

Executive Director Decision

2022/024/R

of 16 December 2022

issuing the following:

**Amendment 6 to Issue 1 of the Acceptable Means of Compliance and Guidance Material
to the Annex to Commission Implementing Regulation (EU) No 923/2012
'AMC and GM to the rules of the air — Issue 1, Amendment 6'**

THE EXECUTIVE DIRECTOR OF THE EUROPEAN UNION AVIATION SAFETY AGENCY (EASA),

Having regard to Regulation (EU) 2018/1139¹, and in particular Article 104(3)(a) thereof,

Whereas:

- (1) EASA shall, pursuant to Article 76(3) of Regulation (EU) 2018/1139, issue certification specifications and acceptable means of compliance, as well as guidance material, for the application of Regulation (EU) 2018/1139 and of the delegated and implementing acts adopted on the basis thereof.
- (2) Acceptable means of compliance are non-binding standards issued by EASA which may be used by persons and organisations to demonstrate compliance with Regulation (EU) 2018/1139 and the delegated and implementing acts adopted on the basis thereof, or with the related certification specifications and detailed specifications.
- (3) Guidance material is non-binding material issued by EASA which helps to illustrate the meaning of a requirement or specification and is used to support the interpretation of Regulation (EU) 2018/1139, the delegated and implementing acts adopted on the basis thereof, certification specifications and detailed specifications.

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) (<https://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1535612134845&uri=CELEX:32018R1139>).

- (4) With Decision 2013/013/R² of 17 July 2013, the Executive Director issued Acceptable Means of Compliance and Guidance Material to Commission Implementing Regulation (EU) No 923/2012 of 26 September 2012 laying down the common rules of the air and operational provisions regarding services and procedures in air navigation³.
- (5) Commission Implementing Regulation (EU) No 923/2012 was amended by Commission Implementing Regulation (EU) 2021/666 of 22 April 2021 as regards requirements for manned aviation operating in U-space airspace⁴.
- (6) EASA shall, pursuant to Article 4(1)(a) of Regulation (EU) 2018/1139, reflect the state of the art and the best practices in the field of aviation, and in particular as regards the U-space airspace, U-space services and technical systems, and update its decisions taking into account worldwide aviation experience and the latest scientific and technical progress in the respective fields.
- (7) Therefore, the Executive Director shall amend the existing acceptable means of compliance and guidance material to Commission Implementing Regulation (EU) No 923/2012 to reflect the amendments introduced by the insertion of provisions on the U-Space airspace in that Regulation.
- (8) EASA, pursuant to Article 115(1)(c) of Regulation (EU) 2018/1139 and Article 6 of the EASA Rulemaking Procedure⁵, has widely consulted the interested parties on the content of this Decision, and provided thereafter a written response⁶ to the comments received through the consultation,

HAS DECIDED:

Article 1

The Annex to ED Decision 2013/013/R is amended as laid down in the Annex to this Decision.

² ED Decision 2013/013/R 'AMC & GM to the rules of the air' (<https://www.easa.europa.eu/en/document-library/agency-decisions/ed-decision-2013013r>).

³ Commission Implementing Regulation (EU) No 923/2012 of 26 September 2012 laying down the common rules of the air and operational provisions regarding services and procedures in air navigation and amending Implementing Regulation (EU) No 1035/2011 and Regulations (EC) No 1265/2007, (EC) No 1794/2006, (EC) No 730/2006, (EC) No 1033/2006 and (EU) No 255/2010 (OJ L 281, 13.10.2012, p. 1) (<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32012R0923&qid=1669797718680>).

⁴ Commission Implementing Regulation (EU) 2021/666 of 22 April 2021 amending Regulation (EU) No 923/2012 as regards requirements for manned aviation operating in U-space airspace (OJ L 139, 23.4.2021, p. 187) (<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32021R0666&qid=1669797544288>).

⁵ EASA is bound to follow a structured rulemaking process as required by Article 115(1) of Regulation (EU) 2018/1139. Such a process has been adopted by the EASA Management Board (MB) and is referred to as the 'Rulemaking Procedure'. See MB Decision No 18-2015 of 15 December 2015 replacing Decision 01/2012 concerning the procedure to be applied by EASA for the issuing of opinions, certification specifications and guidance material (<http://www.easa.europa.eu/the-agency/management-board/decisions/easa-mb-decision-18-2015-rulemaking-procedure>).

⁶ <http://easa.europa.eu/document-library/comment-response-documents>

Article 2

1. This Decision shall enter into force on the day following that of its publication in the Official Publication of EASA.
2. It shall apply from 26 January 2023.

Cologne, 16 December 2022

*For the European Union Aviation Safety Agency
The Executive Director*

Patrick KY

