
STATUTORY INSTRUMENTS

2019 No. 459

The Air Traffic Management (Amendment
etc.) (EU Exit) Regulations 2019

PART 1

Introduction

Citation and commencement

1.—(1) These Regulations may be cited as the Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019.

(2) These Regulations come into force on exit day.

Commencement Information

I1 Reg. 1 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

PART 2

Amendment and revocation of retained direct principal EU legislation

CHAPTER 1

Amendment of Regulation [\(EC\) No 549/2004](#)

Regulation [\(EC\) No 549/2004](#): introduction

2. Regulation [\(EC\) No 549/2004](#) of the European Parliament and of the Council of 10 March 2004 laying down the framework for the creation of the single European sky (the framework Regulation) is amended in accordance with regulations 3 to 18.

Commencement Information

I2 Reg. 2 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 1 of Regulation [\(EC\) No 549/2004](#)

3.—(1) Article 1 (objective and scope) is amended as follows.

(2) In the heading, for “Objective and scope” substitute “ Scope ”.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

- (3) Omit paragraph 1.
- (4) In paragraph 2—
 - (a) for “Member States” substitute “the United Kingdom's”,
 - (b) for “their” substitute “ its ”, and
 - (c) omit “of the Member States”.
- (5) In paragraph 3—
 - (a) in the first sentence, for “Member States” substitute “ the United Kingdom ”, and
 - (b) omit the second sentence.
- (6) Omit paragraph 4.

Commencement Information

I3 Reg. 3 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 2 of Regulation (EC) No 549/2004

- 4.—(1) Article 2 (definitions) is amended as follows.
- (2) After point 14 insert—
 - (a) ‘the CAA’ means the Civil Aviation Authority;”.
- (3) In point 15 (certificate) for “a national supervisory authority in any form complying with national law,” substitute “ the national supervisory authority ”.
- (4) In point 17 (European air traffic management network)—
 - (a) after “collection of” insert “ relevant ”,
 - (b) omit the words beginning with “listed” and ending with “(the interoperability Regulation)”, and
 - (c) at the end insert—

“For these purposes relevant systems are:

 - (a) systems and procedures for airspace management,
 - (b) systems and procedures for air traffic flow management,
 - (c) systems and procedures for air traffic services, in particular flight data processing systems, surveillance data processing systems and human-machine interface systems,
 - (d) communications systems and procedures for ground-to-ground, air-to-ground and air-to-air communications,
 - (e) navigation systems and procedures,
 - (f) surveillance systems and procedures,
 - (g) systems and procedures for aeronautical information services, and
 - (h) systems and procedures for the use of meteorological information;”.
- (5) In point 18 (concept of operation) for “EATMN” substitute “ UK ATMS ”.
- (6) In point 19 (constituents) after “of the” insert “ UK ATMS with the ”.

- (7) In point 28 (interoperability)—
- (a) for “EATMN” substitute “ UK ATMS ”, and
 - (b) after “efficient operation” insert “ in relation to the EATMN ”.
- (8) In point 32 (procedure) after “throughout” insert “ the UK ATMS and in relation to ”.
- (9) In point 36 (seamless operation)—
- (a) after “operation of” insert “ the UK ATMS in relation to ”, and
 - (b) for “it functions as if it” substitute “ the UK ATMS functions as if it and the EATMN ”.
- (10) After point 39 (system) insert—
- (a) ‘United Kingdom air traffic management system’ or ‘UK ATMS’ means the collection of relevant systems enabling air navigation services in the United Kingdom to be provided, including the interfaces at boundaries with other countries and territories. For these purposes relevant systems are:
 - (a) systems and procedures for airspace management,
 - (b) systems and procedures for air traffic flow management,
 - (c) systems and procedures for air traffic services, in particular flight data processing systems, surveillance data processing systems and human-machine interface systems,
 - (d) communications systems and procedures for ground-to-ground, air-to-ground and air-to-air communications,
 - (e) navigation systems and procedures,
 - (f) surveillance systems and procedures,
 - (g) systems and procedures for aeronautical information services, and
 - (h) systems and procedures for the use of meteorological information;”.
- (11) In point 41 (cross-border services)—
- (a) for “one Member State” substitute “ the United Kingdom ”, and
 - (b) for “another” substitute “ a ”.

Commencement Information

I4 Reg. 4 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 3 of Regulation (EC) No 549/2004

- 5.—(1) Article 3 (fields for action by the Community) is amended as follows.
- (2) In the heading omit “by the Community”.
- (3) In paragraph 1—
- (a) in the words before point (a) omit “for the creation of the single European sky”,
 - (b) in the words after point (c), after “adopted” insert “ before exit day ”,
 - (c) in those words for “regulations” substitute “ Regulations ”, and
 - (d) at the end of those words insert “ as well as with the regulations made on or after exit day by the Secretary of State under any of the Regulations referred to in this Article. ”.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I5 Reg. 5 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 4 of Regulation (EC) No 549/2004

- 6.—(1) Article 4 (national supervisory authorities) is amended as follows.
- (2) In the heading for “authorities” substitute “ authority ”.
- (3) In paragraph 1—
- (a) for “Member States” substitute “ The Secretary of State ”,
- (b) omit “, jointly or individually,”, and
- (c) for “their” substitute “ the ”.
- (4) In paragraph 2 for “authorities”, in both places it occurs, substitute “ authority ”.
- (5) In paragraph 3—
- (a) for “National supervisory authorities” substitute “ The national supervisory authority ”,
- (b) for “their” substitute “ its ”,
- (c) after “powers” insert “ under this Regulation and under the measures referred to in Article 3 ”, and
- (d) omit the words from “This shall be” to the end of the paragraph.
- (6) In paragraph 4—
- (a) for “Member States” substitute “ The national supervisory authority ”,
- (b) for “national supervisory authorities have” substitute “ it has ”,
- (c) for “them” substitute “ it ”, and
- (d) after “Regulation” insert “ and under the measures referred to in Article 3 ”.
- (7) Omit paragraph 5.

Commencement Information

I6 Reg. 6 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 5 of Regulation (EC) No 549/2004

7. Omit Article 5 (Committee procedure).

Commencement Information

I7 Reg. 7 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 6 of Regulation (EC) No 549/2004

8. Omit Article 6 (industry consultation body).

Commencement Information

I8 Reg. 8 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 7 of Regulation (EC) No 549/2004

9. Omit Article 7 (relations with European third countries).

Commencement Information

I9 Reg. 9 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 8 of Regulation (EC) No 549/2004

10. Omit Article 8 (implementing rules).

Commencement Information

I10 Reg. 10 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 9 of Regulation (EC) No 549/2004

11. Omit Article 9 (penalties).

Commencement Information

I11 Reg. 11 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 10 of Regulation (EC) No 549/2004

12. Omit Article 10 (consultation of stakeholders).

Commencement Information

I12 Reg. 12 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 11 of Regulation (EC) No 549/2004

13. Omit Article 11 (performance scheme).

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I13 Reg. 13 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Article 12 of Regulation (EC) No 549/2004

14.—(1) Article 12 (supervision, monitoring and methods of impact assessment) is amended as follows.

(2) In the heading for “Supervision, monitoring and methods of impact assessment” substitute “Review”.

(3) Omit paragraph 1.

(4) In paragraph 2—

(a) for “The Commission” substitute “The Secretary of State”, and

(b) omit the words beginning with “, and shall firstly” to the end of the paragraph.

(5) Omit paragraph 3.

(6) In paragraph 4—

(a) for “The reports shall contain” substitute “The review must include”,

(b) after “Regulation” insert “and to the measures referred to in Article 3”, and

(c) omit “, in the light of the original objectives”.

Commencement Information

I14 Reg. 14 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Article 13 of Regulation (EC) No 549/2004

15.—(1) Article 13 (safeguards) is amended as follows.

(2) In the first paragraph—

(a) after “Regulation” insert “and the measures referred to in Article 3”, and

(b) omit “by a Member State”.

(3) In the first indent for “its responsibility” substitute “the responsibility of the United Kingdom”.

(4) In the fourth indent for “a Member State's” substitute “the United Kingdom's”.

Commencement Information

I15 Reg. 15 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Article 13a of Regulation (EC) No 549/2004

16. Omit Article 13a (European Aviation Safety Agency).

Commencement Information

I16 Reg. 16 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Article 14 of Regulation (EC) No 549/2004

17. Omit Article 14 (entry into force).

Commencement Information

I17 Reg. 17 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Further amendment of Regulation (EC) No 549/2004

18. After Article 14 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I18 Reg. 18 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

CHAPTER 2

Amendment of Regulation (EC) No 550/2004

Regulation (EC) No 550/2004: introduction

19. Regulation (EC) No 550/2004 of the European Parliament and of the Council of 10 March 2004 on the provision of air navigation services in the single European sky (the service provision Regulation) is amended in accordance with regulations 20 to 44.

Commencement Information

I19 Reg. 19 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Article 1 of Regulation (EC) No 550/2004

20. In Article 1 (scope and objective), in paragraph 1—

- (a) for “in the single European sky” substitute “ which form part of the UK ATMS ”, and
- (b) for “the Community” substitute “ the airspace under the responsibility of the United Kingdom ”.

Commencement Information

I20 Reg. 20 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

Article 2 of Regulation (EC) No 550/2004

- 21.—(1) Article 2 (tasks of the national supervisory authorities) is amended as follows.
- (2) In the heading for “authorities” substitute “ authority ”.
 - (3) In paragraph 1—
 - (a) for “authorities” substitute “ authority ”, and
 - (b) for the words from “Member” to the end of the paragraph substitute “ United Kingdom ”.
 - (4) In paragraph 2 for “each” substitute “ the ”.
 - (5) Omit paragraphs 3 to 6.

Commencement Information

I21 Reg. 21 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 3 of Regulation (EC) No 550/2004

- 22.—(1) Article 3 (qualified entities) is amended as follows.
- (2) In paragraph 1 for “National supervisory authorities” substitute “ The national supervisory authority ”.
 - (3) In paragraph 2—
 - (a) for “a national” substitute “ the national ”,
 - (b) omit “within the Community”, and
 - (c) omit the second sentence.

Commencement Information

I22 Reg. 22 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 4 of Regulation (EC) No 550/2004

23. Omit Article 4 (safety requirements).

Commencement Information

I23 Reg. 23 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 6 of Regulation (EC) No 550/2004

- 24.—(1) Article 6 (common requirements) is amended as follows.
- (2) The single paragraph becomes paragraph 1.
 - (3) In that paragraph, for the first sentence substitute “ The Secretary of State may by regulations made by statutory instrument prescribe common requirements for the provision of air navigation services in the airspace under the responsibility of the United Kingdom. ”.
 - (4) After that paragraph insert—

“2. Regulations under paragraph 1—

- (a) may make different provision for different purposes;
- (b) may make transitional, transitory or saving provision;
- (c) may make consequential, incidental or supplementary provision.

3. A statutory instrument containing regulations under paragraph 1 is subject to annulment in pursuance of a resolution of either House of Parliament..”.

Commencement Information

I24 Reg. 24 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 7 of Regulation (EC) No 550/2004

25.—(1) Article 7 (certification of air navigation service providers) is amended as follows.

(2) In paragraph 1—

- (a) for “within the Community” substitute “ in the airspace under the responsibility of the United Kingdom ”, and
- (b) for “Member States” substitute “ the national supervisory authority ”.

(3) In paragraph 2 omit the words from “of the” to the end of the paragraph.

(4) In paragraph 3 for “National supervisory authorities” substitute “ The national supervisory authority ”.

(5) In paragraph 5—

- (a) for “Member States” substitute “ the national supervisory authority ”,
- (b) for “their responsibility” substitute “ the responsibility of the United Kingdom ”, and
- (c) omit the second sentence.

(6) Omit paragraph 6.

(7) In paragraph 7—

- (a) for “National supervisory authorities” substitute “ The national supervisory authority ”,
- (b) omit the second sentence, and
- (c) for “a national” substitute “ the national ”.

(8) For paragraph 8 substitute—

“8. Any certificate issued before exit day in a Member State in accordance with Article 7 of Regulation (EC) No 550/2004^{M1} which continues to be in force or effective on or after exit day by virtue of Part 3 of Schedule 8 to the European Union (Withdrawal) Act 2018 is:

- (a) to continue to be in force or effective on and after exit day for the remainder of its validity period up to a maximum of 2 years (subject to any earlier suspension or cancellation by the national supervisory authority); and
- (b) for the purposes of this Regulation and the other measures referred to in Article 3 of the framework Regulation, to be treated as if it was issued by the national supervisory authority in accordance with this Article.”.

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Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

(9) Omit paragraph 9.

Commencement Information

I25 Reg. 25 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Marginal Citations

M1 OJ L 96, 31.3.2004, p. 10.

Article 8 of Regulation (EC) No 550/2004

26.—(1) Article 8 (designation of air traffic service providers) is amended as follows.

(2) In paragraph 1—

- (a) for “Member States”, in the first place those words occur, substitute “ The national supervisory authority ”,
- (b) for “their responsibility” substitute “ the responsibility of the United Kingdom ”,
- (c) for “Member States”, in the second place those words occur, substitute “ the national supervisory authority ”, and
- (d) for “in the Community” substitute “ issued in accordance with Article 7 ”.

(3) Omit paragraph 2.

(4) In paragraph 3—

- (a) for “Member States” substitute “ The national supervisory authority ”, and
- (b) for “their responsibility” substitute “ the responsibility of the United Kingdom ”.

(5) In paragraph 4 for “Member States” substitute “ The national supervisory authority ”.

(6) Omit paragraphs 5 and 6.

Commencement Information

I26 Reg. 26 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 9 of Regulation (EC) No 550/2004

27.—(1) Article 9 (designation of providers of meteorological services) is amended as follows.

(2) In paragraph 1—

- (a) for “Member States” substitute “ The national supervisory authority ”, and
- (b) for “their responsibility” substitute “ the responsibility of the United Kingdom ”.

(3) Omit paragraph 2.

Commencement Information

I27 Reg. 27 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 9a of Regulation (EC) No 550/2004

28. Omit Article 9a (functional airspace blocks).

Commencement Information

I28 Reg. 28 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 9b of Regulation (EC) No 550/2004

29. Omit Article 9b (functional airspace blocks system coordinator).

Commencement Information

I29 Reg. 29 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 10 of Regulation (EC) No 550/2004

- 30.—(1) Article 10 (relations between service providers) is amended as follows.
- (2) In paragraph 1 for “in the Community” substitute “ in accordance with Article 7 ”.
- (3) In paragraph 2 omit “or authorities concerned”.
- (4) In paragraph 3—
- (a) for “Member States concerned”, in both places those words occur, substitute “ the national supervisory authority ”, and
- (b) for “they have” substitute “ it has ”.

Commencement Information

I30 Reg. 30 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 11 of Regulation (EC) No 550/2004

31. Omit Article 11 (relations with military authorities).

Commencement Information

I31 Reg. 31 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 12 of Regulation (EC) No 550/2004

- 32.—(1) Article 12 (transparency of accounts) is amended as follows.
- (2) In paragraph 1 for “the international accounting standards adopted by the Community” substitute “ international accounting standards within the meaning of Regulation (EC) No 1606/2002 of the European Parliament and of the Council of 19 July 2002 on the application of international accounting standards (see Article 2 of that Regulation) ”.

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Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

- (3) In paragraph 3 omit the words beginning with “, broken down” and ending with “Article 14”.
- (4) In paragraph 4—
 - (a) for “Member States shall designate the competent authorities that” substitute “ The national supervisory authority ”, and
 - (b) for “their responsibility” substitute “ the responsibility of the United Kingdom ”.
- (5) Omit paragraph 5.

Commencement Information

I32 Reg. 32 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 13 of Regulation (EC) No 550/2004

- 33.** In Article 13 (access to and protection of data), in paragraph 3—
 - (a) for “National supervisory authorities” substitute “ The national supervisory authority ”, and
 - (b) omit the third sentence.

Commencement Information

I33 Reg. 33 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 14 of Regulation (EC) No 550/2004

- 34.** Omit Article 14 (charging schemes: general).

Commencement Information

I34 Reg. 34 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 15 of Regulation (EC) No 550/2004

- 35.** Omit Article 15 (charging schemes: principles).

Commencement Information

I35 Reg. 35 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 15a of Regulation (EC) No 550/2004

- 36.** For Article 15a (common projects) substitute—

“Article 15a

Common projects

1. The Secretary of State may by regulations made by statutory instrument make provision imposing on any person a requirement derived from a common project within the meaning of Article 15a of Regulation (EC) No 550/2004 of the European Parliament and of the Council of 10 March 2004 on the provision of air navigation services in the single European sky, as that Regulation has effect in EU law as amended from time to time ^{M2}.

2. Regulations under paragraph 1—

- (a) may make different provision for different purposes;
- (b) may make transitional, transitory or saving provision;
- (c) may make consequential, incidental or supplementary provision.

3. A statutory instrument containing regulations under paragraph 1 is subject to annulment in pursuance of a resolution of either House of Parliament.”.

Commencement Information

I36 Reg. 36 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Marginal Citations

M2 OJ L 96, 31.3.2004, p. 10.

Article 16 of Regulation (EC) No 550/2004

37. Omit Article 16 (review of compliance).

Commencement Information

I37 Reg. 37 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 17 of Regulation (EC) No 550/2004

38. For Article 17 (revision of annexes) substitute—

“Article 17

Revision of Annexes

1. The Secretary of State may by regulations made by statutory instrument amend Annex 1 or 2.

2. Regulations under paragraph 1—

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Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

- (a) may make different provision for different purposes;
- (b) may make transitional, transitory or saving provision;
- (c) may make consequential, incidental or supplementary provision.

3. A statutory instrument containing regulations under paragraph 1 is subject to annulment in pursuance of a resolution of either House of Parliament.”.

Commencement Information

I38 Reg. 38 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 18 of Regulation (EC) No 550/2004

- 39.—(1) Article 18 (confidentiality) is amended as follows.
- (2) In paragraph 1—
- (a) for “authorities, acting in accordance with their national legislation” substitute “ authority ”, and
 - (b) for “Commission” substitute “ Secretary of State ”.
- (3) In paragraph 2—
- (a) for “national supervisory authorities” substitute “ the national supervisory authority ”, and
 - (b) for “Commission” substitute “ Secretary of State ”.
- (4) Omit paragraph 3.

Commencement Information

I39 Reg. 39 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 18a of Regulation (EC) No 550/2004

40. Omit Article 18a (review).

Commencement Information

I40 Reg. 40 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 19 of Regulation (EC) No 550/2004

41. Omit Article 19 (entry into force).

Commencement Information

I41 Reg. 41 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Regulation (EC) No 550/2004

42. After Article 19 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I42 Reg. 42 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Annex 1 to Regulation (EC) No 550/2004

43. In Annex 1 (requirements for qualified entities)—

- (a) in the sixth indent omit “concerned”, and
- (b) in the ninth indent omit the words from “recognised” to the end.

Commencement Information

I43 Reg. 43 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Annex 2 to Regulation (EC) No 550/2004

44. In Annex 2 (conditions to be attached to certificates) omit point 1(a).

Commencement Information

I44 Reg. 44 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

CHAPTER 3

Amendment of Regulation (EC) No 551/2004

Regulation (EC) No 551/2004: introduction

45. Regulation (EC) No 551/2004 of the European Parliament and of the Council of 10 March 2004 on the organisation and use of the airspace in the single European sky (the airspace Regulation) is amended in accordance with regulations 46 to 55.

Commencement Information

I45 Reg. 45 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 1 of Regulation (EC) No 551/2004

46.—(1) Article 1 (objective and scope) is amended as follows.

(2) In paragraph 1—

- (a) for “in the Single European Sky” substitute “under the responsibility of the United Kingdom”, and

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- (b) omit the words from “support” to “and to”.
- (3) In paragraph 3—
 - (a) for “and AFI regions where Member States are” substitute “ region where the United Kingdom is ”, and
 - (b) omit the second sentence.
- (4) Omit paragraph 4.

Commencement Information

I46 Reg. 46 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Article 3 of Regulation (EC) No 551/2004

- 47. Omit Article 3 (European Upper Flight Information Region).

Commencement Information

I47 Reg. 47 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Article 3a of Regulation (EC) No 551/2004

- 48.—(1) Article 3a (electronic aeronautical information) is amended as follows.
- (2) In paragraph 1 for the words beginning with “Without” and ending with “cooperation” substitute “ The national supervisory authority, working in consultation ”.
- (3) In paragraph 2—
 - (a) in the opening words for “Commission” substitute “ national supervisory authority ”,
 - (b) in point (a) for “ensure the development of a Community wide” substitute “ contribute to the development of an ”, and
 - (c) in point (b) for “close cooperation” substitute “ consultation ”.
- (4) Omit paragraph 3.

Commencement Information

I48 Reg. 48 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Article 4 of Regulation (EC) No 551/2004

- 49.—(1) Article 4 (rules of the air and airspace classification) is amended as follows.
- (2) The unnumbered paragraph becomes paragraph 1.
- (3) In that paragraph, for the words before point (a) substitute—

“1. The Secretary of State may by regulations made by statutory instrument make provision to:”

- (4) In point (b) omit the words from “, in order” to the end.
- (5) At the end insert—

“2. Regulations under paragraph 1—

- (a) may make different provision for different purposes;
- (b) may make transitional, transitory or saving provision;
- (c) may make consequential, incidental or supplementary provision.

3. A statutory instrument containing regulations under paragraph 1 is subject to annulment in pursuance of a resolution of either House of Parliament..”.

Commencement Information

I49 Reg. 49 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Article 6 of Regulation (EC) No 551/2004

- 50.**—(1) Article 6 (network management and design) is amended as follows.
- (2) For paragraphs 1 to 5 substitute—

“1. The Secretary of State may by regulations made by statutory instrument make provision imposing requirements on any person in connection with the exercise by any person of the air traffic management (ATM) network functions.

2. The air traffic management (ATM) network functions are—

- (a) the functions described in Article 6(2) of Regulation (EC) No 551/2004, as that regulation has effect in EU law as amended from time to time^{M3},
- (b) additional functions added to that list in accordance with Article 6(3) of that Regulation as it has effect in EU law as amended from time to time, and
- (c) functions under implementing rules adopted under Article 6(4) of that Regulation as it has, and as those rules have, effect in EU law as amended from time to time.”.

(3) In paragraph 6 for “Member States” substitute “ The Secretary of State ”.

(4) In paragraph 7—

- (a) for “Implementing rules for” substitute “ The Secretary of State may by regulations made by statutory instrument make provision about ”,
- (b) omit the words beginning with “shall be developed” and ending with “Article 5(3) of the framework Regulation,”, and
- (c) for “These rules” substitute “ Regulations under this paragraph ”.

(5) In paragraph 8 for “The implementing rules for air traffic flow management” substitute “ Regulations under paragraph 7 ”.

(6) In paragraph 9 for “the implementing rules the Commission” substitute “ regulations under paragraph 7 the Secretary of State ”.

(7) At the end insert—

“10. Regulations under paragraph 1 or 7—

- (a) may make different provision for different purposes;
- (b) may make transitional, transitory or saving provision;
- (c) may make consequential, incidental or supplementary provision.

11. A statutory instrument containing regulations under paragraph 1 or 7 is subject to annulment in pursuance of a resolution of either House of Parliament.”.

Commencement Information

I50 Reg. 50 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Marginal Citations

M3 OJ L 96, 31.3.2004, p. 20.

Article 7 of Regulation (EC) No 551/2004

51.—(1) Article 7 (flexible use of airspace) is amended as follows.

(2) In paragraph 1—

- (a) for “their responsibility” substitute “ the responsibility of the Secretary of State ”,
- (b) for “Member States” substitute “ the persons mentioned in paragraph 1A ”,
- (c) for “Single European Sky” substitute “ UK ATMS ”, and
- (d) omit “in the context of the common transport policy”.

(3) After that paragraph insert—

“1A. Those persons are:

- (a) any air navigation service provider,
- (b) the national supervisory authority, and
- (c) the Secretary of State.”.

(4) In paragraph 2—

- (a) for “Member States” substitute “ The national supervisory authority ”,
- (b) for “Commission” substitute “ Secretary of State ”,
- (c) omit “, in the context of the common transport policy,”, and
- (d) for “their responsibility” substitute “ the responsibility of the United Kingdom ”.

(5) For paragraph 3 substitute—

“3. The Secretary of State may by regulations made by statutory instrument make provision about the flexible use of airspace.

4. When making regulations under paragraph 3 the Secretary of State must have regard to the reports mentioned in paragraph 2.

5. Regulations under paragraph 3—

- (a) may make different provision for different purposes;
- (b) may make transitional, transitory or saving provision;
- (c) may make consequential, incidental or supplementary provision.

6. A statutory instrument containing regulations under paragraph 3 is subject to annulment in pursuance of a resolution of either House of Parliament..”.

Commencement Information

I51 Reg. 51 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Article 8 of Regulation (EC) No 551/2004

52. For Article 8 (temporary suspension) substitute—

“Article 8

Disapplication of Article 7

Article 7(1) does not apply if and to the extent that it gives rise to significant operational difficulties.”.

Commencement Information

I52 Reg. 52 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Article 10 of Regulation (EC) No 551/2004

53. Omit Article 10 (review).

Commencement Information

I53 Reg. 53 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Article 10 of Regulation (EC) No 551/2004

54. Omit Article 11 (entry into force).

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I54 Reg. 54 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

Further amendment of Regulation (EC) No 551/2004

55. After Article 11 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I55 Reg. 55 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

CHAPTER 4

Amendment of Regulation (EC) No 552/2004

Regulation (EC) No 552/2004: introduction

56. Regulation (EC) No 552/2004 of the European Parliament and of the Council of 10 March 2004 on the interoperability of the European Air Traffic Management network (the interoperability Regulation) is amended in accordance with regulations 57 to 63.

Commencement Information

I56 Reg. 56 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

Article 4 of Regulation (EC) No 552/2004

57.—(1) Article 4 (community specifications) is amended as follows.

(2) In paragraph 1—

- (a) for the words before point (a) substitute “ In this Regulation and the other measures referred to in Article 3 of the framework Regulation, “Community specifications” means: ”, and
- (b) in point (b), for “the framework Regulation” substitute “ Regulation (EC) No 549/2004 of the European Parliament and of the Council of 10 March 2004 laying down the framework for the creation of the single European sky, as that Regulation has effect in EU law as amended from time to time^{M4} ”.

(3) Omit paragraphs 3 and 4.

(4) In paragraph 5—

- (a) for “a Member State or the Commission” substitute “ the Secretary of State ”, and
- (b) for the words beginning with “which” to the end of the paragraph substitute “ to which the said Community specification relates, the Secretary of State may direct that paragraph 2 does not apply in relation to the specification. Accordingly, compliance with the essential requirements and/or the implementing rules for interoperability must not be presumed for systems, together with the associated procedures, or constituents that meet the specification. ”.

(5) After paragraph (5) insert—

“**5A.** As soon as possible after making a direction under paragraph 5 the Secretary of State must publish the direction in a way that the Secretary of State considers is likely to bring it to the attention of persons likely to be interested in it.”.

(6) Omit paragraphs 6 and 7.

Commencement Information

I57 Reg. 57 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

Marginal Citations

M4 OJ L 96, 31.3.2004, p. 1.

Article 5 of Regulation (EC) No 552/2004

58.—(1) Article 5 (declaration of conformity or suitability for use of constituents) is amended as follows.

(2) In the heading for “EC declaration” substitute “ Declaration ”.

(3) In paragraph 1 for “an EC” substitute “ a ”.

[^{F1}(4) In paragraph 2 omit “established in the Community” and “EC”.]

(5) In paragraph 3 omit “EC”.

(6) After paragraph 3 insert—

“**3A.** Paragraph 3B applies in relation to an EC declaration of conformity or suitability for use made before exit day in accordance with Article 5 of Regulation (EC) No 552/2004^{M5} which continues to be in force or effective on or after exit day by virtue of Part 3 of Schedule 8 to the European Union (Withdrawal) Act 2018.

3B. The declaration is, for the purposes of this Regulation and the other measures referred to in Article 3 of the framework Regulation, to be treated as a declaration made in accordance with this Article by a manufacturer ^{F2}....”.

(7) In paragraph 4 for “notified bodies referred to in Article 8” substitute “ bodies appointed to carry out those tasks ”.

Textual Amendments

F1 Reg. 58(4) substituted (31.12.2020) by **The Air Traffic Management (Amendment etc.) (EU Exit) (No. 3) Regulations 2020 (S.I. 2020/1498)**, regs. 1(3), **9(2)**

F2 Words in reg. 58(6) omitted (31.12.2020) by virtue of **The Air Traffic Management (Amendment etc.) (EU Exit) (No. 3) Regulations 2020 (S.I. 2020/1498)**, regs. 1(3), **9(3)**

Commencement Information

I58 Reg. 58 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see **reg. 1(2)**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Marginal Citations

M5 OJ L 96, 31.3.2004, p. 26.

Article 6 of Regulation (EC) No 552/2004

59.—(1) Article 6 (declaration of verification of systems) is amended as follows.

(2) In the heading for “EC declaration” substitute “ Declaration ”.

(3) In paragraph 1—

(a) for “an EC” substitute “ a ”, and

(b) omit “, when integrated into the EATMN”.

(4) In paragraph 2 for “an EC” substitute “ a ”.

(5) After paragraph 2 insert—

“**2A.** Paragraph 2B applies in relation to an EC declaration of verification submitted to the national supervisory authority of a Member State before exit day in accordance with Article 6 of Regulation (EC) No 552/2004^{M6} which continues to be in force or effective on or after exit day by virtue of Part 3 of Schedule 8 to the European Union (Withdrawal) Act 2018.

2B. The declaration is, for the purposes of this Regulation and the other measures referred to in Article 3 of the framework Regulation, to be treated as a declaration submitted to the national supervisory authority in accordance with this Article.”.

(6) In paragraph 3 for “notified bodies as referred to in Article 8” substitute “ bodies appointed to carry out those tasks ”.

(7) In paragraph 4 omit “EC”.

Commencement Information

I59 Reg. 59 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Marginal Citations

M6 OJ L 96, 31.3.2004, p. 26.

Article 6a of Regulation (EC) No 552/2004

60. In Article 6a (alternative verification of compliance) omit “EC” in the second and third places it occurs.

Commencement Information

I60 Reg. 60 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 7 of Regulation (EC) No 552/2004

61.—(1) Article 7 (safeguards) is amended as follows.

- (2) In paragraph 1—
 - (a) in sub-paragraph (a) for “an EC” substitute “ a ”, and
 - (b) in sub-paragraph (b) omit “EC”.
- (3) Omit paragraphs 2 to 6.

Commencement Information

I61 Reg. 61 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Annex 3 to Regulation (EC) No 552/2004

- 62.**—(1) Annex 3 (constituents) is amended as follows.
- (2) Omit “EC” in each place it occurs.
 - (3) For “declaration”, in the first place it occurs, substitute “ Declaration ”.
 - (4) In point 1—
 - (a) for “will be” substitute “ are ”, and
 - (b) omit “in accordance with the provisions of Article 3 of this Regulation”.
 - (5) In point 2—
 - (a) for “notified” substitute “ appointed ”, and
 - (b) for “93/465/EC” substitute “ 768/2008/EC ”.
 - (6) In point 3—
 - (a) in the second indent—
 - (i) after “manufacturer or” insert “, if the manufacturer is not established in the United Kingdom, ”, and
 - (ii) for “Community” substitute “ United Kingdom ”,
 - (b) in the sixth indent for “notified” substitute “ appointed ”, and
 - (c) in the eight indent—
 - (i) after “manufacturer or” insert “, if the manufacturer is not established in the United Kingdom, ”, and
 - (ii) for “Community” substitute “ United Kingdom ”.

Commencement Information

I62 Reg. 62 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see [reg. 1\(2\)](#)

Annex 4 to Regulation (EC) No 552/2004

- 63.**—(1) Annex 4 (systems) is amended as follows.
- (2) Omit “EC” in each place it occurs.
 - (3) For “declaration”, in the first place it occurs, substitute “ Declaration ”.
 - (4) In point 1, in the fifth indent for “notified” substitute “ appointed ”.
 - (5) In point 2—

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

- (a) for “a notified” substitute “ an appointed ”, and
- (b) for “the notified” substitute “ the appointed ”.
- (6) In point 3—
 - (a) in the second indent for “as referred to in Article 3 of this Regulation” substitute “ identified in the relevant implementing rules for interoperability ”,
 - (b) in the third indent for “notified” substitute “ appointed ”, and
 - (c) in each of the fourth and fifth indents for “a notified” substitute “ an appointed ”.
- (7) In point 4 omit the last sentence.

Commencement Information

I63 Reg. 63 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

CHAPTER 5

Revocation of Council Regulation (EC) No 219/2007

Council Regulation (EC) No 219/2007

64. Council Regulation (EC) No 219/2007 of 27 February 2007 on the establishment of a Joint Undertaking to develop the new generation European air traffic management system (SESAR) is revoked.

Commencement Information

I64 Reg. 64 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

CHAPTER 6

Amendment of Commission Regulation (EC) No 482/2008

PROSPECTIVE

Commission Regulation (EC) No 482/2008: introduction

^{F3}**65.**

Textual Amendments

F3 Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of *The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2020* (S.I. 2020/694), regs. 1(3), **55(2)**

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

PROSPECTIVE

Article 2 of Commission Regulation (EC) No 482/2008

^{F3}66.

Textual Amendments

F3 Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

PROSPECTIVE

Article 3 of Commission Regulation (EC) No 482/2008

^{F3}67.

Textual Amendments

F3 Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

PROSPECTIVE

Article 4 of Commission Regulation (EC) No 482/2008

^{F3}68.

Textual Amendments

F3 Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

PROSPECTIVE

Article 5 of Commission Regulation (EC) No 482/2008

^{F3}69.

Textual Amendments

F3 Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

PROSPECTIVE

Article 7 of Commission Regulation (EC) No 482/2008

F370.

Textual Amendments

F3 Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

PROSPECTIVE

Further amendment of Commission Regulation (EC) No 482/2008

F371.

Textual Amendments

F3 Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

PROSPECTIVE

Annex 1 to Commission Regulation (EC) No 482/2008

F372.

Textual Amendments

F3 Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

PROSPECTIVE

Annex 2 to Commission Regulation (EC) No 482/2008

F373.

Textual Amendments

F3 Regs. 65-73 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(2)**

CHAPTER 7

Revocation of Council Regulation (EC) No 1361/2008

Council Regulation (EC) No 1361/2008

74. Council Regulation (EC) No 1361/2008 of 16 December 2008 amending Regulation (EC) No 219/2007 on the establishment of a Joint Undertaking to develop the new generation European air traffic management system (SESAR) is revoked.

Commencement Information

I65 Reg. 74 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

CHAPTER 8

Amendment of Regulation (EC) No 1070/2009

Regulation (EC) No 1070/2009: introduction

75. Regulation (EC) No 1070/2009 of the European Parliament and of the Council of 21 October 2009 amending Regulations (EC) No 549/2004, (EC) No 550/2004, (EC) No 551/2004 and (EC) No 552/2004 in order to improve the performance and sustainability of the European aviation system is amended in accordance with regulations 76 to 81.

Commencement Information

I66 Reg. 75 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 1 of Regulation (EC) No 1070/2009

76. In Article 1 omit—

- (a) paragraph 4 (which substitutes a new Article 5(4) for Article 5(4) of Regulation (EC) No 549/2004),
- (b) paragraph 5 (which substitutes new Articles 6 to 11 for Articles 6 to 11 of that Regulation), and
- (c) paragraph 7 (which inserts Article 13a of that Regulation).

Commencement Information

I67 Reg. 76 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 2 of Regulation (EC) No 1070/2009

77. In Article 2 omit—

- (a) paragraph 5 (which inserts Articles 9a and 9b into Regulation (EC) No 550/2004),
- (b) paragraph 6 (which substitutes a new Article 11 for Article 11 of that Regulation),

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

- (c) paragraph 8 (which substitutes a new Article 14 for Article 14 of that Regulation),
- (d) paragraph 9 (which substitutes a new Article 15 for Article 15 of that Regulation), and
- (e) paragraph 12 (which inserts Article 18a into that Regulation).

Commencement Information

I68 Reg. 77 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 3 of Regulation (EC) No 1070/2009

78. In Article 3 omit paragraph 2 (which substitutes a new Article 3 for Article 3 of Regulation (EC) No 551/2004).

Commencement Information

I69 Reg. 78 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 4 of Regulation (EC) No 1070/2009

79. In Article 4 omit—

- (a) paragraph 2 (which substitutes a new Article 9 for Article 9 of Regulation (EC) No 552/2004),
- (b) paragraph 3 (which inserts a new paragraph 2a of Article 10 of that Regulation), and
- (c) paragraph 4 (which amends Annex 2 to that Regulation).

Commencement Information

I70 Reg. 79 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 4 of Regulation (EC) No 1070/2009

80. Omit Article 5 (entry into force).

Commencement Information

I71 Reg. 80 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Further amendment of Regulation (EC) No 1070/2009

81. After Article 5 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I72 Reg. 81 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 9

Revocation of Council Regulation (EU) No 721/2014

Council Regulation (EU) No 721/2014

82. Council Regulation (EU) No 721/2014 of 16 June 2014 amending Regulation (EC) No 219/2007 on the establishment of a Joint Undertaking to develop the new generation European air traffic management system (SESAR) as regards the extension of the Joint Undertaking until 2024 is revoked.

Commencement Information

I73 Reg. 82 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

PART 3

Amendment and revocation of retained direct minor EU legislation

CHAPTER 1

Amendment of Commission Regulation (EC) No 2150/2005

Regulation (EC) No 2150/2005: introduction

83. Commission Regulation (EC) No 2150/2005 of 23 December 2005 laying down common rules for the flexible use of airspace is amended in accordance with paragraphs 84 to 95.

Commencement Information

I74 Reg. 83 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 1 of Regulation (EC) No 2150/2005

84.—(1) Article 1 (subject matter) is amended as follows.

(2) In the first unnumbered paragraph—

- (a) for “Single European Sky” substitute “ UK ATMS and in relation to the EATMN ”, and
- (b) omit “within the limits of the common transport policy”.

(3) In the second unnumbered paragraph for “Member States” substitute “ the United Kingdom ”.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I75 Reg. 84 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 2 of Regulation (EC) No 2150/2005

85. In Article 2 (definitions), in paragraph 2, in point (a) for “the airspace under the responsibility of one or more Member States” substitute “ airspace ”.

Commencement Information

I76 Reg. 85 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 3 of Regulation (EC) No 2150/2005

86. In Article 3 (principles) in point (d), for “Member States” substitute “ the CAA ”.

Commencement Information

I77 Reg. 86 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 4 of Regulation (EC) No 2150/2005

87.—(1) Article 4 (strategic airspace management (level 1)) is amended as follows.

(2) In paragraph 1—

- (a) in the words before point (a) for “Member States” substitute “ The Secretary of State ”,
- (b) in each of points (h) and (i) after “neighbouring” insert “ states which are ”,
- (c) in point (j)—
 - (i) after “neighbouring” insert “ states which are ”, and
 - (ii) omit “throughout the Community”,
- (d) in point (k) after “neighbouring” insert “ states which are ”, and
- (e) in point (l) omit “the persons or organisations as referred to in paragraph 3 and”.

(3) In paragraph 2 for “In those Member States where” substitute “ Where ”.

(4) Omit paragraph 3.

Commencement Information

I78 Reg. 87 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 5 of Regulation (EC) No 2150/2005

88.—(1) Article 5 (pre-tactical airspace management (level 2)) is amended as follows.

- (2) In paragraph 1 for “Member States” substitute “ The Secretary of State ”.
- (3) In the unnumbered paragraph after paragraph 1 for “In those Member States where” substitute “ Where ”.
- (4) In paragraph 2—
 - (a) for “Two or more Member States” substitute “ The Secretary of State ”,
 - (b) after “establish” insert “ or participate in ”, and
 - (c) at the end insert “ with one or more Member States ”.
- (5) In paragraph 3 for “Member States” substitute “ The Secretary of State ”.

Commencement Information

I79 Reg. 88 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 6 of Regulation (EC) No 2150/2005

- 89.**—(1) Article 6 (tactical airspace management (level 3)) is amended as follows.
- (2) In each of paragraphs 1 to 4 for “Member States” substitute “ The Secretary of State ”.
 - (3) In paragraph 5 for “Member States shall” substitute “ the Secretary of State must endeavour to ”.

Commencement Information

I80 Reg. 89 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 7 of Regulation (EC) No 2150/2005

- 90.** In Article 7 (safety assessment)—
- (a) for “Member States” substitute “ The Secretary of State ”,
 - (b) omit “they introduce”, and
 - (c) at the end insert “ are introduced ”.

Commencement Information

I81 Reg. 90 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 8 of Regulation (EC) No 2150/2005

- 91.** In Article 8 (reporting) for “Member States” substitute “ CAA ”.

Commencement Information

I82 Reg. 91 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

Article 9 of Regulation (EC) No 2150/2005

92. In Article 9 (compliance monitoring) for “Member States” substitute “ The CAA ”.

Commencement Information

I83 Reg. 92 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 10 of Regulation (EC) No 2150/2005

93. Omit Article 10 (entry into force).

Commencement Information

I84 Reg. 93 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Further amendment of Regulation (EC) No 2150/2005

94. After Article 10 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I85 Reg. 94 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Annex to Regulation (EC) No 2150/2005

95. In the Annex (list of elements required for the annual report on the application of the flexible use of airspace), in the fifth indent after “between” insert “ the United Kingdom and ”.

Commencement Information

I86 Reg. 95 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

CHAPTER 2

Amendment of Commission Regulation (EC) No 1032/2006

Commission Regulation (EC) No 1032/2006: introduction

96. Commission Regulation (EC) No 1032/2006 of 6 July 2006 laying down requirements for automatic systems for the exchange of flight data for the purpose of notification, coordination and transfer of flights between air traffic control units is amended in accordance with regulations 97 to 106.

Commencement Information

187 Reg. 96 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 3 of Commission Regulation (EC) No 1032/2006

97.—(1) Article 3 (interoperability and performance requirements) is amended as follows.

(2) In paragraph 4 for “Member States” substitute “ The Secretary of State ”.

(3) In paragraph 5 for “Member States” substitute “ the Secretary of State ”.

Commencement Information

188 Reg. 97 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 4 of Commission Regulation (EC) No 1032/2006

98. In Article 4 (quality of service requirements), in paragraph 2 for “Member States” substitute “ The Secretary of State ”.

Commencement Information

189 Reg. 98 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 6 of Commission Regulation (EC) No 1032/2006

99. In Article 6 (safety requirements), in the first unnumbered paragraph for “Member States” substitute “ The CAA ”.

Commencement Information

190 Reg. 99 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 7 of Commission Regulation (EC) No 1032/2006

100. In Article 7 (conformity or suitability for use of constituents) for “an EC” substitute “ a ”.

Commencement Information

191 Reg. 100 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 8 of Commission Regulation (EC) No 1032/2006

101.—(1) Article 8 (verification of systems) is amended as follows.

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

(2) In paragraph 2 for “a notified” substitute “ an appointed ”.

(3) In paragraph 3 for “Member States” substitute “ The Secretary of State ”.

Commencement Information

I92 Reg. 101 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Article 9 of Commission Regulation (EC) No 1032/2006

102. Omit Article 9 (compliance).

Commencement Information

I93 Reg. 102 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Article 10 of Commission Regulation (EC) No 1032/2006

103. Omit Article 10 (transitional arrangements).

Commencement Information

I94 Reg. 103 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Article 11 of Commission Regulation (EC) No 1032/2006

104. Omit Article 11 (entry into force).

Commencement Information

I95 Reg. 104 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Further amendment of Commission Regulation (EC) No 1032/2006

105. After Article 11 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I96 Reg. 105 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, **Sch. 5 para. 1(1)**), see reg. 1(2)

Annex 4 to Commission Regulation (EC) No 1032/2006

106.—(1) Annex 4 is amended as follows.

(2) In Part A (requirements for the assessment of the conformity or suitability for use of constituents referred to in Article 7), in point 4 omit “EC”.

- (3) In Part B (requirements for the verification of systems referred to in Article 8(1)), in point 7—
- (a) omit “EC”, and
 - (b) for “national supervisory authority” substitute “ CAA ”.
- (4) In Part C (requirements for the verification of systems referred to in Article 8(2))—
- (a) in point 5 for “a notified” substitute “ an appointed ”,
 - (b) in each of points 6 to 8 for “notified” substitute “ appointed ”, and
 - (c) in point 9—
 - (i) omit “EC”, and
 - (ii) for “national supervisory authority” substitute “ CAA ”.

Commencement Information

I97 Reg. 106 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 3

Amendment of Commission Regulation (EC) No 1033/2006

Commission Regulation (EC) No 1033/2006: introduction

107. Commission Regulation (EC) No 1033/2006 of 4 July 2006 laying down the requirements on procedures for flight plans in the pre-flight phase for the single European sky is amended in accordance with regulations 108 to 113.

Commencement Information

I98 Reg. 107 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 2 of Commission Regulation (EC) No 1033/2006

- 108.** In Article 2 (definitions), in paragraph 2, in point 6—
- (a) omit “within the European Air Traffic Management Network”, and
 - (b) for “covered by this Regulation” substitute “ under the responsibility of the States participating in that service ”.

Commencement Information

I99 Reg. 108 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 3 of Commission Regulation (EC) No 1033/2006

109. In Article 3 (interoperability and performance requirements), in each of paragraphs 2, 3 and 8 for “Member States” substitute “ The Secretary of State ”.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I100 Reg. 109 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 4 of Commission Regulation (EC) No 1033/2006

110. In Article 4 (safety requirements) for “Member States” substitute “ The CAA ”.

Commencement Information

I101 Reg. 110 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 5 of Commission Regulation (EC) No 1033/2006

- 111.**—(1) Article 5 (additional requirements) is amended as follows.
- (2) In each of paragraphs 2 and 4 for “Member States” substitute “ The Secretary of State ”.
- (3) Omit paragraph 5.

Commencement Information

I102 Reg. 111 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 6 of Commission Regulation (EC) No 1033/2006

112. Omit Article 6 (entry into force and application).

Commencement Information

I103 Reg. 112 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Regulation (EC) No 1033/2006

113. After Article 6 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I104 Reg. 113 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 4

Amendment of Commission Regulation (EC) No 633/2007

Commission Regulation (EC) No 633/2007: introduction

114. Commission Regulation (EC) No 633/2007 of 7 June 2007 laying down requirements for the application of a flight message transfer protocol used for the purpose of notification, coordination and transfer of flights between air traffic control units is amended in accordance with regulations 115 to 123.

Commencement Information

I105 Reg. 114 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 3 of Commission Regulation (EC) No 633/2007

115. In Article 3 (application of the flight message transfer protocol), in paragraph 2 for “Member States” substitute “ The Secretary of State ”.

Commencement Information

I106 Reg. 115 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 4 of Commission Regulation (EC) No 633/2007

116. In Article 4 (conformity assessment of constituents) for “an EC” substitute “ a ”.

Commencement Information

I107 Reg. 116 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 5 of Commission Regulation (EC) No 633/2007

117.—(1) Article 5 (verification of systems) is amended as follows.

(2) In paragraph 2 for “a notified” substitute “ an appointed ”.

(3) In paragraph 3 for “Member States” substitute “ The Secretary of State ”.

Commencement Information

I108 Reg. 117 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Article 6 of Commission Regulation (EC) No 633/2007

118. Omit Article 6 (compliance).

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

Commencement Information

I109 Reg. 118 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 7 of Commission Regulation (EC) No 633/2007

119. Omit Article 7 (transitional arrangements).

Commencement Information

I110 Reg. 119 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 8 of Commission Regulation (EC) No 633/2007

120. Omit Article 8 (entry into force and application).

Commencement Information

I111 Reg. 120 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Regulation (EC) No 633/2007

121. After Article 8 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I112 Reg. 121 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 2 to Commission Regulation (EC) No 633/2007

122. In Annex 2 (requirements for the assessment of conformity of constituents carried out under Article 4), in point 4 omit “EC” in the first place it occurs.

Commencement Information

I113 Reg. 122 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 4 to Commission Regulation (EC) No 633/2007

123.—(1) Annex 4 is amended as follows.

(2) In Part A (requirements for the verification of systems carried out under Article 5(1)), in point 7—

(a) omit “EC” in the first place it occurs, and

- (b) for “national supervisory authority” substitute “ CAA ”.
- (3) In Part B (requirements for the verification of systems carried out under Article 5(2))—
 - (a) in point 5 for “a notified” substitute “ an appointed ”,
 - (b) in each of points 6 to 8 for “notified” substitute “ appointed ”, and
 - (c) in point 9—
 - (i) omit “EC” in the first place it occurs, and
 - (ii) for “national supervisory authority” substitute “ CAA ”.

Commencement Information

I114 Reg. 123 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 5

Amendment of Commission Regulation (EC) No 29/2009

Commission Regulation (EC) No 29/2009: introduction

124. Commission Regulation (EC) No 29/2009 of 16 January 2009 laying down requirements on data link services for the single European sky is amended in accordance with regulations 125 to 139.

Commencement Information

I115 Reg. 124 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 1 of Commission Regulation (EC) No 29/2009

- 125.**—(1) Article 1 (subject matter and scope) is amended as follows.
- (2) In paragraph 1 omit “coordinated”.
 - (3) In paragraph 3 for “defined in Parts A and B of Annex 1” substitute “ under the responsibility of the United Kingdom ”.

Commencement Information

I116 Reg. 125 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 2 of Commission Regulation (EC) No 29/2009

- 126.** In Article 2 (definitions), in point 13—
- (a) omit “within the European Air Traffic Management Network”, and
 - (b) for “covered by this Regulation” substitute “ under the responsibility of the States participating in that service ”.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I117 Reg. 126 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 3 of Commission Regulation (EC) No 29/2009

127. In Article 3 (data link services), in paragraph 4—

- (a) for “Member States which decide” substitute “ If the Secretary of State decides ”, and
- (b) after “requirements,” insert “ the Secretary of State ”.

Commencement Information

I118 Reg. 127 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 7 of Commission Regulation (EC) No 29/2009

128.—(1) Article 7 (general obligations of Member States for data link communications) is amended as follows.

- (2) In the heading for “Member States” substitute “ the CAA ”.
- (3) In paragraph 1—
 - (a) for “Member States which have designated ATS providers in the airspace referred to in Article 1(3)” substitute “ The CAA ”, and
 - (b) for “their” substitute “ its ”.
- (4) In each of paragraphs 2 and 3 for “Member States” substitute “ The CAA ”.

Commencement Information

I119 Reg. 128 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 8 of Commission Regulation (EC) No 29/2009

129. In Article 8 (data link communication for transport type State aircraft) for “Member States”, in each of paragraphs 1 to 3, substitute “ The Secretary of State ”.

Commencement Information

I120 Reg. 129 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 10 of Commission Regulation (EC) No 29/2009

130. In Article 10 (safety requirements) for “Member States” substitute “ The CAA ”.

Commencement Information

I121 Reg. 130 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 11 of Commission Regulation (EC) No 29/2009

- 131.**—(1) Article 11 (conformity or suitability for use of constituents) is amended as follows.
- (2) The first unnumbered paragraph becomes paragraph 1.
- (3) In that paragraph—
- (a) for “an EC” substitute “ a ”,
 - (b) after “, or” insert “ if the manufacturer is not established in the United Kingdom ”, and
 - (c) for “Community” substitute “ United Kingdom ”.
- (4) The second unnumbered paragraph becomes paragraph 2.

Commencement Information

I122 Reg. 131 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 12 of Commission Regulation (EC) No 29/2009

132. In Article 12 (verification of systems), in paragraph 2 for “a notified” substitute “ an appointed ”.

Commencement Information

I123 Reg. 132 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 13 of Commission Regulation (EC) No 29/2009

133. In Article 13 (additional requirements), in each of paragraphs 4, 7 and 8 for “Member States” substitute “ The Secretary of State ”.

Commencement Information

I124 Reg. 133 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 14 of Commission Regulation (EC) No 29/2009

134. Omit Article 14 (exemptions).

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

Commencement Information

I125 Reg. 134 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 15 of Commission Regulation (EC) No 29/2009

135. Omit Article 15 (entry into force and application).

Commencement Information

I126 Reg. 135 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Regulation (EC) No 29/2009

136. After Article 15 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I127 Reg. 136 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 1 to Commission Regulation (EC) No 29/2009

137. Omit Annex 1 (airspace referred to in Article 1(3)).

Commencement Information

I128 Reg. 137 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 5 to Commission Regulation (EC) No 29/2009

138. In Annex 5 (requirements for the assessment referred to in Article 11 of the conformity or suitability for use of constituents), in point 4 omit “EC” in the first place it occurs.

Commencement Information

I129 Reg. 138 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 7 to Commission Regulation (EC) No 29/2009

139.—(1) Annex 7 is amended as follows.

(2) In Part A (requirements for the verification of systems referred to in Article 12(1)), in point 7—

(a) omit “EC” in the first place it occurs, and

- (b) for “national supervisory authority” substitute “ CAA ”.
- (3) In Part B (requirements for the verification of systems referred to in Article 12(2))—
 - (a) in point 5 for a “a notified” substitute “ an appointed ”,
 - (b) in each of points 6 to 8 for “notified” substitute “ appointed ”, and
 - (c) in point 9—
 - (i) omit “EC” in the first place it occurs, and
 - (ii) for “national supervisory authority” substitute “ CAA ”.

Commencement Information

I130 Reg. 139 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 6

Amendment of Commission Regulation [\(EC\) No 262/2009](#)

Commission Regulation [\(EC\) No 262/2009](#): introduction

140. Commission Regulation [\(EC\) No 262/2009](#) of 30 March 2009 laying down requirements for the coordinated allocation and use of Mode S interrogator codes for the single European sky is amended in accordance with regulations 141 to 154.

Commencement Information

I131 Reg. 140 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 2 of Commission Regulation [\(EC\) No 262/2009](#)

- 141.—**(1) Article 2 (definitions) is amended as follows.
- (2) In point 11—
 - (a) omit “within the European Air Traffic Management Network”, and
 - (b) for “Member States” substitute “ States participating in that service ”.
 - (3) In point 13 for “Member States” substitute “ States participating in that service ”.
 - (4) In point 19(a) for “Regulation [\(EC\) No 2096/2005](#)” substitute “ Implementing Regulation (EU) No 1035/2011, as that Regulation has effect in EU law as amended from time to time^{M7} ”.
 - (5) At the end insert—

“**25.** “third country” means a country or territory other than:

- (a) the United Kingdom, or
- (b) a Member State.”.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I132 Reg. 141 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Marginal Citations

M7 OJ L 271, 18.10.2011, p. 23.

Article 4 of Commission Regulation (EC) No 262/2009

- 142.**—(1) Article 4 (associated procedures for Mode S operators) is amended as follows.
- (2) In paragraph 1 after “from” insert “ the CAA or ”.
- (3) In paragraph 2—
- (a) for “competent Member State” substitute “ CAA ”, and
 - (b) at the end insert “ , unless a Member State is the competent Member State in relation to the operator ”.
- (4) In paragraph 4—
- (a) after “operators” insert “ that have received an interrogator code allocation from the CAA ”, and
 - (b) for “competent Member State” substitute “ CAA ”.

Commencement Information

I133 Reg. 142 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 5 of Commission Regulation (EC) No 262/2009

- 143.**—(1) Article 5 (associated procedures for Member States) is amended as follows.
- (2) In the heading for “Member States” substitute “ the CAA ”.
- (3) In paragraph 1 for “Member States” substitute “ The CAA ”.
- (4) In paragraph 2—
- (a) in the words before point (a) for “Member States” substitute “ The CAA ”,
 - (b) in point (c)(ii) for “Member States” substitute “ CAA if the United Kingdom is ”, and
 - (c) in point (c)(iv)—
 - (i) for “Member States” substitute “ the CAA ”, and
 - (ii) omit “national”.
- (5) Omit paragraphs 3 and 4.
- (6) In paragraph 5—
- (a) for “Member States referred to in paragraph 3” substitute “ The CAA ”,
 - (b) for “their” substitute “the United Kingdom's”, and
 - (c) omit “other”.
- (7) In paragraph 6 for “Member States referred to in paragraph 3” substitute “ The CAA ”.
- (8) In paragraph 7—

- (a) for “Member States” substitute “ The CAA ”, and
 - (b) omit “other”.
- (9) In paragraph 8—
- (a) for “a Member State” substitute “ the United Kingdom ”, and
 - (b) for “the Member State concerned” substitute “ the CAA ”.

Commencement Information

I134 Reg. 143 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 7 of Commission Regulation (EC) No 262/2009

144. In Article 7 (contingency requirements), in paragraph 3 for “competent Member State” substitute “ CAA ”.

Commencement Information

I135 Reg. 144 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 8 of Commission Regulation (EC) No 262/2009

145. In Article 8 (civil-military coordination), in each of paragraphs 1 to 3 for “Member States” substitute “ The Secretary of State ”.

Commencement Information

I136 Reg. 145 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 9 of Commission Regulation (EC) No 262/2009

146. In Article 9 (safety requirements), in paragraph 2 for “Member States” substitute “ The CAA ”.

Commencement Information

I137 Reg. 146 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 10 of Commission Regulation (EC) No 262/2009

- 147.** In Article 10 (conformity assessment)—
- (a) for “an EC” substitute “ a ”,
 - (b) after “, or” insert “ if the manufacturer is not established in the United Kingdom ”, and
 - (c) for “Community” substitute “ United Kingdom ”.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I138 Reg. 147 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 11 of Commission Regulation (EC) No 262/2009

148. In Article 11 (verification of systems), in paragraph 2 for “a notified” substitute “an appointed”.

Commencement Information

I139 Reg. 148 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 12 of Commission Regulation (EC) No 262/2009

149. In Article 12 (additional requirements), in each of paragraphs 3 and 4 for “Member States” substitute “The CAA”.

Commencement Information

I140 Reg. 149 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 13 of Commission Regulation (EC) No 262/2009

150. Omit Article 13 (entry into force and application).

Commencement Information

I141 Reg. 150 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Regulation (EC) No 262/2009

151. After Article 13 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I142 Reg. 151 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 2 to Commission Regulation (EC) No 262/2009

152.—(1) Annex 2 is amended as follows.

(2) In Part A (requirements concerning the application for interrogator codes referred to in Articles 4(2), 5(1) and 5(2))—

- (a) in point (a) for “competent Member State” substitute “ CAA ”, and
 - (b) omit point (b).
- (3) In Part B (requirements concerning the allocation of interrogator codes referred to in Articles 2(10), 4(3) and 4(4)), in point (a) for “competent Member State” substitute “ CAA ”.

Commencement Information

I143 Reg. 152 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 4 to Commission Regulation (EC) No 262/2009

153.—(1) Annex 4 is amended as follows.

(2) In Part A (requirements for the assessment of the conformity or suitability for use of constituents of the systems referred to in Article 10), in point 2—

- (a) after “manufacturer, or” insert “ if the manufacturer is not established in the United Kingdom ”, and
- (b) for “Community” substitute “ United Kingdom ”.

(3) In Part B (internal production control module)—

- (a) in point 1—
 - (i) after “manufacturer or”, in both places those words occur, insert “ , if the manufacturer is not established in the United Kingdom ”, and
 - (ii) for “Community”, in both places it occurs, substitute “ United Kingdom ”,
- (b) in point 2—
 - (i) for “he or his” substitute “the manufacturer, or if the manufacturer is not established in the United Kingdom the manufacturer's”,
 - (ii) for “Community”, in both places it occurs, substitute “ United Kingdom ”,
 - (iii) for “relevant national supervisory authorities” substitute “ CAA ”,
 - (iv) after “The manufacturer or” insert “ , if the manufacturer is not established in the United Kingdom ”, and
 - (v) for “Member States” substitute “ CAA ”, and
- (c) in point 3—
 - (i) for “Community”, in both places it occurs, substitute “ United Kingdom ”, and
 - (ii) for “Member States” substitute “ CAA ”.

Commencement Information

I144 Reg. 153 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 6 to Commission Regulation (EC) No 262/2009

154.—(1) Annex 6 is amended as follows.

(2) In Part A (requirements for the verification of systems referred to in Article 11(1)), in point 7—

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

- (a) omit “EC” in the first place it occurs, and
- (b) for “national supervisory authority” substitute “ CAA ”.
- (3) In Part B (requirements for the verification of systems referred to in Article 11(2))—
 - (a) in point 5 for “a notified” substitute “ an appointed ”,
 - (b) in each of points 6 to 8 for “notified” substitute “ appointed ”, and
 - (c) in point 9—
 - (i) omit “EC” in the first place it occurs, and
 - (ii) for “national supervisory authority” substitute “ CAA ”.

Commencement Information

I145 Reg. 154 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 7

Amendment of Commission Regulation (EU) No 73/2010

Commission Regulation (EU) No 73/2010: introduction

155. Commission Regulation (EU) No 73/2010 of 26 January 2010 laying down requirements on the quality of aeronautical data and aeronautical information for the single European sky is amended in accordance with regulations 156 to 170.

Commencement Information

I146 Reg. 155 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 2 of Commission Regulation (EU) No 73/2010

- 156.** In Article 2 (scope), in paragraph 1—
- (a) for “European air traffic management network (EATMN)” substitute “ United Kingdom air traffic management system (UK ATMS) ”, and
 - (b) in each of points (a) to (d) for “Member States” substitute “ the Secretary of State ”.

Commencement Information

I147 Reg. 156 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 5 of Commission Regulation (EU) No 73/2010

- 157.**—(1) Article 5 (data exchange) is amended as follows.
- (2) In paragraph 3 for “Member States” substitute “ The Secretary of State ”.
 - (3) In paragraph 4 for “a Member State” substitute “ the Secretary of State ”.

Commencement Information

I148 Reg. 157 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 6 of Commission Regulation (EU) No 73/2010

158. In Article 6 (data quality), in paragraph 1 for “Member States” substitute “ The CAA ”.

Commencement Information

I149 Reg. 158 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 7 of Commission Regulation (EU) No 73/2010

159.—(1) Article 7 (consistency, timeliness and personnel performance) is amended as follows.

(2) In paragraph 1—

- (a) for “more than one Member State” substitute “ the United Kingdom and one or more Member States ”, and
- (b) for “those AIPs” substitute “ the AIP of the United Kingdom ”.

(3) In paragraph 2 for “their Member State” substitute “ the United Kingdom ”.

Commencement Information

I150 Reg. 159 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 11 of Commission Regulation (EU) No 73/2010

160. In Article 11 (conformity or suitability for use of constituents)—

- (a) omit “EC” in the first place it occurs,
- (b) after “, or” insert “ if the manufacturer is not established in the United Kingdom ”, and
- (c) for “Union” substitute “ United Kingdom ”.

Commencement Information

I151 Reg. 160 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 12 of Commission Regulation (EU) No 73/2010

161. In Article 12 (verification of systems), in paragraph 2 for “a notified” substitute “ an appointed ”.

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

Commencement Information

I152 Reg. 161 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 14 of Commission Regulation (EU) No 73/2010

162. Omit Article 14 (transitional provisions).

Commencement Information

I153 Reg. 162 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 15 of Commission Regulation (EU) No 73/2010

163. Omit Article 15 (entry into force and application).

Commencement Information

I154 Reg. 163 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Regulation (EU) No 73/2010

164. After Article 15 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I155 Reg. 164 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 1 to Commission Regulation (EU) No 73/2010

165. In Annex 1 (data set specifications referred to in Article 4), in Part A (IAIP, aerodrome mapping and electronic obstacle data), in point 2 for “national supervisory authority” substitute “CAA”.

Commencement Information

I156 Reg. 165 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 2 to Commission Regulation (EU) No 73/2010

166.—(1) Annex 2 (aeronautical data exchange format requirements referred to in Article 5) is amended as follows.

(2) In Part A (IAIP, aerodrome mapping and electronic obstacle data), in point 2 for “national supervisory authority” substitute “CAA”.

(3) In Part B (electronic terrain data), in point 2 for “national supervisory authority” substitute “CAA”.

Commencement Information

I157 Reg. 166 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 7 to Commission Regulation (EU) No 73/2010

167.—(1) Annex 7 (quality, safety and security management requirements referred to in Article 10) is amended as follows.

(2) In Part A (quality management system), in point 2 for “national supervisory authority” substitute “CAA”.

(3) In Part C (security management objectives), in point 2 for “national supervisory authority” substitute “CAA”.

Commencement Information

I158 Reg. 167 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 8 to Commission Regulation (EU) No 73/2010

168.—(1) Annex 8 (requirements for the assessment of conformity or suitability for use of constituents referred to in Article 11) is amended as follows.

(2) In point 2—

(a) after “manufacturer, or” insert “ if the manufacturer is not established in the United Kingdom ”, and

(b) for “Union” substitute “ United Kingdom ”.

(3) In point 3—

(a) after “manufacturer, or” insert “ if the manufacturer is not established in the United Kingdom ”, and

(b) for “Union” substitute “ United Kingdom ”.

(4) In point 4—

(a) after “manufacturer, or” insert “ if the manufacturer is not established in the United Kingdom ”,

(b) for “Union” substitute “ United Kingdom ”, and

(c) omit “EC” in the first place it occurs.

Commencement Information

I159 Reg. 168 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Annex 10 to Commission Regulation (EU) No 73/2010

169.—(1) Annex 10 is amended as follows.

(2) In Part A (requirements for the verification of systems referred to in Article 12(1)), in point 7—

- (a) omit “EC” in the first place it occurs, and
- (b) for “national supervisory authority” substitute “CAA”.

(3) In Part B (requirements for the verification of systems referred to in Article 12(2))—

- (a) in point 5 for “a notified” substitute “an appointed”,
- (b) in each of points 6 to 8 for “notified” substitute “appointed”, and
- (c) in point 9—
 - (i) omit “EC” in the first place it occurs, and
 - (ii) for “national supervisory authority” substitute “CAA”.

Commencement Information

I160 Reg. 169 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 11 to Commission Regulation (EU) No 73/2010

170. Omit Annex 11 (ICAO differences referred to in Article 14).

Commencement Information

I161 Reg. 170 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 8

Amendment of Commission Regulation (EU) No 255/2010

Regulation (EU) No 255/2010: introduction

171. Commission Regulation (EU) No 255/2010 of 25 March 2010 laying down common rules on air traffic flow management is amended in accordance with paragraphs 172 to 186.

Commencement Information

I162 Reg. 171 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 1 of Regulation (EU) No 255/2010

172.—(1) Article 1 (subject matter and scope) is amended as follows.

(2) In paragraph 1—

- (a) for “European” substitute “United Kingdom”,
- (b) for “network” substitute “system”, and

- (c) for “EATMN” substitute “ UK ATMS ”.
(3) In paragraph 3 omit point (f).

Commencement Information

I163 Reg. 172 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 2 of Regulation (EU) No 255/2010

173. In Article 2 (definitions), in point 6 for “EATMN”, in each place it occurs, substitute “ UK ATMS ”.

Commencement Information

I164 Reg. 173 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 3 of Regulation (EU) No 255/2010

174. In Article 3 (air traffic flow management framework), in each of paragraphs 2(a)(ii) and (iii) and 3 for “EATMN”, in each place it occurs, substitute “ UK ATMS ”.

Commencement Information

I165 Reg. 174 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 4 of Regulation (EU) No 255/2010

- 175.**—(1) Article 4 (general obligations of Member States) is amended as follows.
- (2) In the heading for “Member States” substitute “ the Secretary of State ”.
- (3) In paragraph 1 for “Member States” substitute “ The Secretary of State ”.
- (4) In paragraph 2 omit “Member States”.
- (5) In paragraph 4—
- (a) omit the first sentence, and
- (b) for “this common reference document” insert “ the common reference document created by Eurocontrol containing the policies, procedures and description for route and traffic orientation. ”.
- (6) In paragraph 5 for “Those procedures shall be” substitute “ The Secretary of State must endeavour to ensure that those procedures are ”.

Commencement Information

I166 Reg. 175 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Article 5 of Regulation (EU) No 255/2010

176.—(1) Article 5 (obligations of Member States concerning the central unit for ATFM) is amended as follows.

(2) In the heading omit “of Member States”.

(3) In the words before point (a) for “Member States shall” substitute “ The Secretary of State must endeavour to ”.

(4) In each of points (a) and (d) for “EATMN” substitute “ UK ATMS ”.

Commencement Information

I167 Reg. 176 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 6 of Regulation (EU) No 255/2010

177.—(1) Article 6 (general obligations of ATS units) is amended as follows.

(2) In paragraph 1 for “EATMN” substitute “ UK ATMS ”.

(3) In paragraph 5, in the unnumbered paragraph after point (i) omit “, and by,”.

Commencement Information

I168 Reg. 177 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 9 of Regulation (EU) No 255/2010

178. In Article 9 (consistency between flight plans and airport slots), in each of paragraphs 1 and 4 for “Member States shall” substitute “ The Secretary of State must endeavour to ”.

Commencement Information

I169 Reg. 178 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 10 of Regulation (EU) No 255/2010

179.—(1) Article 10 (obligations concerning critical events) is amended as follows.

(2) In paragraph 1—

(a) for “Member States shall” substitute “ The Secretary of State must endeavour to ”, and

(b) for “EATMN” substitute “ UK ATMS ”.

(3) In paragraph 2, in point (c) omit “Member States”.

Commencement Information

I170 Reg. 179 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 11 of Regulation (EU) No 255/2010

180.—(1) Article 11 (monitoring of compliance to ATFM measures) is amended as follows.

(2) In paragraph 1—

- (a) for “Member States” substitute “ The Secretary of State ”, and
- (b) omit the second sentence.

(3) In paragraph 2 omit the second sentence.

(4) For paragraph 3 substitute—

“3. The Secretary of State must endeavour to ensure that the central unit for ATFM notifies the Secretary of State if exemptions in excess of 0,6% of the United Kingdom's annual departures are granted.”.

(5) In paragraph 4 for “Member States shall” substitute “ The Secretary of State must endeavour to ”.

(6) In paragraph 6—

- (a) for “Member States shall” substitute “ The Secretary of State must endeavour to ”, and
- (b) omit “and that the report is submitted to the Commission”.

(7) In paragraph 7 for “Member States” substitute “ The Secretary of State ”.

Commencement Information

I171 Reg. 180 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 12 of Regulation (EU) No 255/2010

181.—(1) Article 12 (performance assessment) is amended as follows.

(2) In paragraph 1 for “Member States shall” substitute “ the Secretary of State must endeavour to ”.

(3) In paragraph 2 for “Member States shall” substitute “ The Secretary of State must endeavour to ”.

(4) Omit the two unnumbered paragraphs after paragraph 2.

Commencement Information

I172 Reg. 181 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 13 of Regulation (EU) No 255/2010

182. In Article 13 (safety requirements) for “Member States” substitute “ The Secretary of State ”.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I173 Reg. 182 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 14 of Regulation (EU) No 255/2010

183. In Article 14 (additional requirements), in each of paragraphs 1 and 2, for “Member States” substitute “The Secretary of State”.

Commencement Information

I174 Reg. 183 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 15 of Regulation (EU) No 255/2010

184. Omit Article 15 (penalties).

Commencement Information

I175 Reg. 184 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 16 of Regulation (EU) No 255/2010

185. Omit Article 16 (entry into force and application).

Commencement Information

I176 Reg. 185 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Regulation (EU) No 255/2010

186. After Article 16 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I177 Reg. 186 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 9

Revocation of Commission Regulation (EU) No 176/2011

Regulation (EU) No 176/2011

187. Commission Regulation (EU) No 176/2011 of 24 February 2011 on the information to be provided before the establishment and modification of a functional airspace block is revoked.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I178 Reg. 187 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 10

Revocation of Commission Regulation (EU) No 283/2011

Commission Regulation (EU) No 283/2011

188. Commission Regulation (EU) No 283/2011 of 22 March 2011 amending Regulation (EC) No 633/2007 as regards the transitional arrangements referred to in Article 7 is revoked.

Commencement Information

I179 Reg. 188 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 11

Amendment of Commission Regulation (EU) No 677/2011

PROSPECTIVE

Commission Regulation (EU) No 677/2011: introduction

^{F4}**189.**

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 1 of Commission Regulation (EU) No 677/2011

^{F4}**190.**

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

PROSPECTIVE

Article 2 of Commission Regulation (EU) No 677/2011

^{F4}191.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 3 of Commission Regulation (EU) No 677/2011

^{F4}192.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 4 of Commission Regulation (EU) No 677/2011

^{F4}193.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 5 of Commission Regulation (EU) No 677/2011

^{F4}194.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

PROSPECTIVE

Article 6 of Commission Regulation (EU) No 677/2011

^{F4}195.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 7 of Commission Regulation (EU) No 677/2011

^{F4}196.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 8 of Commission Regulation (EU) No 677/2011

^{F4}197.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 9 of Commission Regulation (EU) No 677/2011

^{F4}198.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

PROSPECTIVE

Article 10 of Commission Regulation (EU) No 677/2011

F⁴199.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 11 of Commission Regulation (EU) No 677/2011

F⁴200.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 12 of Commission Regulation (EU) No 677/2011

F⁴201.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 13 of Commission Regulation (EU) No 677/2011

F⁴202.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

PROSPECTIVE

Article 14 of Commission Regulation (EU) No 677/2011

F⁴203.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 15 of Commission Regulation (EU) No 677/2011

F⁴204.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 16 of Commission Regulation (EU) No 677/2011

F⁴205.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 17 of Commission Regulation (EU) No 677/2011

F⁴206.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

PROSPECTIVE

Article 18 of Commission Regulation (EU) No 677/2011

F⁴207.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 19 of Commission Regulation (EU) No 677/2011

F⁴208.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 20 of Commission Regulation (EU) No 677/2011

F⁴209.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 21 of Commission Regulation (EU) No 677/2011

F⁴210.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

PROSPECTIVE

Article 22 of Commission Regulation (EU) No 677/2011

F4211.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 23 of Commission Regulation (EU) No 677/2011

F4212.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 24 of Commission Regulation (EU) No 677/2011

F4213.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Article 25 of Commission Regulation (EU) No 677/2011

F4214.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

PROSPECTIVE

Article 27 of Commission Regulation (EU) No 677/2011

F⁴215.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Further amendment of Commission Regulation (EU) No 677/2011

F⁴216.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Annex 1 of Commission Regulation (EU) No 677/2011

F⁴217.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Annex 2 of Commission Regulation (EU) No 677/2011

F⁴218.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

PROSPECTIVE

Annex 3 of Commission Regulation (EU) No 677/2011

F4219.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Annex 4 of Commission Regulation (EU) No 677/2011

F4220.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Annex 5 of Commission Regulation (EU) No 677/2011

F4221.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

PROSPECTIVE

Annex 6 of Commission Regulation (EU) No 677/2011

F4222.

Textual Amendments

F4 Regs. 189-222 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(3)**

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

CHAPTER 12

Amendment of Commission Implementing Regulation (EU) No 1034/2011

PROSPECTIVE

Commission Implementing Regulation (EU) No 1034/2011: introduction

^{F5}223.

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 1 of Commission Implementing Regulation (EU) No 1034/2011

^{F5}224.

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 2 of Commission Implementing Regulation (EU) No 1034/2011

^{F5}225.

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 3 of Commission Implementing Regulation (EU) No 1034/2011

^{F5}226.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 4 of Commission Implementing Regulation (EU) No 1034/2011

F5 **227.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 5 of Commission Implementing Regulation (EU) No 1034/2011

F5 **228.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 6 of Commission Implementing Regulation (EU) No 1034/2011

F5 **229.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

F5 **230.**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 8 of Commission Implementing Regulation (EU) No 1034/2011

F5 **231.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 9 of Commission Implementing Regulation (EU) No 1034/2011

F5 **232.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 10 of Commission Implementing Regulation (EU) No 1034/2011

F5 **233.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 11 of Commission Implementing Regulation (EU) No 1034/2011

F5 **234.**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 12 of Commission Implementing Regulation (EU) No 1034/2011

F5 **235.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 13 of Commission Implementing Regulation (EU) No 1034/2011

F5 **236.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 14 of Commission Implementing Regulation (EU) No 1034/2011

F5 **237.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 15 of Commission Implementing Regulation (EU) No 1034/2011

F5 **238.**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 16 of Commission Implementing Regulation (EU) No 1034/2011

F5 **239.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 17 of Commission Implementing Regulation (EU) No 1034/2011

F5 **240.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 18 of Commission Implementing Regulation (EU) No 1034/2011

F5 **241.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 19 of Commission Implementing Regulation (EU) No 1034/2011

F5 **242.**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Article 20 of Commission Implementing Regulation (EU) No 1034/2011

F5 **243.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

PROSPECTIVE

Further amendment of Commission Implementing Regulation (EU) No 1034/2011

F5 **244.**

Textual Amendments

F5 Regs. 223-244 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(4)**

CHAPTER 13

Amendment of Commission Implementing Regulation (EU) No 1035/2011

PROSPECTIVE

Commission Implementing Regulation (EU) No 1035/2011: introduction

F6 **245.**

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

PROSPECTIVE

Article 2 of Commission Implementing Regulation (EU) No 1035/2011

F6246.

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

Article 3 of Commission Implementing Regulation (EU) No 1035/2011

F6247.

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

Article 4 of Commission Implementing Regulation (EU) No 1035/2011

F6248.

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

Article 5 of Commission Implementing Regulation (EU) No 1035/2011

F6249.

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

PROSPECTIVE

Article 7 of Commission Implementing Regulation (EU) No 1035/2011

F6250.

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

Article 9 of Commission Implementing Regulation (EU) No 1035/2011

F6251.

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

Article 10 of Commission Implementing Regulation (EU) No 1035/2011

F6252.

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

Article 11 of Commission Implementing Regulation (EU) No 1035/2011

F6253.

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

PROSPECTIVE

Article 12 of Commission Implementing Regulation (EU) No 1035/2011

F6254.

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

Article 14 of Commission Implementing Regulation (EU) No 1035/2011

F6255.

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

Article 15 of Commission Implementing Regulation (EU) No 1035/2011

F6256.

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

Further amendment of Commission Implementing Regulation (EU) No 1035/2011

F6257.

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

PROSPECTIVE

Annex 1 to Commission Implementing Regulation (EU) No 1035/2011

F6 ~~258.~~

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

PROSPECTIVE

Annex 2 to Commission Implementing Regulation (EU) No 1035/2011

F6 ~~259.~~

Textual Amendments

F6 Regs. 245-259 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(5)**

CHAPTER 14

Amendment of Commission Implementing Regulation (EU) No 1206/2011

Commission Implementing Regulation (EU) No 1206/2011: introduction

260. Commission Implementing Regulation (EU) No 1206/2011 of 22 November 2011 laying down requirements on aircraft identification for surveillance for the single European sky is amended in accordance with regulations 261 to 276.

Commencement Information

I180 Reg. 260 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 1 of Commission Implementing Regulation (EU) No 1206/2011

261. In Article 1 (subject matter) “EATMN” substitute “UK ATMS”.

Commencement Information

I181 Reg. 261 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Article 3 of Commission Implementing Regulation (EU) No 1206/2011

262.—(1) Article 3 (definitions) is amended as follows.

(2) In point 10—

- (a) after “SSR codes to” insert “ the United Kingdom, ”, and
- (b) after “agreed by” insert “ the United Kingdom and ”.

(3) in point 12—

- (a) omit “within the European Air Traffic Management Network”, and
- (b) for “covered by this Regulation” substitute “ under the responsibility of the States participating in that service ”.

Commencement Information

I182 Reg. 262 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 4 of Commission Implementing Regulation (EU) No 1206/2011

263.—(1) Article 4 (performance requirements) is amended as follows.

(2) Omit paragraph 1.

(3) In paragraph 6—

- (a) in the words before point (a) for “Member States” substitute “ The CAA ”,
- (b) in point (a) for “paragraphs 1 and 2” substitute “ paragraph 2 ”, and
- (c) in point (c)—
 - (i) omit “agreed by all Member States and”, and
 - (ii) after “with” insert “ Member States and ”.

Commencement Information

I183 Reg. 263 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 5 of Commission Implementing Regulation (EU) No 1206/2011

264. In Article 5 (safety requirements), in paragraph 1 for “Member States” substitute “ The CAA ”.

Commencement Information

I184 Reg. 264 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 6 of Commission Implementing Regulation (EU) No 1206/2011

265.—(1) Article 6 (conformity or suitability for use of constituents) is amended as follows.

(2) The first unnumbered paragraph becomes paragraph 1.

- (3) In that paragraph—
- (a) for “an EC” substitute “ a ”,
 - (b) after “Regulation or” insert “ if the manufacturer is not established in the United Kingdom ”, and
 - (c) for “Union” substitute “ United Kingdom ”.
- (4) The second unnumbered paragraph becomes paragraph 2.

Commencement Information

I185 Reg. 265 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 7 of Commission Implementing Regulation (EU) No 1206/2011

266. In Article 7 (verification of systems), in paragraph 2 for “a notified” substitute “ an appointed ”.

Commencement Information

I186 Reg. 266 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 9 of Commission Implementing Regulation (EU) No 1206/2011

267. In Article 9 (additional requirements for operators), in paragraph 2 for “4(1) and (2)” substitute “ 4(2) ”.

Commencement Information

I187 Reg. 267 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 10 of Commission Implementing Regulation (EU) No 1206/2011

- 268.** In Article 10 (additional requirements for Member States)—
- (a) in the heading for “Member States” substitute “ the CAA ”,
 - (b) for “Member States” substitute “ The CAA ”, and
 - (c) omit “compliance with this Regulation including”.

Commencement Information

I188 Reg. 268 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 11 of Commission Implementing Regulation (EU) No 1206/2011

269. Omit Article 11 (exemptions).

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

Commencement Information

I189 Reg. 269 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 12 of Commission Implementing Regulation (EU) No 1206/2011

270. Omit Article 12 (entry into force and application).

Commencement Information

I190 Reg. 270 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Implementing Regulation (EU) No 1206/2011

271. After Article 12 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I191 Reg. 271 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 1 to Commission Implementing Regulation (EU) No 1206/2011

272. In Annex 1 (airspace referred to in Article 4(1) and (4)), in each of the heading and the unnumbered paragraph for “4(1) and (4)” substitute “4(4)”.

Commencement Information

I192 Reg. 272 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 2 to Commission Implementing Regulation (EU) No 1206/2011

273. In Annex 2 (performance requirements referred to in Article 4(3)), in each of points 4, 6 and 7(a) after “agreed by” insert “the United Kingdom and”.

Commencement Information

I193 Reg. 273 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 3 to Commission Implementing Regulation (EU) No 1206/2011

274. In Annex 3 (performance requirements referred to in Article 4(4)), in each of points (a) and (b) after “agreed by” insert “the United Kingdom and”.

Commencement Information

I194 Reg. 274 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 5 to Commission Implementing Regulation (EU) No 1206/2011

275. In Annex 5 (requirements for the assessment of conformity or suitability for use of constituents referred to in Article 6), in point 4 omit “EC” in the first place it occurs.

Commencement Information

I195 Reg. 275 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 7 to Commission Implementing Regulation (EU) No 1206/2011

276.—(1) Annex 7 is amended as follows.

(2) In Part A (requirements for the verification of systems referred to in Article 7(1)), in point 7—

- (a) omit “EC” in the first place it occurs, and
- (b) for “national supervisory authority” substitute “CAA”.

(3) In Part B (requirements for the verification of systems referred to in Article 7(2))—

- (a) in point 5 for “a notified” substitute “an appointed”,
- (b) in each of points 6 to 8 for “notified” substitute “appointed”, and
- (c) in point 9—
 - (i) omit “EC” in the first place it occurs, and
 - (ii) for “national supervisory authority” substitute “CAA”.

Commencement Information

I196 Reg. 276 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 15

Amendment of Commission Implementing Regulation (EU) No 1207/2011

Commission Implementing Regulation (EU) No 1207/2011: introduction

277. Commission Implementing Regulation (EU) No 1207/2011 of 22 November 2011 laying down requirements for the performance and interoperability of surveillance for the single European sky is amended in accordance with regulations 278 to 293.

Commencement Information

I197 Reg. 277 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Article 1 of Commission Implementing Regulation (EU) No 1207/2011

278. In Article 1 (subject matter) for “within” substitute “ of the United Kingdom Air Traffic Management System (UK ATMS) in relation to ”.

Commencement Information

I198 Reg. 278 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

[^{F7}Article 2 of Commission implementing Regulation (EU) No 1207/2011

278A. In Article 2 (scope), in paragraph 2 for “Single European Sky airspace” substitute “airspace provided for in Article 1(3) of Regulation (EC) No 551/2004 of the European Parliament and of the Council”.]

Textual Amendments

F7 Reg. 278A inserted (31.12.2020 immediately before IP completion day) by [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) \(No. 2\) Regulations 2020 \(S.I. 2020/784\)](#), regs. 1(2), 3

Commencement Information

I199 Reg. 278A in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 5 of Commission Implementing Regulation (EU) No 1207/2011

[^{F8}**279.** In Article 5 (interoperability requirements), in paragraph 5, for “Single European Sky airspace”, in both places it occurs, substitute “airspace provided for in Article 1(3) of Regulation (EC) No 551/2004 of the European Parliament and of the Council”.]

Textual Amendments

F8 Reg. 279 substituted (31.12.2020 immediately before IP completion day) by [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) \(No. 2\) Regulations 2020 \(S.I. 2020/784\)](#), regs. 1(2), 4

Commencement Information

I200 Reg. 279 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 6 of Commission Implementing Regulation (EU) No 1207/2011

280.—(1) Article 6 (spectrum protection) is amended as follows.

(2) In paragraph 1—

- (a) for “Member States” substitute “ the CAA ”, and
- (b) for “a Member State” substitute “ the United Kingdom ”.

(3) In paragraph 3—

- (a) for “Member States” substitute “ the CAA ”, and
- (b) for “a Member State” substitute “ the United Kingdom ”.

(4) Omit paragraph 4.

Commencement Information

I201 Reg. 280 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 7 of Commission Implementing Regulation (EU) No 1207/2011

281. In Article 7 (associated procedures), in paragraph 3 for “Member States” substitute “ The CAA ”.

Commencement Information

I202 Reg. 281 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 8 of Commission Implementing Regulation (EU) No 1207/2011

282.—(1) Article 8 (State aircraft) is amended as follows.

(2) In each of paragraphs 1 and 2 for “Member States” substitute “ The Secretary of State ”.

(3) Omit paragraphs 3 and 4.

(4) In paragraph 5 for “the State aircraft identified in paragraph 3” substitute “ : ” then insert—

- “(a) State aircraft that cannot be equipped with secondary surveillance radar transponders that comply with the requirements set out in Part A of Annex 2, and
- (b) transport-type State aircraft with a maximum certified take-off mass exceeding 5 700 kg or having a maximum cruising true airspeed capability greater than 250 knots, that cannot be equipped with secondary surveillance radar transponders that comply with the requirements set out in Part B and Part C of Annex 2.”.

(5) In paragraph 6 for “Member States” substitute “ The Secretary of State ”.

(6) In paragraph 7 for “Member State that has designated them” substitute “ CAA ”.

[^{F9}(7) In paragraph 8—

- (a) for “Member States” substitute “The Secretary of State”, and
- (b) for “Single European Sky airspace” substitute “airspace provided for in Article 1(3) of Regulation (EC) No 551/2004 of the European Parliament and of the Council”.]

Textual Amendments

F9 Reg. 282(7) inserted (31.12.2020 immediately before IP completion day) by [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/784\)](#), regs. 1(2), 5

Commencement Information

I203 Reg. 282 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Article 9 of Commission Implementing Regulation (EU) No 1207/2011

- 283.**—(1) Article 9 (safety requirements) is amended as follows.
- (2) Omit paragraph 1.
 - (3) In paragraph 2 for “Member States” substitute “ The CAA ”.
 - (4) In paragraph 3 for “paragraphs 1 and 2” substitute “ paragraph 2 ”.

Commencement Information

I204 Reg. 283 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 10 of Commission Implementing Regulation (EU) No 1207/2011

- 284.** In Article 10 (conformity or suitability for use of constituents), in the first unnumbered paragraph—
- (a) for “an EC” substitute “ a ”,
 - (b) after “Regulation or” insert “ if the manufacturer is not established in the United Kingdom ”, and
 - (c) for “Union” substitute “ United Kingdom ”.

Commencement Information

I205 Reg. 284 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 11 of Commission Implementing Regulation (EU) No 1207/2011

- 285.** In Article 11 (verification of systems), in paragraph 2 for “a notified” substitute “ an appointed ”.

Commencement Information

I206 Reg. 285 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 12 of Commission Implementing Regulation (EU) No 1207/2011

- 286.** In Article 12 (additional requirements), in paragraph 4 for “Member States” substitute “ The CAA ”.

Commencement Information

I207 Reg. 286 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 13 of Commission Implementing Regulation (EU) No 1207/2011

- 287.** Omit Article 13 (exemptions on the cooperative surveillance chain).

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I208 Reg. 287 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

PROSPECTIVE

Article 14 of Commission Implementing Regulation (EU) No 1207/2011

^{F10}**288.**

Textual Amendments

F10 Reg. 288 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) \(No. 2\) Regulations 2020 \(S.I. 2020/784\)](#), [regs. 1\(2\), 6](#)

[^{F11}Article 14a of Commission implementing Regulation (EU) No 1207/2011

288A. In Article 14a (flight plans)—

- (a) omit “communicated as per Article 8(3)”, and
- (b) for “Single European Sky airspace” substitute “airspace provided for in Article 1(3) of Regulation [\(EC\) No 551/2004](#) of the European Parliament and of the Council”.]

Textual Amendments

F11 Reg. 288A inserted (31.12.2020 immediately before IP completion day) by [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) \(No. 2\) Regulations 2020 \(S.I. 2020/784\)](#), [regs. 1\(2\), 7](#)

Commencement Information

I209 Reg. 288A in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 15 of Commission Implementing Regulation (EU) No 1207/2011

289. Omit Article 15 (entry into force and application).

Commencement Information

I210 Reg. 289 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Implementing Regulation (EU) No 1207/2011

290. After Article 15 omit the sentence which begins “This Regulation shall be binding”.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I211 Reg. 290 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 5 to Commission Implementing Regulation (EU) No 1207/2011

291. In Annex 5 (requirements for the assessment of the level of performance of surveillance chains referred to in Article 7(1)), in paragraph 2 for “national supervisory authority” substitute “CAA”.

Commencement Information

I212 Reg. 291 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 7 to Commission Implementing Regulation (EU) No 1207/2011

292. In Annex 7 (requirements for the assessment of the conformity or suitability for use of constituents referred to in Article 10), in point 4 omit “EC” in the first place it occurs.

Commencement Information

I213 Reg. 292 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 9 to Commission Implementing Regulation (EU) No 1207/2011

293.—(1) Annex 9 is amended as follows.

(2) In Part A (requirements for the verification of systems referred to in Article 11(1)), in point 7—

- (a) omit “EC” in the first place it occurs, and
- (b) for “national supervisory authority” substitute “CAA”.

(3) In Part B (requirements for the verification of systems referred to in Article 11(2))—

- (a) in point 5 for “a notified” substitute “an appointed”,
- (b) in each of points 6 to 8 for “notified” substitute “appointed”, and
- (c) in point 9—
 - (i) omit “EC” in the first place it occurs, and
 - (ii) for “national supervisory authority” substitute “CAA”.

Commencement Information

I214 Reg. 293 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 16

Amendment of Commission Implementing Regulation (EU) No 923/2012

Commission Implementing Regulation (EU) No 923/2012: introduction

294. Commission Implementing Regulation (EU) No 923/2012 of 26 September 2012 laying down the common rules of the air and operational provisions regarding services and procedures in air navigation and amending Implementing Regulation (EU) No 1035/2011 and Regulations (EC) No 1265/2007, (EC) No 1794/2006, (EC) No 730/2006, (EC) No 1033/2006 and (EU) No 255/2010 is amended in accordance with regulations 295 to 308.

Commencement Information

I215 Reg. 294 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 1 of Commission Implementing Regulation (EU) No 923/2012

295.—(1) Article 1 (subject matter and scope) is amended as follows.

(2) In paragraph 2—

(a) in point (a) for “Union” substitute “ United Kingdom ”, and

(b) in point (b) for “a Member State of the Union” substitute “ the United Kingdom ”.

(3) In paragraph 3 for “authorities of the Member States” substitute “ authority ”.

(4) In paragraph 4 for “Member States shall ensure that national rules are established” substitute “ the Secretary of State must take such steps as the Secretary of State considers appropriate ”.

Commencement Information

I216 Reg. 295 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 2 of Commission Implementing Regulation (EU) No 923/2012

296. In Article 2 (definitions) for point 55 substitute—

“**55.** ‘competent authority’ means the Civil Aviation Authority;”.

Commencement Information

I217 Reg. 296 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 3 of Commission Implementing Regulation (EU) No 923/2012

297. In Article 3 (compliance), for “Member States” substitute “ competent authority ”.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I218 Reg. 297 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 4 of Commission Implementing Regulation (EU) No 923/2012

298.—(1) Article 4 (exemptions for special operations) is amended as follows.

- (2) In paragraph 1, in the words before point (a)—
- (a) for “authorities” substitute “ authority ”, and
 - (b) for “their” substitute “ its ”.
- (3) Omit paragraph 2.

Commencement Information

I219 Reg. 298 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 5 of Commission Implementing Regulation (EU) No 923/2012

299. Omit Article 5 (differences).

Commencement Information

I220 Reg. 299 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 6 of Commission Implementing Regulation (EU) No 923/2012

300.—(1) Article 6 (monitoring of amendments) is amended as follows.

- (2) In paragraph 1—
- (a) for the words before point (a) substitute “ The competent authority must: ”, and
 - (b) in each of points (a) and (b) omit “to” in the first place it occurs.
- (3) In paragraph 2 omit “Article 5 of this Regulation relating to the withdrawal and notification of differences and publication in the Aeronautical Information Publication and”.

Commencement Information

I221 Reg. 300 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 7 of Commission Implementing Regulation (EU) No 923/2012

301.—(1) Article 7 (amendments to the Annex) is amended as follows.

- (2) For paragraph 1 substitute—

“1. The Secretary of State may by regulations made by statutory instrument amend the Annex to this Regulation.”.

(3) In paragraph 2 after “any relevant” insert “ European ”.

(4) At the end insert—

“3. Regulations under paragraph 1—

(a) may make different provision for different purposes;

(b) may make transitional, transitory or saving provision;

(c) may make consequential, incidental or supplementary provision.

4. A statutory instrument containing regulations under paragraph 1 is subject to annulment in pursuance of a resolution of either House of Parliament.”.

Commencement Information

I222 Reg. 301 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 8 of Commission Implementing Regulation (EU) No 923/2012

302. Omit Article 8 (transitional and additional measures).

Commencement Information

I223 Reg. 302 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 9 of Commission Implementing Regulation (EU) No 923/2012

303. Omit Article 9 (safety requirements).

Commencement Information

I224 Reg. 303 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 10 of Commission Implementing Regulation (EU) No 923/2012

304. In Article 10 (amendments) omit paragraphs 1, 3 and 4.

Commencement Information

I225 Reg. 304 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Article 11 of Commission Implementing Regulation (EU) No 923/2012

305. Omit Article 11 (entry into force).

Commencement Information

I226 Reg. 305 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Implementing Regulation (EU) No 923/2012

306. After Article 11 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I227 Reg. 306 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex to Commission Implementing Regulation (EU) No 923/2012

307.—(1) The Annex (rules of the air) is amended as follows.

(2) In Section 1 (flight over the high seas), in SERA.1001 (general)—

(a) in point (a)—

(i) omit “in particular within Functional Airspace Blocks”,

(ii) for “member States” substitute “ United Kingdom ”,

(iii) for “Member States” substitute “ the United Kingdom ”, and

(iv) for “they are” substitute “ the United Kingdom is ”, and

(b) in point (b)—

(i) for “a Member State” substitute “ the United Kingdom ”, and

(ii) for “the Member State” substitute “ the Secretary of State ”.

(3) In Section 2 (applicability and compliance), in SERA.2001 (subject)—

(a) in point (a) for “Union” substitute “ United Kingdom ”,

(b) in point (b) for “a Member State of the Union” substitute “ the United Kingdom ”, and

(c) in the unnumbered paragraph after point (b) for “Competent Authorities of the Member States” substitute “ competent authority ”.

(4) In Section 3 (general rules and collision avoidance)—

(a) in each of SERA.3115 (dropping or spraying), SERA.3120 (towing), SERA.3125 (parachute descents) and SERA.3130 (aerobatic flight), for point (a) substitute—

“(a) legislation, if any, applicable to that activity, and”,

(b) in SERA.3145 (prohibited areas and restricted areas) for “Member State over whose territory the areas are established” substitute “ Secretary of State ”, and

(c) in SERA.3301 (general), in point (d) omit “Union or national”.

(5) In Section 5 (visual meteorological conditions, visual flight rules, special VFR and instrument flight rules), in SERA.5005 (visual flight rules), in point (d)(2), in each of points (i) and (ii) for “Member States” substitute “ competent authority ”.

- (6) In Section 6 (airspace classification), in SERA.6001 (classification of airspaces)—
- (a) in point (a) for “Member States” substitute “ The competent authority ”, and
 - (b) in point (b) for “Member States” substitute “ United Kingdom ”.
- (7) In Section 7 (air traffic services), in SERA.7005 (coordination between the airport operator and air traffic services), in point (a) omit “Union”.
- (8) In Section 8 (air traffic control service), in SERA.8035 (communications), in point (b)—
- (a) for “Member States” substitute “ Secretary of State ”, and
 - (b) omit the second sentence.
- (9) In Section 11 (interference, emergency contingencies and interception), in SERA.11015 (interception), in point (a) for “Member States” substitute “ the Secretary of State ”.
- (10) In Section 12 (services related to meteorology — aircraft observations and reports by voice communications), in SERA.12005 (special aircraft observations), in point (b) for “Competent authorities” substitute “ The competent authority ”.
- (11) In Section 14 (voice communication procedures), in SERA.14015 (language to be used in air-ground communication)—
- (a) in point (a) omit the words from “or” to the end of the point, and
 - (b) omit point (b).

Commencement Information

I228 Reg. 307 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Supplement to the Annex to Commission Implementing Regulation (EU) No 923/2012

308. Omit the supplement to the Annex (list of commonly agreed differences to be notified to ICAO in accordance with Article 5).

Commencement Information

I229 Reg. 308 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 17

Amendment of Commission Implementing Regulation (EU) No 1079/2012

Commission Implementing Regulation (EU) No 1079/2012: introduction

309. Commission Implementing Regulation (EU) No 1079/2012 of 16 November 2012 laying down requirements for voice channels spacing for the single European sky is amended in accordance with regulations 310 to 327.

Commencement Information

I230 Reg. 309 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

Article 2 of Commission Implementing Regulation (EU) No 1079/2012

310. In Article 2 (scope), in paragraph 3, for “Member States are” substitute “ the United Kingdom is ”.

Commencement Information

I231 Reg. 310 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 3 of Commission Implementing Regulation (EU) No 1079/2012

311. In Article 3 (definitions), in point 6 after “given by” insert “ the CAA or ”.

Commencement Information

I232 Reg. 311 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 4 of Commission Implementing Regulation (EU) No 1079/2012

312.—(1) Article 4 (interoperability and performance requirements of radio equipment) is amended as follows.

(2) In paragraph 1—

- (a) after “or” insert “ if the manufacturer is not established in the United Kingdom ”,
- (b) for “Union” substitute “ United Kingdom ”, and
- (c) omit “from 17 November 2013”.

(3) In paragraph 3—

- (a) for “Member States” substitute “ The CAA ”, and
- (b) after “issued in the” insert “ United Kingdom or European ”.

(4) In paragraph 4 omit “from 17 November 2013”.

(5) In paragraph 5—

- (a) for “Member States” substitute “ The CAA ”, and
- (b) omit “by 31 December 2017 at the latest”.

Commencement Information

I233 Reg. 312 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 5 of Commission Implementing Regulation (EU) No 1079/2012

313.—(1) Article 5 (obligations of operators) is amended as follows.

(2) In paragraph 2—

- (a) for “From 1 January 2014 an” substitute “ An ”, and
- (b) after “class A, B or C of the” insert “ under the responsibility of the United Kingdom or the ”.

- (3) In paragraph 4 omit “from 1 January 2018”.

Commencement Information

I234 Reg. 313 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 6 of Commission Implementing Regulation (EU) No 1079/2012

- 314.**—(1) Article 6 (requirements on 8,33 kHz conversions) is amended as follows.
- (2) In paragraph 1 for “Member States” substitute “ The CAA ”.
- (3) In paragraph 2—
- (a) for “Member States” substitute “ the CAA ”, and
- (b) for “the Commission” substitute “ Eurocontrol ”.
- (4) Omit paragraphs 3 to 7.
- (5) In paragraph 8—
- (a) for “Member States listed in Annex I” substitute “ The CAA ”, and
- (b) omit “from 1 January 2015,”.
- (6) In paragraph 9—
- (a) for “Member States” substitute “ CAA ”, and
- (b) for “Commission, by 31 December 2014 at the latest,” substitute “ Secretary of State ”.
- (7) In paragraph 10—
- (a) for “Member States” substitute “ The CAA ”, and
- (b) omit “, by 31 December 2018 at the latest,”.

Commencement Information

I235 Reg. 314 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 8 of Commission Implementing Regulation (EU) No 1079/2012

- 315.** In Article 8 (associated procedures) omit paragraph 7.

Commencement Information

I236 Reg. 315 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 9 of Commission Implementing Regulation (EU) No 1079/2012

- 316.**—(1) Article 9 (arrangements for State aircraft) is amended as follows.
- (2) In paragraph 1 for “Member States” substitute “ The Secretary of State ”.
- (3) In paragraph 2—
- (a) for “Member States” substitute “ the Secretary of State ”, and

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

- (b) omit “by 31 December 2012 at the latest”.
- (4) In each of paragraphs 3 and 4 for “Member States” substitute “ The Secretary of State ”.
- (5) In paragraph 5—
 - (a) for “Member States” substitute “ the Secretary of State ”, and
 - (b) omit “by 31 December 2015 at the latest”.
- (6) In paragraph 6—
 - (a) for “Member States” substitute “ The Secretary of State ”, and
 - (b) omit “from 1 January 2014”.
- (7) In paragraph 7—
 - (a) for “Member States” substitute “ The Secretary of State ”, and
 - (b) omit “from 1 January 2014”.
- (8) In paragraph 8—
 - (a) for “Member States” substitute “ The Secretary of State ”, and
 - (b) omit “by 31 December 2018 at the latest”.
- (9) Omit paragraphs 9 and 10.
- (10) In paragraph 13 for “Member States” substitute “ The CAA ”.
- (11) In paragraph 14 for “Member State that has designated them” substitute “ CAA ”.

Commencement Information

I237 Reg. 316 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 10 of Commission Implementing Regulation (EU) No 1079/2012

317. In Article 10 (safety requirements) for “Member States” substitute “ The CAA ”.

Commencement Information

I238 Reg. 317 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 11 of Commission Implementing Regulation (EU) No 1079/2012

318. In Article 11 (conformity or suitability for use of constituents), in each of paragraphs 1 and 2, for “an EC” substitute “ a ”.

Commencement Information

I239 Reg. 318 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 12 of Commission Implementing Regulation (EU) No 1079/2012

319.—(1) Article 12 (verification of systems) is amended as follows.

- (2) In paragraph 1 for “their national supervisory authority” substitute “ the CAA ”.
- (3) In paragraph 2 for “a notified” substitute “ an appointed ”.
- (4) In paragraph 3 for “an EC” substitute “ a ”.

Commencement Information

I240 Reg. 319 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 13 of Commission Implementing Regulation (EU) No 1079/2012

320.—(1) Article 13 (additional requirements) is amended as follows.

- (2) In paragraph 1 for “Member States” substitute “ The CAA ”.
- (3) Omit paragraphs 2 and 4.
- (4) In paragraph 6 for “Member States” substitute “ The CAA ”.

Commencement Information

I241 Reg. 320 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 14 of Commission Implementing Regulation (EU) No 1079/2012

321.—(1) Article 14 (exemptions) is amended as follows.

- (2) In paragraph 1—
 - (a) for “the first paragraph of Article 4 of Commission Regulation (EC) No 730/2006,” substitute “ point SERA.5005(d)(2) of the Annex to Commission Implementing Regulation (EU) No 923/2012 ”, and
 - (b) for “Member States” substitute “ the CAA ”.
- (3) In paragraph 2—
 - (a) for “Member States” substitute “ The CAA ”, and
 - (b) omit “local”.
- (4) In paragraph 3—
 - (a) for “Member States” substitute “ The CAA, if ”,
 - (b) omit “local”, and
 - (c) for “the Commission” substitute “ Eurocontrol ”.
- (5) Omit paragraph 4.

Commencement Information

I242 Reg. 321 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

*Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)*

Article 15 of Commission Implementing Regulation (EU) No 1079/2012

322. Omit Article 15 (repeal).

Commencement Information

I243 Reg. 322 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 16 of Commission Implementing Regulation (EU) No 1079/2012

323. Omit Article 16 (entry into force).

Commencement Information

I244 Reg. 323 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Implementing Regulation (EU) No 1079/2012

324. After Article 16 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I245 Reg. 324 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 1 to Commission Implementing Regulation (EU) No 1079/2012

325.—(1) Annex 1 (Member States referred to in Articles 5 and 6) is amended as follows.

(2) In the heading for “Articles 5 and 6” substitute “ Article 5 ”.

(3) In the text before the indented list for “Articles 5(2), 6(3), 6(5) and 6(8)” substitute “ Article 5(2) ”.

(4) Omit the last indent (United Kingdom).

Commencement Information

I246 Reg. 325 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 3 to Commission Implementing Regulation (EU) No 1079/2012

326.—(1) Annex 3 (requirements referred to in Article 10, to be taken into consideration during the safety assessment) is amended as follows.

(2) In point 4 omit “(2),”.

(3) In each of points 5 and 6 for “Member States” substitute “ The CAA ”.

(4) In point 9, for the words from “Member States” to “shall” substitute “ If the CAA converts frequency assignments to 8,33 kHz channel spacing in any part of the airspace under the responsibility of the United Kingdom it must: ”.

Commencement Information

I247 Reg. 326 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Annex 4 to Commission Implementing Regulation (EU) No 1079/2012

327.—(1) Annex 4 is amended as follows.

(2) In Part B (internal production control module)—

(a) in point 1—

(i) after “manufacturer or”, in both places those words occur, insert “, if the manufacturer is not established in the United Kingdom”, and

(ii) for “Union”, in both places it occurs, substitute “ United Kingdom ”,

(b) in point 2—

(i) for “He or his” substitute “The manufacturer, or if the manufacturer is not established in the United Kingdom, the manufacturer's”,

(ii) for “Union”, in both places it occurs, substitute “ United Kingdom ”,

(iii) for “relevant national supervisory authorities” substitute “ CAA ”,

(iv) after “manufacturer or” insert “, if the manufacturer is not established in the United Kingdom”, and

(v) for “Member States” substitute “ CAA ”,

(c) in point 3—

(i) for “Union”, in both places it occurs, substitute “ United Kingdom ”, and

(ii) for “Member States” substitute “ CAA ”, and

(d) in point 5 after “manufacturer or” insert “, if the manufacturer is not established in the United Kingdom”.

(3) In Part C (requirements for the verification of systems referred to in Article 12(1)), in point 7—

(a) omit “EC” in the first place it occurs, and

(b) for “national supervisory authority” substitute “ CAA ”.

(4) In Part D (requirements for the verification of systems referred to in Article 12(2))—

(a) in point 5 for “a notified” substitute “ an appointed ”,

(b) in each of points 6 to 8 for “notified” substitute “ appointed ”, and

(c) in point 9—

(i) omit “EC” in the first place it occurs, and

(ii) for “national supervisory authority” substitute “ CAA ”.

Commencement Information

I248 Reg. 327 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

CHAPTER 18

Revocation of Commission Implementing Regulation (EU) No 390/2013

Commission Implementing Regulation (EU) No 390/2013

328. Commission Implementing Regulation (EU) No 390/2013 of 3 May 2013 laying down a performance scheme for air navigation services and network functions is revoked.

Commencement Information

I249 Reg. 328 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 19

Revocation of Commission Implementing Regulation (EU) No 391/2013

Commission Implementing Regulation (EU) No 391/2013

329. Commission Implementing Regulation (EU) No 391/2013 of 3 May 2013 laying down a common charging scheme for air navigation services is revoked.

Commencement Information

I250 Reg. 329 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 20

Revocation of Commission Implementing Regulation (EU) No 409/2013

Commission Implementing Regulation (EU) No 409/2013

330. Commission Implementing Regulation (EU) No 409/2013 of 3 May 2013 on the definition of common projects, the establishment of governance and the identification of incentives supporting the implementation of the European Air Traffic Management Master Plan is revoked.

Commencement Information

I251 Reg. 330 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 21

Revocation of Commission Implementing Regulation (EU) No 657/2013

Commission Implementing Regulation (EU) No 657/2013

331. Commission Implementing Regulation (EU) No 657/2013 of 10 July 2013 amending Implementing Regulation (EU) No 1079/2012 laying down requirements for voice channels spacing for the single European sky is revoked.

Commencement Information

I252 Reg. 331 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 22

Amendment of Commission Implementing Regulation (EU) No 716/2014

Commission Implementing Regulation (EU) No 716/2014: introduction

332. Commission Implementing Regulation (EU) No 716/2014 of 27 June 2014 on the establishment of the Pilot Common Project supporting the implementation of the European Air Traffic Management Master Plan is amended in accordance with regulations 333 to 341.

Commencement Information

I253 Reg. 332 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 1 of Commission Implementing Regulation (EU) No 716/2014

333.—(1) Article 1 (subject matter and scope) is amended as follows.

(2) In paragraph 1 for “sets up” substitute “ provides for the application of requirements derived from ”.

(3) In paragraph 2 for the words from “European” to “552/2004” substitute “ United Kingdom Air Traffic Management System (UK ATMS) ”.

Commencement Information

I254 Reg. 333 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 2 of Commission Implementing Regulation (EU) No 716/2014

334.—(1) Article 2 (definitions) is amended as follows.

(2) In the first unnumbered paragraph—

(a) for “Implementing Regulation (EU) No 409/2013” substitute “ Commission Regulation (EU) No 677/2011 ”, and

(b) at the end of that paragraph insert “However, the definition of ‘operational stakeholders’ in Article 2(27) of Commission Regulation (EU) No 677/2011 does not apply.”.

(3) Omit point 3.

(4) After point 5 insert—

“(6) ‘ATM functionality’ means a group of ATM operational functions or services related to trajectory, airspace and surface management or to information sharing within the en-route, terminal, airport or network operating environments;

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

(7) ‘industrialisation’ of ATM functionalities means the activities and processes, following their validation that include standardisation, certification and production by the manufacturing industry (ground and airborne equipment manufacturers);

(8) ‘implementation’ of ATM functionalities means the procurement, installation and putting into service of equipment and systems, including associated operational procedures, carried out by operational stakeholders;

(9) ‘essential operational change’ means an Air Traffic Management (ATM) operational change that provides significant network performance improvements to the operational stakeholders, as referred to in the ATM Master Plan;

(10) ‘operational stakeholders’ means civil and military: airspace users, air navigation service providers and airport operators.”.

Commencement Information

I255 Reg. 334 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 3 of Commission Implementing Regulation (EU) No 716/2014

335.—(1) Article 3 (ATM functionalities and their deployment) is amended as follows.

(2) In paragraph 1 for “shall comprise” substitute “ comprises ”.

(3) In paragraph 2—

(a) omit “and the Network Manager”,

(b) omit “and Commission Implementing Regulation (EU) No 409/2013”, and

(c) for “to comply with Regulation (EC) No 552/2004, point 4 of Part A of Annex II” substitute “ for effective airspace and air traffic flow management, and the safe and efficient use of airspace by all users, through the application of the concept of flexible use of airspace; whilst taking into account national security considerations ”.

Commencement Information

I256 Reg. 335 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 4 of Commission Implementing Regulation (EU) No 716/2014

336. Omit Article 4 (reference and supporting material).

Commencement Information

I257 Reg. 336 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 5 of Commission Implementing Regulation (EU) No 716/2014

337. Omit Article 5 (monitoring).

Commencement Information

I258 Reg. 337 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 6 of Commission Implementing Regulation (EU) No 716/2014

338. Omit Article 6 (review).

Commencement Information

I259 Reg. 338 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 7 of Commission Implementing Regulation (EU) No 716/2014

339. Omit Article 7 (entry into force).

Commencement Information

I260 Reg. 339 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Implementing Regulation (EU) No 716/2014

340. After Article 7 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I261 Reg. 340 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex to Commission Implementing Regulation (EU) No 716/2014

341.—(1) The Annex is amended as follows.

(2) In point 1.2.1 (EU and EFTA Member States)—

- (a) omit the heading, and
- (b) for the list of indents substitute—
 - “— London-Heathrow
 - London-Gatwick
 - London-Stansted
 - Manchester Ringway”.

(3) Omit point 1.2.2 (other third countries).

(4) In point 1.3 (stakeholders required to implement the functionality and deployment target date) omit “and the Network Manager”.

(5) In point 2.2.1 (EU and EFTA Member States)—

- (a) omit the heading,
- (b) for the first list of indents (after the text beginning with “Departure Management Synchronised” and ending with “airports”) substitute—
 - “— London-Heathrow
 - London-Gatwick
 - London-Stansted
 - Manchester Ringway”, and
- (c) for the second list of indents (after the words “Time-based separation for Final Approach shall be operated at the following airports”) substitute—
 - “— London-Heathrow
 - London-Gatwick
 - Manchester Ringway”.
- (6) Omit point 2.2.2 (other third countries).
- (7) In point 3.1.1 (Airspace Management and Advanced Flexible Use of Airspace), in the list of indents (under the heading “*System requirements*”)—
 - (a) in the first indent omit “Enhancements to the Network Operations Plan (NOP) shall be achieved through a cooperative decision-making process between all involved operational stakeholders;”, and
 - (b) in the seventh indent for “to comply with Regulation (EC) No 552/2004, point 4 of Part A of Annex II” substitute “ for effective airspace and air traffic flow management, and the safe and efficient use of airspace by all users, through the application of the concept of flexible use of airspace; whilst taking into account national security considerations ”.
- (8) In point 3.2 (geographical scope), for “Member States are” substitute “ United Kingdom is ”.
- (9) In point 3.3 (stakeholders required to implement the functionality and deployment target dates), for “Network Manager, air” substitute “ Air ”.
- (10) Omit point 3.6 (Interdependencies with other ATM functionalities).
- (11) Omit point 4 (network collaborative management).
- (12) In point 5.1.5 (cooperative network information exchange) omit the heading “*System requirements*” and the indented paragraph after that heading.
- (13) In point 5.1.6 (flight information exchange), in the first unnumbered paragraph—
 - (a) for “exchanged” substitute “ shared ”, and
 - (b) for “systems and” substitute “ systems with the ”.
- (14) In point 5.2 (geographical scope)—
 - (a) in the unnumbered paragraph before the table—
 - (i) for “EATMN” substitute “ UK ATMS ”, and
 - (ii) omit the second sentence, and
 - (b) in the table omit the final column (Network Manager).
- (15) In point 5.3 (stakeholders required to implement the functionality and deployment target date) omit “and the Network Manager”.
- (16) In point 6.2 (geographical scope), for “Member States are” substitute “ United Kingdom is ”.
- (17) In point 6.3 (stakeholders required to implement the functionality and deployment target dates)—
 - (a) omit “and the Network Manager”, and

- (b) omit the second unnumbered paragraph.
- (18) In point 6.4 (need for synchronisation) omit the sentence beginning with “Synchronisation and consistency”.
- (19) In point 6.6 (interdependencies with other ATM functionalities) omit the third indent.
- (20) For the Appendix substitute—

“Appendix

Area control centres:

- LONDON ACC CENTRAL
- PRESTWICK ACC

TMAAs and Towers:

- LONDON TMA TC
- MANCHESTER APPROACH”.

Commencement Information

I262 Reg. 341 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 23

Amendment of Commission Implementing Regulation (EU) No 970/2014

Commission Implementing Regulation (EU) No 970/2014: introduction

342. Commission Implementing Regulation (EU) No 970/2014 of 12 September 2014 amending Regulation (EU) No 677/2011 laying down detailed rules for the implementation of air traffic management (ATM) network functions is amended in accordance with regulations 343 to 345.

Commencement Information

I263 Reg. 342 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 1 of Commission Implementing Regulation (EU) No 970/2014

343. In Article 1 (which amends Regulation (EU) No 677/2011) omit paragraphs 1, 2(a) and 3 to 8.

Commencement Information

I264 Reg. 343 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 2 of Commission Implementing Regulation (EU) No 970/2014

344. Omit Article 2 (entry into force).

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I265 Reg. 344 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Implementing Regulation (EU) No 970/2014

345. After Article 2 (entry into force) omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I266 Reg. 345 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 24

Amendment of Commission Implementing Regulation (EU) 2015/310

Commission Implementing Regulation (EU) 2015/310: introduction

346. Commission Implementing Regulation (EU) 2015/310 of 26 February 2015 amending Regulation [\(EC\) No 29/2009](#) laying down requirements on data link services for the single European sky and repealing Implementing Regulation (EU) No 441/2014 is amended in accordance with regulations 347 to 349.

Commencement Information

I267 Reg. 346 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 1 of Commission Implementing Regulation (EU) 2015/310

347. In Article 1 (which amends Regulation [\(EC\) No 29/2009](#)) omit paragraphs 3 and 4.

Commencement Information

I268 Reg. 347 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 3 of Commission Implementing Regulation (EU) 2015/310

348. Omit Article 3 (entry into force).

Commencement Information

I269 Reg. 348 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Implementing Regulation (EU) 2015/310

349. After Article 3 (entry into force) omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I270 Reg. 349 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 25

Amendment of Commission Implementing Regulation (EU) 2016/1185

Commission Implementing Regulation (EU) 2016/1185: introduction

350. Commission Implementing Regulation (EU) 2016/1185 of 20 July 2016 amending Implementing Regulation (EU) No 923/2012 as regards the update and completion of the common rules of the air and operational provisions regarding services and procedures in air navigation (SERA Part C) and repealing Regulation (EC) No 730/2006 is amended in accordance with regulations 351 to 353.

Commencement Information

I271 Reg. 350 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 3 of Commission Implementing Regulation (EU) 2016/1185

351. Omit Article 3 (entry into force and application).

Commencement Information

I272 Reg. 351 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Implementing Regulation (EU) 2016/1185

352. After Article 3 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I273 Reg. 352 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex to Commission Implementing Regulation (EU) 2016/1185

353. In the Annex omit point 30 (which amends the supplement to the Annex to Implementing Regulation (EU) No 923/2012).

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I274 Reg. 353 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 26

Amendment of Commission Implementing Regulation (EU) 2017/373

Commission Implementing Regulation (EU) 2017/373: introduction

354. Commission Implementing Regulation (EU) 2017/373 of 1 March 2017 laying down common requirements for providers of air traffic management/air navigation services and other air traffic management network functions and their oversight, repealing Regulation (EC) No 482/2008, Implementing Regulations (EU) No 1034/2011, (EU) No 1035/2011 and (EU) 2016/1377 and amending Regulation (EU) No 677/2011 is amended in accordance with regulations 355 to 365.

Commencement Information

I275 Reg. 354 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 2 of Commission Implementing Regulation (EU) 2017/373

355. In Article 2 (definitions), omit points (3) and (4).

Commencement Information

I276 Reg. 355 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 4 of Commission Implementing Regulation (EU) 2017/373

356.—(1) Article 4 (competent authority for certification) is amended as follows.

^{F12}(2)

(3) Omit the unnumbered paragraph after paragraph 1.

(4) In paragraph 2 for “competent authorities” substitute “competent authority”.

(5) In paragraph 5—

- (a) for “their”, in both places it occurs, substitute “its”;
- (b) for “authorities”, in each place it occurs, substitute “authority”;
- (c) for “Member States” substitute “the Secretary of State”, and
- (d) for “exercise” substitute “exercises”.

(6) In paragraph 6—

- (a) for “Member States and, where the Agency is the competent authority, the Commission” substitute “The Secretary of State”;
- (b) for “their”, in the first place it occurs, substitute “the”;
- (c) for “authorities do” substitute “authority does”, and

- (d) for “their”, in the second place it occurs, substitute “ its ”.
- (7) In paragraph 8—
 - (a) for “Member States and, where the Agency is the competent authority, the Commission” substitute “ The Secretary of State ”,
 - (b) for “authorities for the exercise of their” substitute “ authority for the exercise of its ”,
 - (c) omit “respective”,
 - (d) for “authorities”, in the last place it occurs, substitute “ authority ”, and
 - (e) for “their tasks”, in the second place those words occur, substitute “ its tasks ”.

Textual Amendments

F12 Reg. 356(2) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(6)**

Commencement Information

I277 Reg. 356 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 5 of Commission Implementing Regulation (EU) 2017/373

357.—(1) Article 5 (powers of the competent authority referred to in Article 4) is amended as follows.

- (2) In paragraph 1—
 - (a) for “authorities” substitute “ authority ”, and
 - (b) for “their”, in both places it occurs, substitute “ its ”.
- (3) In paragraph 2—
 - (a) for “authorities” substitute “ authority ”, and
 - (b) for “their” substitute “ its ”.
- (4) In paragraph 3—
 - (a) for “national law of the Member State where the activities in question take place” substitute “ applicable law ”,
 - (b) omit “national” in the second place it occurs,
 - (c) after “prior” insert “ judicial ”, and
 - (d) omit “from the judicial authority of the Member State concerned”.
- (5) In paragraph 4—
 - (a) for “authorities” substitute “ authority ”,
 - (b) for “they” substitute “ it ”, and
 - (c) for “them” substitute “ it ”.

Commencement Information

I278 Reg. 357 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

PROSPECTIVE

Article 6 of Commission Implementing Regulation (EU) 2017/373

^{F13}358.

Textual Amendments

F13 Reg. 358 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), [55\(7\)](#)

Article 9 of Commission Implementing Regulation (EU) 2017/373

359. In Article 9 (repeal and amendment) omit paragraph 2.

Commencement Information

I279 Reg. 359 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Article 10 of Commission Implementing Regulation (EU) 2017/373

360. Omit Article 10 (entry into force).

Commencement Information

I280 Reg. 360 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Further amendment of Commission Implementing Regulation (EU) 2017/373

361. After Article 10 omit the sentence which begins “This Regulation shall be binding”.

Commencement Information

I281 Reg. 361 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

PROSPECTIVE

Annex 1 to Commission Implementing Regulation (EU) 2017/373

^{F14}362.

Textual Amendments

F14 Reg. 362 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(8)**

Annex 2 to Commission Implementing Regulation (EU) 2017/373

363.—(1) Annex 2 (requirements for competent authorities – oversight of services and other ATM network functions) is amended as follows.

- (2) In point ATM/ANS.AR.A.001 (scope)—
 - (a) for “competent authorities responsible for” substitute “ competent authority so far as it exercises ”,
 - (b) after “enforcement” insert “ tasks ”, and
 - ^{F15}(c)
- (3) In point ATM/ANS.AR.A.005 (certification, oversight and enforcement tasks)—
 - (a) in point (b)—
 - (i) for “competent authorities”, in the first place those words occur, substitute “ competent authority ”,
 - (ii) omit point (3), and
 - (iii) omit the unnumbered paragraph after point (3), and
 - (b) omit point (c).
- (4) In point ATM/ANS.AR.A.015 (means of compliance)—
 - (a) omit point (a),
 - (b) in point (b) for “Alternative means of compliance (AltMOC)” substitute “ Means of compliance (MOC) ”,
 - (c) in point (c) for “AltMOC” substitute “ MOC ”,
 - (d) in point (d)—
 - (i) for “AltMOC”, in each place it occurs, substitute “ MOC ”, and
 - (ii) omit points (2) and (3), and
 - (e) in point (e)—
 - (i) for “AltMOC” substitute “ MOC ”, and
 - (ii) omit point (2) and the unnumbered paragraph after that point.
- (5) Omit point ATM/ANS.AR.A.020 (information to the Agency).
- (6) In point ATM/ANS.AR.A.025 (immediate reaction to safety problems)—
 - (a) omit point (b),
 - (b) in point (c) for “points (a) and (b)” substitute “ point (a) ”, and
 - (c) in point (d) omit the second sentence.
- (7) In point ATM/ANS.AR.A.030 (safety directives) omit point (c).
- (8) In point ATM/ANS.AR.B.001 (management system)—
 - (a) in point (a)(1) for “that” substitute “ the ”, and
 - (b) omit points (c) and (d).
- ^{F16}(9)

- (10) In point ATM/ANS.AR.B.015 (record-keeping), in point (a)—
^{F17}(a)
 (b) in point (6)—
 (i) for “the territory of the Member State” substitute “ the United Kingdom ”, and
 (ii) for “another” substitute “ a ”, and
 (c) in point (7)—
 (i) omit “and notification to the Agency”, and
 (ii) for “AltMOC”, in both places it occurs, substitute “ MOC ”.
- (11) In point ATM/ANS.AR.C.001 (monitoring of safety performance)—
 (a) for “authorities”, in both places it occurs, substitute “ authority ”, and
 (b) for “their”, in both places it occurs, substitute “ its ”.
- (12) In point ATM/ANS.AR.C.005 (certification, declaration and verification of service providers' compliance with the requirements)—
^{F18}(a)
 (b) in point (b)(6) for “national” substitute “ applicable ”.
- (13) In point ATM/ANS.AR.C.040 (review of a notified change to the functional system) omit point (a)(2).
^{F19}(14)
- (15) In point ATM/ANS.AR.C.050 (findings, corrective actions, and enforcement measures)—
 (a) in point (c) omit “, with the designation act, if applicable,”, and
 (b) in point (e)(1) omit “, and in the case of the Network Manager, it shall inform the Commission”.
- (16) In Appendix 1—
 (a) omit “EUROPEAN UNION”,
 (b) for “COMPETENT AUTHORITY” substitute “ THE CIVIL AVIATION AUTHORITY ”,
 (c) for “competent authority” substitute “ Civil Aviation Authority ”,
 (d) for “Competent authority”, in both places those words occur, substitute “ The Civil Aviation Authority ”,
^{F20}(e)
 (f) omit “For the Member State/EASA”.

Textual Amendments

- F15** Reg. 363(2)(c) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(9)**
- F16** Reg. 363(9) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(9)**
- F17** Reg. 363(10)(a) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(9)**
- F18** Reg. 363(12)(a) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(9)**
- F19** Reg. 363(14) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(9)**

F20 Reg. 363(16)(e) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(9)**

Commencement Information

I282 Reg. 363 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Annex 3 to Commission Implementing Regulation (EU) 2017/373

364.—(1) Annex 3 (common requirements for service providers) is amended as follows.

^{F21}(2)

(3) In point ATM/ANS.OR.A.010 (application for a limited certificate)—

(a) in point (a) for “Member State where its principal place of operation or, if any, registered office is located” substitute “ United Kingdom ”,

(b) in point (b)—

(i) in point (1) omit “, other than a provider of air traffic services”,

(ii) in that point for “EUR 1 000 000” substitute “ £875,000 ”, and

(iii) omit point (2),

^{F22}(c)

(d) omit point (d).

^{F23}(4)

(5) In point ATM/ANS.OR.A.020 (means of compliance)—

(a) in point (a) for “Alternative means of compliance (AltMOC) to the AMC adopted by the Agency” substitute “ Means of compliance (MOC) ”,

(b) in point (b)—

(i) for “an AltMOC” substitute “ a MOC ”, and

(ii) for “AltMOC”, in the second place it occurs, substitute “ MOC ”, and

(c) in the unnumbered paragraph after point (b) omit “alternative”.

(6) In point ATM/ANS.OR.A.025 (continued validity of a certificate) in point (a)(1) for “competent authorities” substitute “ competent authority ”.

^{F24}(7)

(8) In point ATM/ANS.OR.A.050 (facilitation and cooperation) for “competent authorities referred to in Article 5” substitute “ competent authority ”.

(9) In point ATM/ANS.OR.A.065 (occurrence reporting) in point (a) for “Member State where the service provider provides its services” substitute “ competent authority ”.

(10) In point ATM/ANS.OR.A.075 (open and transparent provision of services) in point (b) for “Union” substitute “ applicable ”.

^{F25}(11)

^{F26}(12)

^{F27}(13)

^{F28}(14)

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Textual Amendments

- F21** Reg. 364(2) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F22** Reg. 364(3)(c) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F23** Reg. 364(4) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F24** Reg. 364(7) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F25** Reg. 364(11) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F26** Reg. 364(12) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F27** Reg. 364(13) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**
- F28** Reg. 364(14) omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(10)**

Commencement Information

- I283** Reg. 364 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

PROSPECTIVE

Annex 13 to Commission Implementing Regulation (EU) 2017/373

^{F29}**365.**

Textual Amendments

- F29** Reg. 365 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(11)**

CHAPTER 27

Amendment of Commission Implementing Regulation (EU) 2017/386

Amendment of Commission Implementing Regulation (EU) 2017/386

366. In Commission Implementing Regulation (EU) 2017/386 of 6 March 2017 amending Implementing Regulation (EU) No 1207/2011 laying down requirements for the performance and the interoperability of surveillance for the single European sky omit Article 1(4)(b).

Commencement Information

- I284** Reg. 366 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

PART 4

Amendment and revocation of EU decisions

CHAPTER 1

Revocation of Council Decision [2004/636/EC](#)

Council Decision [2004/636/EC](#)

367. Council Decision of 29 April 2004 on the conclusion by the European Community of the Protocol on the accession of the European Community to the European Organisation for the Safety of Air Navigation ([2004/636/EC](#)) is revoked.

Commencement Information

I285 Reg. 367 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 2

Revocation of Council Decision [2009/320/EC](#)

Council decision [2009/320/EC](#)

368. Council Decision of 30 March 2009 endorsing the European Air Traffic Management Master Plan of the Single European Sky ATM Research (SESAR) project ([2009/320/EC](#)) is revoked.

Commencement Information

I286 Reg. 368 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 3

Revocation of Commission Decision of 12.8.2010

Commission Decision of 12.8.2010

369. Commission Decision of 12.8.2010 on the designation of a functional airspace blocks system coordinator in the context of the Single European Sky is revoked.

Commencement Information

I287 Reg. 369 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

CHAPTER 4

Revocation of Commission Decision 2011/121/EU

Commission Decision 2011/121/EU

370. Commission Decision of 21 February 2011 setting the European Union-wide performance targets and alert thresholds for the provision of air navigation services for the years 2012 to 2014 (2011/121/EU) is revoked.

Commencement Information

I288 Reg. 370 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 5

Amendment of Commission Decision of 20.5.2011

PROSPECTIVE

Commission Decision of 20.5.2011

^{F30}**371.**

Textual Amendments

F30 Reg. 371 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), [regs. 1\(3\), 55\(12\)](#)

CHAPTER 6

Revocation of Commission Decision of 7.7.2011

Commission Decision of 7.7.2011

372. Commission Decision of 7.7.2011 on the nomination of the Network Manager for the air traffic management (ATM) network functions of the single European sky is revoked.

Commencement Information

I289 Reg. 372 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 7

Amendment of Commission Implementing Decision of 9.12.2011

PROSPECTIVE

Commission Implementing Decision of 9.12.2011

^{F31}373.

Textual Amendments

F31 Reg. 373 omitted (31.12.2020 immediately before IP completion day) by virtue of [The Air Traffic Management \(Amendment etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/694\)](#), regs. 1(3), **55(13)**

CHAPTER 8

Revocation of Commission Implementing Decision of 8.10.2012

Commission Implementing Decision of 8.10.2012

374. Commission Implementing Decision of 8.10.2012 on the adoption of the European Union's position on the approval of a modification to the European Air Traffic Management Master Plan is revoked.

Commencement Information

I290 Reg. 374 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 9

Revocation of Commission Implementing Decision of 19.12.2012

Commission Implementing Decision of 19.12.2012

375. Commission Implementing Decision of 19.12.2012 on the approval of the Network Strategy Plan for the air traffic management network functions of the single European sky for the period 2012-2019 is revoked.

Commencement Information

I291 Reg. 375 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 10

Revocation of Commission Implementing Decision 2014/132/EU

Commission Implementing Decision 2014/132/EU

376. Commission Implementing Decision of 11 March 2014 setting the Union-wide performance targets for the air traffic management network and alert thresholds for the second reference period 2015-19 is revoked.

Commencement Information

I292 Reg. 376 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 11

Revocation of Commission Implementing Decision of 22.7.2014

Commission Implementing Decision of 22.7.2014

377. Commission Implementing Decision of 22.7.2014 approving the Network Strategy Plan for the air traffic management network functions of the single European sky for the period 2015-2019 is revoked.

Commencement Information

I293 Reg. 377 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 12

Revocation of Commission Implementing Decision (EU) 2015/290

Commission Implementing Decision (EU) 2015/290

378. Commission Implementing Decision (EU) 2015/290 of 20 February 2015 on the compliance of 2014 unit rates for charging zones under Article 17 of Implementing Regulation (EU) No 391/2013 and repealing Decision 2013/631/EU is revoked.

Commencement Information

I294 Reg. 378 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 13

Revocation of Commission Implementing Decision (EU) 2015/348

Commission Implementing Decision (EU) 2015/348

379. Commission Implementing Decision (EU) 2015/348 of 2 March 2015 concerning the consistency of certain targets included in the national or functional airspace block plans submitted

pursuant to Regulation (EC) No 549/2004 of the European Parliament and of the Council with the Union-wide performance targets for the second reference period is revoked.

Commencement Information

I295 Reg. 379 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 14

Revocation of Commission Implementing Decision (EU) 2015/670

Commission Implementing Decision (EU) 2015/670

380. Commission Implementing Decision (EU) 2015/670 of 27 April 2015 on the compliance of unit rates for charging zones for 2015 under Article 17 of Implementing Regulation (EU) No 391/2013 is revoked.

Commencement Information

I296 Reg. 380 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 15

Revocation of Commission Implementing Decision (EU) 2015/2224

Commission Implementing Decision (EU) 2015/2224

381. Commission Implementing Decision (EU) 2015/2224 of 27 November 2015 on the appointment of the chairperson, the members and their alternates of the Network Management Board for the air traffic management network functions for the second reference period (2015-2019) is revoked.

Commencement Information

I297 Reg. 381 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 16

Revocation of Council Decision (EU) 2015/2394

Council Decision (EU) 2015/2394

382. Council Decision (EU) 2015/2394 of 8 December 2015 on the position to be taken by the Member States on behalf of the European Union, concerning the decisions to be adopted by the Permanent Commission of Eurocontrol, with regard to the roles and tasks of Eurocontrol and on centralised services is revoked.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Commencement Information

I298 Reg. 382 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 17

Revocation of Commission Implementing Decision (EU) 2016/418

Commission Implementing Decision (EU) 2016/418

383. Commission Implementing Decision (EU) 2016/418 of 18 March 2016 on the compliance of unit rates for charging zones for 2016 under Article 17 of Implementing Regulation (EU) No 391/2013 is revoked.

Commencement Information

I299 Reg. 383 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 18

Revocation of Council Decision (EU) 2016/1124

Council Decision (EU) 2016/1124

384. Council Decision (EU) 2016/1124 of 24 June 2016 on the position to be taken by the Member States on behalf of the European Union within the Permanent Commission of Eurocontrol as regards the decisions to be adopted on centralised services is revoked.

Commencement Information

I300 Reg. 384 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 19

Revocation of Commission Implementing Decision (EU) 2016/1373

Commission Implementing Decision (EU) 2016/1373

385. Commission Implementing Decision (EU) 2016/1373 of 11 August 2016 approving the Network Performance Plan for the second reference period of the Single European Sky performance scheme (2015-2019) is revoked.

Commencement Information

I301 Reg. 385 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 20

Revocation of Council Decision (EU) 2016/1764

Council Decision (EU) 2016/1764

386. Council Decision (EU) 2016/1764 of 29 September 2016 on the position to be taken by the European Union within the EU-ICAO Joint Committee on the Decision on the adoption of an annex on Air Traffic Management to the Memorandum of Cooperation between the European Union and the International Civil Aviation Organization providing a framework for enhanced cooperation is revoked.

Commencement Information

I302 Reg. 386 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 21

Revocation of Commission Implementing Decision (EU) 2016/2296

Commission Implementing Decision (EU) 2016/2296

387. Commission Implementing Decision (EU) 2016/2296 of 16 December 2016 setting up the independent group of experts designated as Performance Review Body of the single European sky is revoked.

Commencement Information

I303 Reg. 387 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

CHAPTER 22

Revocation of Commission Implementing Decision (EU) 2017/2376

Commission Implementing Decision (EU) 2017/2376

388. Commission Implementing Decision (EU) 2017/2376 of 15 December 2017 amending Implementing Decision (EU) 2015/348 as regards the consistency of the revised targets in the key performance area of cost-efficiency included in the amended national or functional airspace block plans submitted by Malta, Bulgaria and Poland is revoked.

Commencement Information

I304 Reg. 388 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

PART 5

Amendment of the EEA agreement

Amendment of Annex 13 to the EEA agreement

389.—(1) Annex 13 to the EEA agreement is amended as follows.

(2) In point 66t (application and adaptations of Regulation (EC) No 549/2004) omit adaptations (a) to (g).

(3) In point 66u (application and adaptations of Regulation (EC) No 550/2004) omit adaptations (a) to (f).

(4) Omit point 66ua (application of Commission Regulation (EU) No 176/2011).

(5) Omit point 66ub (application of Commission Regulation (EU) No 409/2013).

(6) In point 66v (application and adaptations of Regulation (EC) No 551/2004) omit adaptations (a) to (c).

(7) In point 66wg (application and adaptation of Commission Regulation (EC) No 29/2009) omit the adaptation to Part B of Annex 1 to Commission Regulation (EC) No 29/2009.

(8) Omit point 66wm (application of Commission Implementing Regulation No 391/2013).

(9) In point 66wn (application and adaptations of Commission Regulation (EU) No 677/2011) omit adaptations (c) to (i).

(10) Omit point 66xd (application of Commission Decision 2011/121/EU).

(11) Omit point 66xe (application of Commission Implementing Decision 2014/132/EU).

(12) Omit point 66xf (application and adaptations of Commission Implementing Regulation (EU) No 390/2013).

(13) In point 66xg (application and adaptations of Commission Implementing Regulation (EU) 2017/373) omit adaptations (a) to (e).

Commencement Information

I305 Reg. 389 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

PART 6

Amendment of subordinate legislation

CHAPTER 1

Amendment of the Air Navigation (Single European Sky) (Penalties) Order 2009

The Air Navigation (Single European Sky) (Penalties) Order 2009

390.—(1) The Air Navigation (Single European Sky) (Penalties) Order 2009 ^{M8} is amended as follows.

(2) In article 2 (interpretation), in paragraph (1) omit the definition of “the common charging scheme regulation”.

(3) In article 6 (relations between service providers) omit “in the Community”.

(4) In article 7 (safeguards relating to the use of the European air traffic management network), in the heading and in the words before sub-paragraph (a) for “European air traffic management network” substitute “ United Kingdom air traffic management system ”.

(5) In article 8 (compliance monitoring)—

(a) omit paragraph (1),

(b) in paragraph (3)—

(i) in the opening words for “paragraphs (1) or” substitute “ paragraph ”, and

(ii) in each of sub-paragraphs (a) and (b) omit “or the establishment of air navigation charges, as the case may be”, and

(c) omit paragraph (4).

(6) In article 9(1)(e) (offences in relation to documents, records etc) omit the words from “or article” to “scheme regulation”.

(7) In article 10 (obstruction of persons) for “8(1) or (2)” substitute “ 8(2) ”.

(8) In article 11 (penalties)—

(a) in paragraph (2), in sub-paragraph (b) omit the words from “(insofar” to the end of the sub-paragraph,

(b) in paragraph (4)—

(i) in sub-paragraph (a) omit the words from “, 8(3)” to “regulation”,

(ii) in each of sub-paragraphs (b) and (c) for “an EC” substitute “ a ”, and

(iii) for sub-paragraph (f) substitute—

“(f) by an implementing rule listed in the Schedule to this Order,”, and

(c) omit paragraph (5).

(9) In article 14 (review) —

(a) omit paragraph (2),

(b) in paragraph (3)(a) for “those regulations” substitute “ this Order ”, and

(c) in paragraph (4) for “regulation” substitute “ Order ”.

(10) At the end insert—

“SCHEDULE

Regulation 11(4)(f)

List of implementing rules

1. Commission Regulation (EC) No 1032/2006 of 6 July 2006 laying down requirements for automatic systems for the exchange of flight data for the purpose of notification, coordination and transfer of flights between air traffic control units.

2. Commission Regulation (EC) No 1033/2006 of 4 July 2006 laying down the requirements on procedures for flight plans in the pre-flight phase for the single European sky.

3. Commission Regulation (EC) No 633/2007 of 7 June 2007 laying down requirements for the application of a flight message transfer protocol used for the purpose of notification, coordination and transfer of flights between air traffic control units.

4. Commission Regulation (EC) No 29/2009 of 16 January 2009 laying down requirements on data link services for the single European sky.

5. Commission Regulation (EC) No 262/2009 of 30 March 2009 laying down requirements for the coordinated allocation and use of Mode S interrogator codes for the single European sky.

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

6. Commission Regulation (EU) No 73/2010 of 26 January 2010 laying down requirements on the quality of aeronautical data and aeronautical information for the single European sky.
7. Commission Decision of 20 May 2011 on exemptions under Article 14 of Commission Regulation (EC) No 29/2009 on data link services.
8. Commission Implementing Regulation (EU) No 1206/2011 of 22 November 2011 laying down requirements on aircraft identification for surveillance for the single European sky.
9. Commission Implementing Regulation (EU) No 1207/2011 of 22 November 2011 laying down requirements for the performance and the interoperability of surveillance for the single European sky.
10. Commission Implementing Decision of 9 December 2011 on exemptions under Article 14 of Commission Regulation (EC) No 29/2009.
11. Commission Implementing Regulation (EU) No 1079/2012 of 16 November 2012 laying down requirements for voice channels spacing for the single European sky.”.

Commencement Information

I306 Reg. 390 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Marginal Citations

M8 S.I. 2009/1735, amended by S.I. 2013/2874 and S.I. 2018/1354.

CHAPTER 2

Amendment of the Airport Charges Regulations 2011

The Airport Charges Regulations 2011

391. Omit regulation 3(2)(f) of the Airport Charges Regulations 2011 ^{M9}.

Commencement Information

I307 Reg. 391 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(2)

Marginal Citations

M9 S.I. 2011/2491, amended by S.I. 2013/610 and S.I. 2018/1081.

CHAPTER 3

Amendment of the Single European Sky (National Supervisory Authority) Regulations 2013

The Single European Sky (National Supervisory Authority) Regulations 2013

392.—(1) The Single European Sky (National Supervisory Authority) Regulations 2013 ^{M10} are amended as follows.

(2) In regulation 2 (interpretation) omit the definition of “air navigation services”, “air navigation service providers”, “air traffic services” and “meteorological services”.

(3) In regulation 3 (national supervisory authority), in paragraph (2) for “regulations 3(1) and (4) apply” substitute “ paragraph (1) applies or to which Article 12(4) of the service provision Regulation applies ”.

(4) Omit regulation 4 (designation of the competent authority).

(5) Omit regulation 5 (tasks and functions of the CAA under the service provision Regulation).

(6) Omit regulation 6 (tasks and functions of the CAA under the interoperability Regulation).

(7) Omit regulation 7 (regional cooperation).

(8) In regulation 8 (review) omit paragraph (2).

(9) Omit Schedule 2 (list of implementing rules made under Article 3 of the interoperability Regulation for which the CAA is the enforcing authority).

Commencement Information

I308 Reg. 392 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Marginal Citations

M10 [S.I. 2013/2620](#), amended by [S.I. 2018/1331](#).

CHAPTER 4

Amendment of the Air Navigation (Single European Sky) (Penalties) (Amendment) Order 2018

The Air Navigation (Single European Sky) (Penalties) (Amendment) Order 2018

393. Omit articles 3(a) and 4 to 6 of the Air Navigation (Single European Sky) (Penalties) (Amendment) Order 2018 ^{M11} (which update references to “the common charging scheme regulations”).

Commencement Information

I309 Reg. 393 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Marginal Citations

M11 [S.I. 2018/1354](#).

CHAPTER 5

Amendment of the Airport Charges (Amendment) (EU Exit) Regulations 2018

The Airport Charges (Amendment) (EU Exit) Regulations 2018

394. Omit regulation 3(1) of the Airport Charges (Amendment) (EU Exit) Regulations 2018 ^{M12}.

Commencement Information

I310 Reg. 394 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Status: This version of this Instrument contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

Marginal Citations

M12 [S.I. 2018/1081](#).

CHAPTER 6

Revocation of the Single European Sky (National
Supervisory Authority) (Amendment) Regulations 2018

The Single European Sky (National Supervisory Authority) (Amendment) Regulations 2018

395. The Single European Sky (National Supervisory Authority) (Amendment) Regulations 2018 ^{M13} are revoked.

Commencement Information

I311 Reg. 395 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1\(2\)](#)

Marginal Citations

M13 [S.I. 2018/1331](#).

Signed by authority of the Secretary of State for Transport

Department for Transport

Sugg
Parliamentary Under Secretary of State

Status:

This version of this Instrument contains provisions that are prospective.

Changes to legislation:

There are currently no known outstanding effects for the The Air Traffic Management (Amendment etc.) (EU Exit) Regulations 2019.