

Executive Director Decision

**DECISION N° 2019/018/ED
OF THE EXECUTIVE DIRECTOR OF THE AGENCY**

of 3rd June 2019

**ON THE IMPLEMENTATION OF AIRWORTHINESS DIRECTIVES FOR PRODUCTS, PARTS AND APPLIANCES
DESIGNED IN THIRD COUNTRIES AND REPEALING DECISION OF THE
EXECUTIVE DIRECTOR N° 2/2003.**

THE EXECUTIVE DIRECTOR OF THE EUROPEAN UNION AVIATION SAFETY AGENCY,

Having regard to Regulation (EU) No 2018/1139 of the European Parliament and of the Council of 4 July 2018 on common rules in the field of civil aviation and establishing a European Union Aviation Safety Agency¹ (hereinafter “the Agency” or “EASA”), and in particular Articles 76(4), 77(1)(h) and 104(3)(a) thereof,

Having regard to the Commission Regulation (EC) No 748/2012, of 3 August 2012 laying down implementing rules for the airworthiness and environmental certification of aircraft and related products, parts and appliances, as well as for the certification of design and production organisations, and in particular its Annex I Section A Subpart A point 21.A.3B(a) and (b),

WHEREAS:

(1) The Agency shall issue an airworthiness directive when, an unsafe condition has been determined by the Agency to exist in an aircraft, as a result of a deficiency in the aircraft, or an engine, propeller or part or appliances installed on this aircraft and that condition is likely to exist or develop in other aircraft.

(2) It is common practice for imported products and parts to rely on the state of design to first detect whether unsafe conditions require the issuing of an airworthiness directive.

HAS DECIDED AS FOLLOWS:

¹ Regulation (EU) 2018/1139 of the European Parliament and of the Council of 4 July 2018 on common rules in the field of civil aviation and establishing a European Union Aviation Safety Agency, and amending Regulations (EC) No 2111/2005, (EC) No 1008/2008, (EU) No 996/2010, (EU) No 376/2014 and Directives 2014/30/EU and 2014/53/EU of the European Parliament and of the Council, and repealing Regulations (EC) No 552/2004 and (EC) No 216/2008 of the European Parliament and of the Council and Council Regulation (EEC) No 3922/91 (OJ L 212, 22.8.2018, p.1).

Article 1

For a design of or a design change related to an aircraft, engine, propeller, part or appliance, which has been validated by EASA, or before 28 September 2003, by an EASA Member State, any airworthiness directive issued by the State of Design of that aircraft, engine, propeller, part or appliance, or design change, shall apply as of their effective date, unless the Agency adopts a different Decision.

Article 2

Decision of the Executive Director N° 2/2003 on the implementation of airworthiness directives for products, parts and appliances designed in third countries of 14 October 2003 is hereby repealed.

Article 3

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, 03.06.2019

Patrick KY

