

Executive Director Decision

DECISION 2015/005/R

of 29 January 2015

**amending Acceptable Means of Compliance and Guidance Material to Part-ORO
of Regulation (EU) No 965/2012**

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

THE EXECUTIVE DIRECTOR OF THE EUROPEAN AVIATION SAFETY AGENCY,

Having regard to Regulation (EU) No 216/2008 of the European Parliament and of the Council of 20 February 2008¹, and in particular Article 38(3)(a) thereof,

Having regard to Commission Regulation (EU) No 965/2012 of 5 October 2012², and in particular paragraph ARO.GEN.120(a) thereof,

Whereas:

- (1) The Agency shall, pursuant to Article 18(c) of Regulation (EC) No 216/2008, issue Acceptable Means of Compliance as well as Guidance Material for the application of Regulation (EC) No 216/2008 and its Implementing Rules.
- (2) Acceptable Means of Compliance are non-binding standards adopted by the Agency which illustrate the means to establish compliance with Regulation (EC) No 216/2008 and its Implementing Rules.
- (3) Guidance Material is non-binding material developed by the Agency which helps to illustrate the meaning of a requirement or specification and is used to support the interpretation of Regulation (EC) No 216/2008, its Implementing Rules, Certification Specifications and Acceptable Means of Compliance.
- (4) With Decision 2014/017/R of 24 April 2014, the Executive Director adopted Acceptable Means of Compliance and Guidance Material to Annex III (Part-ORO) of Regulation (EU) No 965/2012.

¹ 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 (OJ L 79, 19.3.2008, p. 1).

² Commission Regulation (EU) No 965/2012 of 5 October 2012 laying down technical requirements and administrative procedures related to air operations pursuant to Regulation (EU) No 216/2008 of the European Parliament and of the Council (OJ L 296, 25.10.2012, p. 1).

- (5) The Agency shall, pursuant to Article 19(2) of Regulation (EC) No 216/2008, reflect the state of the art and the best practices in the fields concerned and update its Decisions taking into account worldwide aircraft experience in service, and scientific and technical progress.
- (6) The Agency has determined the need to adopt Acceptable Means of Compliance and Guidance Material to introduce the concept of a sterile flight deck.
- (7) The Agency has determined the need to adopt Acceptable Means of Compliance and Guidance Material on replacement of senior cabin crew member (SCCM) in case this member of the operating crew becomes unable to operate. The SCCM coordinates cabin safety and all cabin-related matters with cabin crew members, flight crew members, ground personnel and any other persons involved in the operation of the flight. In case the assigned SCCM cannot undertake or continue the scheduled flight duty, the individual has to be replaced by a person adequately qualified to take up that role. It is necessary that the intent of the regulatory requirement is clearly expressed to ensure correct interpretation and application.
- (8) The Agency has determined the need to adopt Acceptable Means of Compliance and Guidance Material to require a qualified person on board the aircraft during ground operations with passengers embarking, on board or disembarking in the absence of flight crew members. The qualified person will establish and coordinate communication with aerodrome services in case of urgent need or emergency on board the aircraft.
- (9) The Agency has determined the need to adopt Acceptable Means of Compliance and Guidance Material to introduce provisions for crew member and ground personnel training to enhance in-flight security.
- (10) The Agency has, pursuant to Article 52(1)(c) of Regulation (EC) No 216/2008 and Articles 5(3) and 6 of the Rulemaking Procedure³, widely consulted interested parties on the matters which are the subject of this Decision⁴ and has provided thereafter a written response to the comments received⁵,

HAS DECIDED:

Article 1

The Annex to Decision 2014/017/R of the Executive Director of the European Aviation Safety Agency of 24 April 2014 is amended as laid down in the Annex to this Decision.

Article 2

This Decision shall enter into force on the day following that of its publication in the Official Publication of the Agency, except:

the Acceptable Means of Compliance and Guidance Material to ORO.CC.200(e) and ORO.CC.205(b)(2) of Annex III (Part-ORO) to Regulation (EU) No 965/2012, which shall enter into force on 1 May 2015; and

³ Management Board Decision concerning the procedure to be applied by the Agency for the issuing of Opinions, Certification Specifications and Guidance Material ('Rulemaking Procedure'), EASA MB 01/2012 of 13 March 2012.

⁴ See NPA 2012-06, available at <http://easa.europa.eu/document-library/notices-of-proposed-amendment>.

⁵ See CRD 2012-06, available at <http://easa.europa.eu/document-library/comment-response-documents>.



the Acceptable Means of Compliance and Guidance Material to ORO.GEN.110(e) of Annex III (Part-ORO) to Regulation (EU) No 965/2012, which shall enter into force on 1 February 2016.

Done at Cologne on 29 January 2015

*For the European Aviation Safety Agency
The Executive Director*

Patrick KY

