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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, ...
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Draft

COMMISSION REGULATION (EU) No .../...

of [...]

laying down technical requirements and administrative procedures related to promotion flights conducted by training organisations and amending Commission Regulation (EU) No 1178/2011 laying down technical requirements and administrative procedures related to civil aviation aircrew pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council

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THE EUROPEAN COMMISSION,

Having regard to the Treaty on the functioning of the European Union,

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 Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC¹, and in particular Articles 7(6), 8(5) and 10(5) thereof,

Whereas:

- (1) Commission Regulation (EU) No 1178/2011 lays down detailed rules for pilot training organisations and aero-medical centres to hold a certificate. The certificate is to be issued upon fulfilment of certain technical and administrative requirements. Rules on the administration and management system of these organisations should therefore be provided for.
- (2) In accordance with Regulation (EC) No 216/2008 the Commission should adopt the necessary implementing rules for establishing the conditions for the safe operation of aircraft. Regulation (EU) No. .../.... established those implementing rules.
- (3) The present Regulation amends Regulation (EU) No 1178/2011 to include particular technical requirements and administrative procedures for promotion flights.
- (4) In order to ensure a smooth transition and a high level of civil aviation safety in the European Union, implementing measures should reflect the state of the art, including best practices, and scientific and technical progress in the field of air operations. Accordingly, technical requirements and administrative procedures agreed under the auspices of the International Civil Aviation Organisation and the European Joint Aviation Authorities until 30 June 2009, as well as existing legislation pertaining to a specific national environment, should be considered.
- (5) The European Aviation Safety Agency prepared draft implementing rules and submitted them as an opinion to the European Commission in accordance with Article 19(1) of Regulation (EC) No 216/2008.

¹ OJ L 79, 13.3.2008, p.1.

- (6) The measures provided for in this Regulation are in accordance with the opinion of the Committee established by Article 65 of Regulation (EC) No 216/2008.

HAS ADOPTED THIS REGULATION:

Article 1

Commission Regulation (EU) No 1178/2011 is amended as follows:

1. In Annex VII, a new paragraph ORA.ATO.155 is inserted:

‘ORA.ATO.155 Promotion flights

The ATO may offer flights against remuneration for the purpose of promoting their activity under the following conditions:

- (a) the operations are taking off and landing at the base aerodrome or operating site with ELA2 aircraft or for balloons within a local area;
- (b) this activity is conducted not more than four days per year;
- (c) the pilot-in-command holds at least:
 - (1) a CPL; or
 - (2) a PPL, an SPL or a BPL with an instructor rating; and
- (d) standard operating procedures are described in the operations manual.’

Article 2

Entry into force

This Regulation shall enter into force on and apply from the 20th day following that of its publication in the Official Journal of the European Union.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, [...]

For the Commission

[...]

The President