

AMENDMENTS 001-009

by the Committee on Transport and Tourism

Report

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A8-0061/2019

Aviation safety with regard to the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the Union

Proposal for a regulation (COM(2018)0894 – C8-0514/2018 – 2018/0434(COD))

Amendment 1

Proposal for a regulation

Article 1 – paragraph 3

Text proposed by the Commission

Amendment

3. In addition to the certificates listed in paragraph 2, this Regulation shall apply to the *theoretical* training modules referred to in Article 5.

3. In addition to the certificates listed in paragraph 2, this Regulation shall apply to the training modules referred to in Article 5.

Amendment 2

Proposal for a regulation

Article 4 – paragraph 1

Text proposed by the Commission

Amendment

The certificates referred to in Article 1(2)(b), concerning the use of products, parts and appliances shall remain valid, *in order to allow for their continued use in or as aircraft.*

The certificates referred to in Article 1(2)(b), concerning the use of products, parts and appliances shall remain valid.

Amendment 3

Proposal for a regulation Article 5 – title

Text proposed by the Commission

Carryover of *theoretical* training modules

Amendment

Carryover of training modules

Amendment 4

Proposal for a regulation Article 5 – paragraph 1

Text proposed by the Commission

By way of derogation from Commission Regulation (EU) No 1178/2011¹ and Commission Regulation (EU) No 1321/2014², the competent authorities of the Member States or the Agency, as the case may be, shall take account of the examinations taken in training organisations subject to oversight by the competent authority of the United Kingdom prior to the date of application referred to in the second sub-paragraph of Article 10(2) of this Regulation, as if they had been taken with a training organisation subject to the oversight of the competent authority of a Member State.

Amendment

By way of derogation from Commission Regulation (EU) No 1178/2011¹ and Commission Regulation (EU) No 1321/2014², the competent authorities of the Member States or the Agency, as the case may be, shall take account of the examinations taken in training organisations subject to oversight by the competent authority of the United Kingdom ***but which have not yet led to the issuance of the license*** prior to the date of application referred to in the second sub-paragraph of Article 10(2) of this Regulation, as if they had been taken with a training organisation subject to the oversight of the competent authority of a Member State.

¹ Commission Regulation (EU) No 1178/2011 of 3 November 2011 laying down technical requirements and administrative procedures related to civil aviation aircrew pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council. OJ L 311, 25.11.2011, p. 1.

² Commission Regulation (EU) No 1321/2014 of 26 November 2014 on the continuing airworthiness of aircraft and aeronautical products, parts and appliances, and on the approval of organisations and

¹ Commission Regulation (EU) No 1178/2011 of 3 November 2011 laying down technical requirements and administrative procedures related to civil aviation aircrew pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council. OJ L 311, 25.11.2011, p. 1.

² Commission Regulation (EU) No 1321/2014 of 26 November 2014 on the continuing airworthiness of aircraft and aeronautical products, parts and appliances, and on the approval of organisations and

personnel involved in these tasks. OJ L 362, 17.12.2014, p. 1.

personnel involved in these tasks. OJ L 362, 17.12.2014, p. 1.

Amendment 5

Proposal for a regulation Article 6 – paragraph 2

Text proposed by the Commission

2. At the request of the Agency, the holders of the certificates referred to in **Articles 3 and 4**, shall deliver copies of all audit reports, findings and corrective action plans relevant to the certificate, which have been issued during the three years previous to the request. Where such documents have not been delivered within the time limits stipulated by the Agency in its request, the Agency may withdraw the benefit acquired pursuant to Articles 3 or 4, as the case may be.

Amendment

2. At the request of the Agency, the holders of the certificates referred to in **Article 3** and ***the issuers of certificates referred to in Article 4***, shall deliver copies of all audit reports, findings and corrective action plans relevant to the certificate, which have been issued during the three years previous to the request. Where such documents have not been delivered within the time limits stipulated by the Agency in its request, the Agency may withdraw the benefit acquired pursuant to Articles 3 or 4, as the case may be.

Amendment 6

Proposal for a regulation Article 6 – paragraph 3

Text proposed by the Commission

3. Holders of certificates referred to in **Articles 3 or 4** of this Regulation shall inform without delay the Agency of any actions by the authorities of the United Kingdom, which may conflict with their obligations under this Regulation or Regulation (EU) 2018/1139.

Amendment

3. Holders of certificates referred to in **Article 3** or ***the issuers of certificates referred to in Article 4*** of this Regulation shall inform without delay the Agency of any actions by the authorities of the United Kingdom, which may conflict with their obligations under this Regulation or Regulation (EU) 2018/1139.

Amendment 7

Proposal for a regulation Article 7 – paragraph 1

Text proposed by the Commission

For the purposes of this Regulation and for oversight of the holders of certificates referred to in Article 1(2) of this Regulation, the Agency shall act as the competent authority provided for third country entities under Regulation (EU) 2018/1139 and the implementing and delegated acts adopted by virtue of it, or under Regulation (EC) No 216/2008.

Amendment

For the purposes of this Regulation and for oversight of the holders *or issuers* of certificates referred to in Article 1(2) of this Regulation, the Agency shall act as the competent authority provided for third country entities under Regulation (EU) 2018/1139 and the implementing and delegated acts adopted by virtue of it, or under Regulation (EC) No 216/2008.

Amendment 8

Proposal for a regulation Article 8 – paragraph 1

Text proposed by the Commission

Commission Regulation (EU) No 319/2014¹ on the fees and charges levied by the European Aviation Safety Agency shall apply to legal and natural persons holding certificates referred to in Article 1(2) of this Regulation under the same conditions as to holders of corresponding certificates issued to third country legal or natural persons.

Amendment

Commission Regulation (EU) No 319/2014¹ on the fees and charges levied by the European Aviation Safety Agency shall apply to legal and natural persons holding *or issuing* certificates referred to in Article 1(2) of this Regulation under the same conditions as to holders of corresponding certificates issued to third country legal or natural persons.

¹ Commission Regulation (EU) No 319/2014 of 27 March 2014 on the fees and charges levied by the European Aviation Safety Agency, and repealing Regulation (EC) No 593/2007. OJ L95, 28.3.2014, p.58.

¹ Commission Regulation (EU) No 319/2014 of 27 March 2014 on the fees and charges levied by the European Aviation Safety Agency, and repealing Regulation (EC) No 593/2007. OJ L95, 28.3.2014, p.58.

Amendment 9

Proposal for a regulation Annex – Section 2 – point 2.6 a (new)

Text proposed by the Commission

Amendment

***2.6 a Regulation (EU) No 1321/2014,
Part-M, Subpart H, Points M.A.801 (b) 2,
3 and (c) (Certificates of release to service
in respect of completion of maintenance).***