



COOPERATION ARRANGEMENT

BETWEEN

THE EUROPEAN AVIATION SAFETY AGENCY

AND

**THE DIRECTORATE FOR AIR ARMAMENTS AND AIRWORTHINESS,
ITALIAN MINISTRY OF DEFENCE**

CONCERNING

AVIATION SAFETY

(short title: EASA-IT DAAA Aviation Safety Cooperation Arrangement)

The European Aviation Safety Agency (EASA)

and

The Directorate for Air Armaments and Airworthiness, Ministry of Defence of the Italian Republic,

hereinafter referred to individually as a “Party” and collectively as the “Parties”,

CONSIDERING Regulation (EC) N°216/2008 of the European Parliament and 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) 1592 and Directive 2004/36/EC;

CONSIDERING that the main mission of EASA is to ensure the proper functioning and development of civil aviation safety with a view to establishing and maintaining a high uniform level of civil aviation safety in Europe;

NOTING that according to Regulation (EC) N°216/2008, EASA also contributes to facilitating the free movement of goods, persons and services and to promote cost-efficiency in the regulatory and certification processes to avoid duplication at national and European level;

CONSIDERING that according to Italian Presidential Decree no. 90 of 15 March 2010, Article 119, the Directorate of Air Armaments and Airworthiness (DAAA), has been established and in accordance with Article 745 of the Italian Navigation Code DAAA is responsible for certifying, registering and authorizing Military Aircraft for air navigation;

CONSIDERING that in accordance with Regulation (EC) N°216/2008, in particular its Article 1(2) (a) and (3), European Union (EU) member states shall, as far as practicable, ensure that military activities or services have due regard to the objectives of Regulation (EC) N°216/2008 and that any military facilities open to public use offer a level of safety that is at least as effective as that required by the essential requirements of Regulation (EC) N°216/2008;

RECOGNISING the necessary interdependency of civil and state aviation operations due to the fact that they occur in the same airspace;

RECOGNISING the commonalities between state and civil aircrafts;

WILLING to develop a closer cooperative relationship between the EASA and the Italian DAAA, with a view to achieving a higher level of aviation safety, through an appropriate harmonisation of activities related to aviation safety and certification requirements, while preserving the integrity of both Parties and noting the particularities of the military aviation domain;

RECOGNISING that closer coordination and cooperation of their respective activities and mutual support, including the possibility for the exchange or secondment of staff, will necessarily result in a more efficient use of resources and avoid duplication of work;

RECALLING that this Cooperation Arrangement (CA) will not impact the EU regulatory framework, nor the Italian or any EU member state's existing regulatory frameworks of consultation with a Party or a third party;

have reached the following understandings for a cooperation in the matters of aviation safety.

ARTICLE 1 DEFINITIONS

In this CA and subsequent Implementing Arrangements (IA) the following terms, bear the meaning as defined below.

| Term | Definition |
|-------------|---|
| Information | Knowledge or data that can be communicated by any means, regardless of form or type, including, but not limited to, that of a scientific, technical, business, or financial nature, and also including photographs, reports, manuals, threat data, experimental data, test data, computer software, designs, specifications, processes, techniques, inventions, drawings, technical writings, sound recordings, pictorial representations, and other graphical presentations, whether in magnetic tape, computer memory, or any other form, and whether or not subject to intellectual property rights or any other legal protection. |
| Third Party | Any person or legal entity other than the Parties and their representatives and members of staff. |

ARTICLE 2 IMPLEMENTATION

- 1.1 The Parties will establish, respectively in accordance with the relevant provisions of Regulation (EC) N°216/2008 and DAAA Italian Presidential Decree constituent act, a triennial work programme setting out the specific cooperation tasks to be implemented.

- 1.2 The Parties will establish specific IAs detailing the terms, conditions, mechanisms and procedures for consultation, cooperation and Information sharing necessary to effectively implement this CA and in particular the cooperation activities referred in the triennial work programme.
- 1.3 The present CA does not affect in any way the scope or exercise of EASA, DAAA respective rights, obligations and competences.
- 1.4 The provisions of this CA shall not affect any EASA or DAAA decision-making processes, and are merely the means to make way for mutually profitable and cost efficient cooperation projects between the Parties.
- 1.5 In the spirit of cooperation and friendly relations, any dispute regarding the interpretation of the provisions of this CA arising during its implementation shall be resolved by amicable settlement among the Parties.

ARTICLE 3 OBJECTIVES

The objectives of this CA are to:

- a. identify areas of common interest;
- b. establish a framework allowing an enhanced cooperation between the Parties to take place;
- c. implement cooperation activities in a timely manner, subject to availability of resources;
- d. exchange Information, as appropriate;
- e. allow for closer coordination and cooperation and mutual support, including the possibility for the exchange or secondment of staff, and;
- f. establish mutually agreed terms, conditions, mechanisms and procedures for implementing the cooperation.

ARTICLE 4 CORE AREAS OF COOPERATION

The cooperation between the Parties will focus on the following:

- 4.1 airworthiness domains;

- 4.2 Remotely Piloted Air Systems (RPAS), including airworthiness certification and related possible technical insertion into civil airspace;
- 4.3 aviation safety and cybersecurity, as well as environmental domains, and;
- 4.4 Air Traffic Management (ATM) with a particular focus on Communication, Navigation and Surveillance (CNS).

The Parties may agree on additional areas of cooperation in the future by mutual consent. Such extensions would be formalised through amending this Article in accordance with Article 7.2 of this CA.

ARTICLE 5 GOVERNANCE

- 5.1 This CA and its principles of cooperation will be implemented by mutual agreement and regular consultation between the Parties.
- 5.2 This CA will be governed through the EASA/DAAA Steering Committee (SC). The SC will be responsible for ensuring the effective implementation of this CA and shall meet on a regular basis to ensure its execution.
- 5.3 The SC is co-chaired by the EASA Executive Director and the Italian DAAA Director, who will designate primary points of contact within each organisation facilitating an effective implementation of this CA. The principle of decision-making of the SC is the unanimous consensus of its co-chairing members.
- 5.4 Additionally, the Parties will organise at least one annual meeting to review the status of the activities in the area of common interest. The outcome of each meeting will be recorded by the hosting Party in minutes of meeting which shall be made available to the other Party.
- 5.5 The Parties will define working methods to implement this CA which shall be adapted to the relevant activities and the available resources.
- 5.6 The Parties will act in good faith to support the achievement of the objectives of this CA and in compliance with its Article 2.

ARTICLE 6 CONFIDENTIALITY

It is expected that neither Party would, at any time, disclose to any third party, any confidential information received from the other Party which is acquired within the framework of the CA without the prior consent of the other Party, except as provided by law.

**ARTICLE 7 ENTRY INTO FORCE, DURATION, AMENDMENT,
WITHDRAWAL AND TERMINATION**

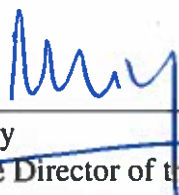
- 7.1 This CA shall be effective from the date on which it has been signed by the last Party and shall be valid for a period of ten (10) years.
- 7.2 This CA may be amended at any time by written mutual consent of the Parties.
- 7.3 Either Party may withdraw from this CA at any time with at least sixty (60) days' written notice to the other Party. All Information received by or from a withdrawing Party prior to the effective date of withdrawal shall be retained by the recipient Party subsequent to withdrawal, subject to the provisions of this CA.
- 7.4 This CA may be terminated at any time by mutual written consent of the Parties.

For the

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**EUROPEAN AVIATION SAFETY
AGENCY**

**THE DIRECTORATE FOR AIR
ARMAMENTS AND AIRWORTHINESS,
ITALIAN MINISTRY OF DEFENCE**



Patrick Ky
Executive Director of the EASA



Lieutenant General Francesco Langella
Direttore della DAAA

12/05/17

Date

12 May 2017

Date



Location:



Location