- (d) When the operator performs ground supervision with its own personnel as self-handling, it shall ensure that the ground supervision function complies with point ORO.GEN.110 and that its procedures describe the following:
 - (1) the activities included within the scope of ground supervision;
 - (2) the responsibilities associated with this function,
 - (3) the training programme for this function, with an emphasis on safety training when this function has safety-related tasks.’.

(3) Annex IV is amended as follows:

- (a) the following point CAT.GEN.MPA.220 is added:

‘CAT.GEN.MPA.220 Additional responsibilities for CAT operators of complex motor-powered aeroplanes performing self-handling

 - (a) The operator providing any of the ground handling activities listed in Article 2(2) of Commission Delegated Regulation xx [ground handling] to itself or within a single air carrier business grouping (self-handling) shall comply with the applicable requirements of Annex II and Annex III to that Regulation, except for the requirements applicable to the ground supervision function, which shall comply with point ORO.GEN.315.
 - (b) The operator shall submit the training programme for ground handling personnel in accordance with point ORGH.GEN.145 of Commission Delegated Regulation xx [ground handling] to the competent authority responsible for the oversight of ground handling activities.’;
- (b) point (b)(1) of CAT.POL.MAB.105 is replaced by the following:

‘(1) verify the integrity of the output data to ensure that the data is within the AFM limitations or the operations manual limitations if more restrictive; and’;
- (c) the following point CAT.POL.MAB.110 is added:

‘CAT.POL.MAB.110 Load control process

The operator shall establish and implement a load control process and associated procedures, which shall be included in the operations manual.’.