EASA
European Aviation Safety Agency

MED Workshop

TRANSITIONAL PROVISIONS FOR THE IMPLEMENTATION OF ANNEX IV, PART ATCO.MED

Cologne
09 July 2015

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An agency of the European Union

Article 11
Entry into force and application

1. This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union. **It shall apply from 30 June 2015**.

2. **By way of derogation** from paragraph 1, Member States may decide not to apply **Annexes I to IV, in whole or in part, before 31 December 2016**.

When a Member State makes use of this possibility, it shall notify the Commission and **the Agency by 1 July 2015 at the latest**. This notification shall describe the scope of the derogation(s) as well as the programme for implementation containing actions envisaged and related timing. In that case, the relevant provisions of Commission Regulation (EU) No 805/2011 shall continue to apply.

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- What are the obligations of the Member States:
  - Send a notification letter to EASA and the European Commission until 01 of July 2015, with the derogations provisions contained in the Commission Regulation (EC) No 2015/340 and followed by the Member State;
  - The Member State should also propose an implementation plan.

Opt-out derogations and implementation programme

	OPT-OUT		
	30 June 2015	31 December 2016	NP
AUSTRIA	☐	☐	☐
BELGIUM	☐	☑	☐
BULGARIA	☐	☑	☐
CROATIA	☐	☑	☐
CYPRUS	☐	☑	☑
CZECH REP	☐	☐	☑
DENMARK	☐	☐	☑
ESTONIA	☐	☑	☑
FINLAND	☐	☑	☑
FRANCE	☐	☑	☐
GERMANY	☐	☑	☐
GREECE	☐	☐	☑
HUNGARY	☑	☑	☑
IRELAND	☐	☑	☐
ITALY	☐	☑	☐

Opt-out derogations and implementation programme

	OPT-OUT		
	30 June 2015	31 December 2016	NP
LATVIA	☐	☐	☑
LITHUANIA	☐	☑	☐
LUXEMBOURG	☐	☑	☐
MALTA	☐	☑	☑
NETHERLANDS	☐	☑	☐
POLAND	☐	☑	☐
PORTUGAL	☐	☑	☑
ROMANIA	☐	☐	☑
SLOVAK Rep	☑	☐	☐
SLOVENIA	☐	☑	☐
SPAIN	☑	☐	☐
SWEDEN	☑	☐	☐
UNITED KINGDOM	☐	☑	☐
ICELAND	☐	☑	☐
NORWAY	☐	☐	☑
SWITZERLAND	☐	☐	☑

During the transition a Member State should start implementing 2015/340 Regulation taking a step by step approach.

- What is a good Implementation Plan
  - Should detail all steps taken by the Competent Authority to implement the new regulation.

Example (from AirCrew): **Implementation Plan**

Part-FCL	Tasks to perform	Person/Dept. Responsible	Start - End dates	Deadline	2012	2013	2014	2015
LAPL Licence	Adjust IT tools New Procedures	IT /Licensing	04.08.2012 -04.10.2013	08.04.2015				
New Ratings	Adjust IT tools New Procedures	IT /Licensing	04.08.2012 -04.10.2014	08.04.2015				

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Following principles should be retained:

- During the transition a Member State should continuing apply 805/2011 Regulation.
- Competent authorities should continue issuing Medical certificates in accordance with 805/2011 until the end of transition.
- Competent authorities should start adapting their management procedures, certification process (software etc.) as from the date of entry into force, so that when the transitional period elapses, the authority is ready to shift to the new rules;

SPECIFIC REQUIREMENTS RELATING TO AERO-MEDICAL CERTIFICATION

ATCO.AR.F.001 Aero-medical centres and aero-medical certification

By way of derogation from Subparts A, B and C, with regard to aero-medical centres (AeMCs) and aero-medical certification, **the competent authority shall apply the following provisions of Annex VI to Commission Regulation (EU) No 1178/2011** (the Aircrew Regulation) (1), with the exclusion of all references to general medical practitioners (GMPs).

— Subpart ARA.GEN,
— Subpart ARA.AeMC,
— ARA.MED.120 Medical assessors,
— ARA.MED.125 Referral to the licensing authority,
— ARA.MED.150 Record keeping,
— ARA.MED.200 Procedure for the issue, revalidation, renewal or change of an AME certificate,
— ARA.MED.245 Continuing oversight,
— ARA.MED.250 Limitation, suspension or revocation of an AME certificate,
— ARA.MED.255 Enforcement measures,
— ARA.MED.315 Review of examination reports, and
— ARA.MED.325 Review procedure.

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- What role should EASA play during this time
  - Verify if the Member States have sent derogation letters with implementation plan;
  - Verify if the derogations requested are in accordance with the requirements set in the new regulation;
  - Contact the Authorities to ask for clarification if necessary.

Article 7

Transitional provisions

3. Medical certificates and .... aero-medical examiners and aero-medical centres, issued in accordance with Regulation (EU) No 805/2011 shall be deemed to have been issued in accordance with this Regulation.

Article 8

Replacement of licences, adaptations of privileges, training courses and unit competence schemes

3. Member States shall replace the certificates for aero-medical examiners and the certificates for aero-medical centres referred to in Article 7(3) with certificates complying with the format laid down in Appendices 3 and 4 of Annex II to this Regulation **by 31 December 2015, or 31 December 2016**, when the Member State makes use of the derogation in Article 11(2), at the latest.

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Thank you.

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