



## European Aviation Safety Agency

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Silvercraft S.p.A.  
Strada Sempione 114  
21018 Sesto Calende (VA)  
Italy

- published on the EASA website -

**Subject: Decision to revoke EASA Type Certificate SO / A-145**

Dear Sir/Madam,

### **DECISION OF THE EUROPEAN AVIATION SAFETY AGENCY**

In accordance with Article 20(1)(i) of Regulation (EC) No 216/2008<sup>1</sup> in conjunction with Articles 21A.44(a), 21A.3, 21A.4 and 21A.14 of the Annex to Commission Regulation 1702/2003<sup>2</sup>, the European Aviation Safety Agency (EASA) hereby revokes Type Certificate SO / A-145 for the Silvercraft SH-4 helicopter.

### **BACKGROUND**

Type Certificate SO / A-145 was issued on September 4<sup>th</sup>, 1968 by the Registro Aeronautico Italiano to Silvercraft S.p.A. for the Silvercraft SH-4 helicopter.

Silvercraft S.p.A. never had a Design Organisation approval issued by the Registro Aeronautico Italiano and never applied at EASA for a design organisation approval or alternative approval to demonstrate its capability to discharge the responsibilities associated with privileges granted to such organisation. In fact, there was no communication from Silvercraft S.p.A. towards the Agency at all.

A certification information informing about the Agency's intent to revoke Type Certificate SO / A-145 was published by the Agency on 14.02.2011 (certification information 2011-03). The Agency has not received a comment related to this publication.

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<sup>1</sup> 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/EEC (OJ L 79, 19.3.2008, p. 1).

<sup>2</sup> Commission Regulation (EC) No 1702/2003 of 24 September 2003 on 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 (OJ L 243, 27.9.2003, p. 6).

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## **REASONS**

In accordance with Article 2a of Regulation (EC) No 1702/2003 the certificate originally issued by the Registro Aeronautico Italiano is deemed to have been issued in accordance with that Regulation. Consequently, the holder of this type certificate is subject to Regulation (EC) No 1702/2003.

The holder of a Type Certificate shall demonstrate its capability to discharge the responsibilities associated with the privileges granted to such organisation, cf. Article 21A.14 of the Annex to Regulation (EC) No 1702/2003. This can be done by holding a Design Organisation Approval or by seeking Agency agreement for the use of procedures setting out the specific design practices, resources and sequence of activities necessary to comply with the Annex to Regulation (EC) No 1702/2003.

However, Silvercraft S.p.A. is not the holder of a design organisation approval issued by Registro Aeronautico Italiano, which - in accordance with its Article 3 (3) - can be deemed to comply with Regulation (EC) No 1702/2003. Silvercraft S.p.A. therefore had to demonstrate before 28 September 2005 its capability under the conditions laid down in 21A.14 of Part 21, see Article 3 (4) of Regulation (EC) No 1702/2003. But Silvercraft S.p.A. never applied at EASA for the issuance of a design organisation approval, nor did Silvercraft S.p.A. demonstrate its capability to discharge the responsibilities associated with the privileges granted to such organisation by seeking Agency's agreement to alternative procedures. It follows that the EASA Type Certificate SO / A-145 for the small rotorcraft Silvercraft SH-4 does not currently have a holder having demonstrated its capability to discharge its responsibilities encompassing this type of aircraft.

In addition, Silvercraft S.p.A. failed to comply with other obligations of a holder of an EASA type certificate. There has never been any communication from Silvercraft S.p.A. towards the Agency, especially concerning the Continuing Airworthiness of the SH-4 type. Hence, Silvercraft S.p.A. did not comply with Articles 21A.44, 21A.3 and 21A.4

Due to the above described non-compliance with the legal framework, and in accordance with Article 20(1)(i) of Regulation (EC) No 216/2008 EASA hereby revokes the Type Certificate SO / A-145.

## **ENTRY INTO FORCE**

The decision enters into force on 02.05.2011

Notification of the revocation will be published in the Official Publication of EASA and communicated to the ICAO Member States.

## **APPEAL INSTRUCTION**

You are hereby notified that you have the right to appeal against this decision in accordance with Articles 44-51 of Regulation (EC) No 216/2008. The appeal notification must be filed in writing at

EASA within two months from the date of notification of this decision. You are required to pay a fee when lodging the appeal.<sup>3</sup>

The appeal notification form and further instructions are on the EASA website<sup>4</sup>.

#### **ADMINISTRATIVE INFORMATION**

The above referenced certificate will be listed as revoked on the EASA web site.

***EASA – European Aviation Safety Agency  
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50452 Cologne  
GERMANY***

Yours faithfully,



M. MAZZOLETTI

Cc: C. Cifaldi - ENAC

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<sup>3</sup> <http://easa.europa.eu/regulations/fees-and-charges-regulation.php>

<sup>4</sup> <http://easa.europa.eu/agency-measures/appeals-against-agency-decisions.php>