



# Terms of Reference

for a rulemaking task

## Regular update of CS-22

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<b>Applicability</b>		<b>Process map</b>	
Affected regulations and decisions:	ED Decision No 2003/013/RM (CS-22)	Concept Paper:	No
Affected stakeholders:	Sailplane and powered sailplane manufacturers and other design organisations dealing with supplemental type certificates (STCs), repairs or changes to sailplanes or powered sailplanes.	Rulemaking group:	No
Driver/origin:	Efficiency/proportionality; safety	RIA type:	Light
Reference:	N/A	Technical consultation during NPA drafting:	No
		Publication date of the NPA:	If applicable
		Duration of NPA consultation:	2 months
		Review group:	No
		Focussed consultation:	No
		Publication date of the Opinion:	N/A
		Publication date of the Decision:	Subsequent to the NPA



## 1. Issue and reasoning for regulatory change

The Agency is facing a growing number of subjects that are candidates for the amendment of certification specifications (CSs). Such subjects vary in nature. Some of them may be directly driven by safety issues, while others may be primarily driven by other factors (for instance, the arrival of new technologies not yet addressed in the CSs, the need to address security items, etc.). Some of them are simple while others are complex items.

In order to increase the efficiency of the rulemaking process, it has been decided to decrease the administrative burden of individual rulemaking tasks and to group subjects that are considered non-complex, non-controversial, and mature for a notice of proposed amendment (NPA) subsequently leading to Agency decisions (CSs and acceptable means of compliance (AMC)/guidance material (GM) to implementing rules (IRs)). This concept was reintroduced in the revised EASA Management Board (MB) Decision 18-2015<sup>1</sup> (see Article 3.5. on 'systematic rulemaking projects').

On a regular basis, the Agency would make a review of the availability of such eligible items and would eventually publish an NPA proposing an amendment of CS-22.

## 2. Objectives

This rulemaking task is intended to regularly amend CS-22, in order to reflect the state of the art and best practices. It would, therefore, propose an amendment of CS-22 based on the selection of non-complex, non-controversial, or mature subjects primarily originating from international sailplane stakeholders and experts groups. The ultimate goal is to increase safety.

Because of the generic nature of this rulemaking task, this ToR remains open and has no end date. Each individual NPA will, however, provide the specific planning and intended date for the ED decision to be issued.

## 3. Activities

On a regular basis:

- select subjects meeting the criteria of the above-mentioned objectives;
- whenever enough subjects are available, publish an NPA proposing an amendment of CS-22;
- prepare a comment response document (CRD); and
- publish the CRD together with an ED decision amending CS-22.

## 4. Deliverables

- An NPA describing the subjects that have been selected and proposing an amendment of CS-22;
- a CRD to the above-mentioned NPA; and
- an ED decision amending CS-22.

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<sup>1</sup> Management Board Decision N° 18-2015 of 15 December 2015 replacing Decision 01/2012 concerning the procedure to be applied by the Agency for the issuing of opinions, certification specifications, acceptable means of compliance and guidance material ('Rulemaking Procedure')



## 5. Annex I: Reference documents

### 5.1. Affected regulations

N/A

### 5.2. Affected decisions

Decision No. 2003/13/RM of the Executive Director of the Agency of 14 November 2003 on certification specifications, including airworthiness codes and acceptable means of compliance for sailplanes and powered sailplanes ('CS-22')

### 5.3. Reference documents

N/A

