
DRAFT STATUTORY INSTRUMENTS

2019 No. 0000

**EXITING THE EUROPEAN UNION
CIVIL AVIATION**

The Aviation Safety (Amendment
etc.) (EU Exit) Regulations 2019

Made - - - - 2019

Coming into force in accordance with regulation 1

**THE AVIATION SAFETY (AMENDMENT
ETC.) (EU EXIT) REGULATIONS 2019**

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321. Amendment of Subpart GEN of Annex 6 to Commission Regulation (EU) No 1178/2011
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363. Amendment of Subpart MLR, Subpart FC, Subpart CC and Subpart TC of Annex 3 to Commission Regulation (EU) No 965/2012
364. Amendment of Subpart FTL of Annex 3 to Commission Regulation (EU) No 965/2012
365. Amendment of Appendix 1 to Annex 3 to Commission Regulation (EU) No 965/2012
366. Amendment of Annex 4 to Commission Regulation (EU) No 965/2012
367. Amendment of Annex 5 to Commission Regulation (EU) No 965/2012
368. Amendment of Annex 6 to Commission Regulation (EU) No 965/2012
369. Amendment of Annex 7 to Commission Regulation (EU) No 965/2012
370. Amendment of Annex 8 to Commission Regulation (EU) No 965/2012

CHAPTER 6

Amendment of Commission Regulation on third country operators

371. Commission Regulation (EU) No 452/2014 (third country operators)
372. Amendment of Article 1 of Commission Regulation (EU) No 452/2014
373. Amendment of Article 2 of Commission Regulation (EU) No 452/2014
374. Amendment of Article 3 of Commission Regulation (EU) No 452/2014
375. Amendment of Article 4 of Commission Regulation (EU) No 452/2014
376. Further amendment of Commission Regulation (EU) No 452/2014
377. Amendment of Annex 1 to Commission Regulation (EU) No 452/2014
378. Amendment of Annex 2 to Commission Regulation (EU) No 452/2014

CHAPTER 7

Amendment of Commission Regulation on air traffic controllers

379. Commission Regulation (EU) No 2015/340 (air traffic controllers)
380. Amendment of Article 2 of Commission Regulation (EU) No 2015/340
381. Amendment of Article 3 of Commission Regulation (EU) No 2015/340
382. Amendment of Article 4 of Commission Regulation (EU) No 2015/340
383. Amendment of Article 5 of Commission Regulation (EU) No 2015/340

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: *The Aviation Safety (Amendment etc.) (EU Exit) Regulations 2019 No. 645*

384. Amendment of Article 6 of Commission Regulation (EU) No 2015/340
385. Amendment of Article 8 of Commission Regulation (EU) No 2015/340
386. Amendment of Article 11 of Commission Regulation (EU) No 2015/340
387. Further amendment of Commission Regulation (EU) No 2015/340
388. Amendment of the table of contents for the Annexes to Commission Regulation (EU) No 2015/340
389. Amendment of Subpart A of Annex 1 to Commission Regulation (EU) No 2015/340
390. Amendment of Subpart B of Annex 1 to Commission Regulation (EU) No 2015/340
391. Amendment of Subpart C of Annex 1 to Commission Regulation (EU) No 2015/340
392. Amendment of Subpart D of Annex 1 to Commission Regulation (EU) No 2015/340
393. Amendment of the heading for Annex 2 to Commission Regulation (EU) No 2015/340
394. Amendment of Subpart A of Annex 2 to Commission Regulation (EU) No 2015/340
395. Amendment of Subpart B of Annex 2 to Commission Regulation (EU) No 2015/340
396. Amendment of Subpart C of Annex 2 to Commission Regulation (EU) No 2015/340
397. Amendment of Subpart D of Annex 2 to Commission Regulation (EU) No 2015/340
398. Amendment of Subpart E of Annex 2 to Commission Regulation (EU) No 2015/340
399. Amendment of Subpart F of Annex 2 to Commission Regulation (EU) No 2015/340
400. Amendment of the Appendices to Annex 2 to Commission Regulation (EU) No 2015/340
401. Amendment of Subpart B of Annex 3 to Commission Regulation (EU) No 2015/340
402. Amendment of Subpart C of Annex 3 to Commission Regulation (EU) No 2015/340
403. Amendment of Subpart A of Annex 4 to Commission Regulation (EU) No 2015/340
404. Amendment of Subpart B of Annex 4 to Commission Regulation (EU) No 2015/340
405. Amendment of Subpart C of Annex 4 to Commission Regulation (EU) No 2015/340

CHAPTER 8

Amendment of Commission Regulation on aerodromes

406. Commission Regulation (EU) No 139/2014 (aerodromes)
407. Amendment of Article 1 of Commission Regulation (EU) No 139/2014
408. Amendment of Article 2 of Commission Regulation (EU) No 139/2014
409. Amendment of Article 3 of Commission Regulation (EU) No 139/2014
410. Amendment of Article 4 of Commission Regulation (EU) No 139/2014
411. Amendment of Article 5 of Commission Regulation (EU) No 139/2014
412. Amendment of Article 6 of Commission Regulation (EU) No 139/2014
413. Amendment of Article 7 of Commission Regulation (EU) No 139/2014

- 414. Amendment of Article 8 of Commission Regulation (EU) No 139/2014
- 415. Amendment of Article 9 of Commission Regulation (EU) No 139/2014
- 416. Amendment of Article 10 of Commission Regulation (EU) No 139/2014
- 417. Amendment of Article 11 of Commission Regulation (EU) No 139/2014
- 418. Further amendment of Commission Regulation (EU) No 139/2014
- 419. Amendment of Annex 1 to Commission Regulation (EU) No 139/2014
- 420. Amendment of Annex 2 to Commission Regulation (EU) No 139/2014
- 421. Amendment of Annex 3 to Commission Regulation (EU) No 139/2014
- 422. Amendment of Annex 4 to Commission Regulation (EU) No 139/2014

CHAPTER 9

Amendment of Commission Implementing Regulation on list of classifying occurrences

- 423. Commission Implementing Regulation (EU) No 2015/1018 (list of classifying occurrences)
- 424. Further amendment of Commission Implementing Regulation (EU) No 2015/1018
- 425. Amendment of Annex II to Commission Implementing Regulation (EU) No 2015/1018

PART 5

Revocations, savings and transitional arrangements, and consequential amendments

- 426. Revocations
- 427. Savings and transitional arrangements
- 428. Consequential amendment of Regulation (EC) No 80/2009
Signature

SCHEDULE 1 — Amendment of the Air Navigation Order 2016

- 1. The Air Navigation Order 2016 is amended as follows.
- 2. In article 4 (meaning of “operator”), omit paragraph (2)(b).
- 3. In article 6 (meaning of “public transport”)—
- 4. In article 8 (application of Chapter), omit “EASA”.
- 5. In article 15 (public transport – exceptions – introductory flights),...
- 6. In article 16 (public transport and commercial operations – exceptions...
- 7. In article 24 (aircraft to be registered), in paragraphs (2),...
- 8. In article 33 (certificate of airworthiness to be in force)—...
- 9. In article 34 (issue of airworthiness directives for EASA aircraft)—...
- 10. In article 35 (requirement for a certificate of release to...
- 11. In the heading for Part 4, Chapter 2 (initial airworthiness...
- 12. In article 37 (certificate of airworthiness for State aircraft registered...
- 13. In article 38 (issue and renewal of national certificates of...
- 14. In article 39 (national certificate of airworthiness ceasing to be...
- 15. In article 40 (issue of national permits to fly), in...
- 16. In article 43 (aircraft weight schedule)— (a) in paragraph (1)(a),...
- 17. In the heading of Part 4, Chapter 3, for “Non-EASA”...
- 18. In article 44 (requirement for a certificate of release to...
- 19. In article 64 (meaning of “non-EASA aircraft” in this Part)—...
- 20. In article 65 (application of Chapters 2 and 7), for...
- 21. In the heading of Part 5, Chapter 2, for “Non-EASA”...

22. In article 77 (equipment of aircraft), in paragraph (4), in...
23. In article 81 (minimum navigation performance), in paragraph (2)(a), omit...
24. In article 82 (height-keeping performance – aircraft registered in the...
25. In article 84 (area navigation and required navigation performance capabilities...
26. In article 98 (carriage of weapons and of munitions of...
27. In article 101 (requirement for and grant of national air...
28. Omit article 102 (requirement for an EU-OPS air operator certificate)...
29. In article 104 (offering commercial transport and public transport flights),...
30. In article 119 (equipment of public transport aircraft), in paragraph...
31. In article 127 (aeroplanes registered in the United Kingdom –...
32. (1) Article 136 (requirement for appropriate licence to act as...
33. In article 137 (requirement for appropriate licence to act as...
34. In article 140 (flight crew licence requirement – exception for...
35. In article 141 (flight crew licence requirement – exception for...
36. In article 143 (flight crew licence requirement – exception for...
37. In article 144 (flight crew licence requirement – exception for...
38. In article 146 (flight crew licence requirement – exception for...
39. In article 147 (flight crew licence requirement – exception for...
40. In article 148 (requirement for appropriate licence to act as...
41. Omit article 149 (requirement for appropriate licence to act as...
42. In article 150 (deeming a non-United Kingdom flight crew licence...
43. In article 151 (permission required where pilot’s licence does not...
44. In article 152 (grant, renewal and privileges of United Kingdom...
45. In article 153 (ratings and certificates), in paragraph 4, for...
46. In article 166 (licence holder not to act as member...
47. In article 169 (validation of licences), omit “Except for a...
48. In article 171 (glider pilots – minimum age), for “non-EASA”...
49. In article 179 (fatigue of crew – responsibilities of EU-OPS...
50. In article 188 (prohibition of unlicensed student air traffic controllers...
51. In article 198 (meaning of terms used in this Chapter),...
52. In article 205 (air traffic service equipment), in paragraph (3),...
53. In article 207 (requirement to use national licensed, EASA certified...
54. In article 209 (aerodromes – use for purposes of flying...
55. In article 212 (licensing of aerodromes)— (a) in paragraph (1)—...
56. In article 217 (powers of aerodrome firefighters in an emergency),...
57. In article 218 (noise and vibration caused by aircraft on...
58. In article 222 (lighting of en-route obstacles), in paragraph (8)(a),...
59. In article 226 (aircraft continuing airworthiness record system for non-EASA...
60. In article 227 (technical log for non-EASA aircraft)—
61. In article 229 (documents to be carried), in paragraph (3),...
62. In article 235 (production of documents and records)—
63. In article 237 (power to inspect and copy documents and...
64. In article 248 (operational directives)— (a) omit paragraph (5);
65. (1) Article 250 (restriction on carriage, where valuable consideration is...
66. After article 250 insert— Decisions under article 250(1A) and (1B)...
67. In article 253 (revocation, suspension and variation of certificates, licences...
68. Omit article 254 (provisional suspension or variation of EASA certificates,...
69. In article 256 (prohibitions in relation to documents and records)—...

70. In article 257 (CAA’s power to prevent aircraft flying), in...
71. In article 263 (obstruction of persons), for “, under EU-OPS...
72. In article 265 (offences and penalties), in paragraphs (1) and...
73. Omit article 270 (competent authority).
74. Omit article 271 (functions under the Basic EASA Regulation to...
75. Omit article 272 (functions under the EASA Aircrew Regulation to...
76. Omit article 273 (functions under the Occurrence Reporting Regulation to...
77. In article 275 (review), omit paragraph (2).
78. (1) Schedule 1 (interpretation) is amended as follows.
79. In Schedule 3 (A, B and E conditions and categories...
80. In Schedule 5 (equipment for non-EASA aircraft on non-commercial and...
81. (1) Schedule 6 (equipment of non-EASA aircraft on public transport...
82. In Schedule 7 (aircraft continuing airworthiness records), in paragraph 3,...
83. (1) Schedule 8 (flight crew of aircraft – licences, ratings,...
84. In Schedule 10 (documents to be carried), in paragraph 2,...
85. (1) Schedule 13 (penalties) is amended as follows.
86. In Schedule 14 (revocations and savings, consequential amendments and transitional...

SCHEDULE 2 — Revocations

SCHEDULE 3 — Savings and transitional arrangements

1. Approvals, licences and certificates
2. (1) Subject to paragraph 3, any other licence, certificate or...
3. (1) Before any pilot licence (“Part-FCL licence”) which comes within...
4. (1) This paragraph applies to the following licences—
5. For the purposes of paragraphs 1 to 4, “the CAA”...
6. EU implementing Regulations made under Regulation (EU) No 2018/1139
7. List of air carriers subject to an operating ban

SCHEDULE 4 — Consequential amendment of Regulation (EC) No 80/2009 Amendment of Article 5 of Regulation (EC) No 80/2009

Explanatory Note