

European Aviation Safety Agency

**DECISION N° 2011/056 /F
OF THE EXECUTIVE DIRECTOR OF THE AGENCY**

of 24th November 2011

ON THE ALLOCATION CRITERIA FOR CERTIFICATION TASKS

THE EXECUTIVE DIRECTOR OF THE EUROPEAN AVIATION SAFETY AGENCY,

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 Agency¹ (hereinafter referred to as "the Basic Regulation"), and in particular Articles 20, 21, 22, 23 and 32 thereof,
- EASA Management Board Decision 01-2011, adopting the guidelines for the allocation of certification tasks to National Aviation Authorities and Qualified Entities,

WHEREAS:

- Articles 20(1) (e) and (2) (a), 21(1) (a) and (2) (a), 22a (a), 22b (a), and 23 (1) (a) and (2) (b) require the Agency to conduct itself or through national aviation authorities or qualified entities the certification tasks incumbent upon it;
- Article 55 gives the Agency or national aviation authorities or qualified entities acting on its behalf the necessary investigation and audit powers to execute such certification tasks;
- The need to ensure a smooth transition in the transfer of certification tasks from national aviation authorities to the Agency requires that the best use of existing human resources and expertise in the aviation safety system is made by the Agency without disturbing the current functioning of the aviation regulatory system;
- Use of the certification system of third countries should be made as much as possible to facilitate the continuous flow of products and services with these countries;
- Certification tasks should only be allocated to National Aviation Authorities and Qualified Entities that are fit and able to execute them; for this purpose an accreditation procedure has been established;
- For the outsourcing of certification tasks the Agency is committed to following the applicable EU financial legal framework;
- The Executive Director has the power in accordance with Article 38(3) (c) of the Basic Regulation to allocate certification tasks to national aviation authorities or Qualified Entities according to guidelines set by the Management Board.

¹ OJ L 79, 19.3.08, p. 1.

HAS DECIDED AS FOLLOWS:

Article 1

Under the procurement procedures of the Agency, the selection of external service providers to perform certain certification tasks shall be conducted according to the criteria described in Annex I of this decision.

Article 2

As informed by experience gained through outsourcing to suppliers currently unknown, the Agency may refine the criteria set in Annex I of this ED decision as necessary.

Article 3

The Agency reserves the right to deviate from strict adherence to the principles and criteria set out in Annex I in order to guarantee that safety retains primacy over all other considerations.

Article 4

This Decision shall be published in the Official Publication of the Agency and shall enter into force on the day following that of its signature.

Done in Cologne, 24th November 2011

P. GOUDOU