

Executive Director Decision

2023/012/R

of 19 October 2023

issuing the following:

**Amendment 3 to Issue 1 of the Acceptable Means of Compliance and Guidance Material
to Commission Implementing Regulation (EU) 2019/947**

‘AMC and GM to Regulation (EU) 2019/947 — Issue 1, Amendment 3’

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

Having regard to Regulation (EU) 2018/1139¹, and in particular Articles 76(3) and 104(3)(a) thereof,

Whereas:

- (1) Acceptable means of compliance are non-binding standards issued by EASA, which are used by persons and organisations to show compliance with Regulation (EU) 2018/1139 and with the delegated and implementing acts adopted on the basis thereof, or with the certification specifications and detailed specifications.
- (2) Guidance material is non-binding material issued by EASA, which helps to illustrate the meaning of delegated or implementing acts or certification specifications and detailed specifications, and which is used to support the interpretation of Regulation (EU) 2018/1139, of the delegated and implementing acts adopted on the basis thereof, and of certification specifications and detailed specifications.
- (3) With Decision 2019/021/R² of 9 October 2019, the Executive Director issued Acceptable Means of Compliance and Guidance Material to Commission Implementing Regulation (EU) 2019/947³.

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>).

² Executive Director Decision 2019/021/R of 9 October 2019 issuing Acceptable Means of Compliance and Guidance Material to Commission Implementing Regulation (EU) No 2019/947 — ‘Rules and procedures for the operation of unmanned aircraft’ (<https://www.easa.europa.eu/document-library/agency-decisions/ed-decision-2019021r>).

³ Commission Implementing Regulation (EU) 2019/947 of 24 May 2019 on the rules and procedures for the operation of unmanned aircraft (OJ L 152, 11.6.2019, p. 45) (<https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A32019R0947&qid=1641402321688>).

- (4) 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 update its Decisions, taking into account worldwide aviation experience and scientific and technical progress in the respective fields.

Based on stakeholder input received through the public consultation of NPA 2021-09⁴, EASA issued Decision 2022/002/R to address the most urgent topics, while more time was required to improve the text of the acceptable means of compliance and guidance material proposed in NPA 2021-09 related to the design verification process for the unmanned aircraft systems classified in the medium risk of the 'specific' category and the extension of the applicability of PDRA S-01. These acceptable means of compliance and guidance material are issued with the present Decision.

- (5) 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. A written response to the comments⁶ received will be provided at a later stage,

HAS DECIDED:

Article 1

Annex I to Decision 2019/021/R of the Executive Director of the Agency of 9 October 2019 is amended as laid down in the Annex to this Decision.

Article 2

This Decision shall enter into force on the day following that of its publication in the Official Publication of EASA.

Cologne, 19 October 2023

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

Luc TYTGAT

⁴ NPA 2021-09 'Regular update of the AMC and GM to Regulation (EU) 2019/947 on the rules and procedures for the operation of unmanned aircraft' (<https://www.easa.europa.eu/document-library/notices-of-proposed-amendment/npa-2021-09>).

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 01-2022 of 02 May 2022 on the procedure to be applied by EASA for the issuing of opinions, certification specifications and other detailed specifications, acceptable means of compliance and guidance material ('Rulemaking Procedure'), and repealing Management Board Decision No 18-2015 (<https://www.easa.europa.eu/en/downloads/136443/en>).

⁶ CRD to NPA 2021-09 is expected to be published at a later stage.