
STATUTORY INSTRUMENTS

2019 No. 645

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

PART 3

Amendment of principal EU Regulations

CHAPTER 5

Amendment of Regulation (EU) No 2018/1139

SECTION 4

Certification, oversight and enforcement system – Chapter 4 of Regulation (EU) No 2018/1139

Amendment of Article 62 of Regulation (EU) No 2018/1139

- 139.**—(1) Article 62 (certification, oversight and enforcement) is amended as follows.
- (2) In paragraph 1—
- (a) for the words from the start to “system” substitute “The Secretary of State and the CAA must cooperate”;
 - (b) for the words from “the delegated” to the end substitute “regulations made under it”.
- (3) In paragraph 2—
- (a) for the words from “the delegated”, the first time they occur, to “authorities” substitute “regulations made under it, the CAA”;
 - (b) in point (a), in both places the word occurs, for “them” substitute “the CAA”;
 - (c) in point (c), for the words from “the delegated” to the end substitute “regulations made under it”;
 - (d) in point (d), for “them” substitute “the CAA”;
 - (e) in point (f), for “their” substitute “CAA”.
- (4) Omit paragraph 3.
- (5) In paragraph 4—
- (a) omit the first six subparagraphs;
 - (b) in the seventh subparagraph, for the words from the start to “referred to in” substitute “Where regulations made under”.
- (6) Omit paragraph 5.
- (7) In paragraph 6, for “Agency and national competent authorities” substitute “CAA”.
- (8) Omit paragraph 7.
- (9) In paragraph 8—

- (a) for “Agency” substitute “CAA”;
 - (b) omit “, exchange”.
- (10) Omit paragraphs 9, 10 and 11.
- (11) In paragraph 12, for “Agency and the national competent authorities” substitute “CAA”.
- (12) Omit paragraph 13.
- (13) In paragraph 14—
- (a) in the first subparagraph—
 - (i) omit “the uniform implementation of and”;
 - (ii) for “paragraphs 2 to 9” substitute “paragraphs 2, 4, 6 and 8”;
 - (iii) for “national competent authorities” substitute “the CAA”;
 - (iv) for “Commission” substitute “Secretary of State”;
 - (v) for “adopt implementing acts” substitute “make regulations”;
 - (vi) in point (a), for “national competent authority” substitute “CAA”;
 - (vii) in point (b)—
 - (aa) for “national competent authority” substitute “CAA”;
 - (bb) for the words from “the delegated” to the end substitute “regulations made under it”;
 - (viii) omit point (d);
 - (ix) in point (e), for “national competent authority” substitute “CAA”;
 - (b) omit the second subparagraph.
- (14) In paragraph 15—
- (a) in the first subparagraph—
 - (i) omit “the uniform implementation of and”;
 - (ii) for “paragraphs (2) to (9)” substitute “paragraphs 2, 4, 6 and 8”;
 - (iii) for “Agency and national competent authorities” substitute “CAA”;
 - (iv) for “Commission” substitute “Secretary of State”;
 - (v) for “adopt implementing acts” substitute “make regulations”;
 - (vi) omit point (a);
 - (vii) in point (b), for “the Agency and national competent authorities” substitute “CAA”;
 - (viii) in point (c), for “Agency and national competent authorities” substitute “CAA”;
 - (b) omit the second subparagraph.

Commencement Information

- II** 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](#)

Amendment of Articles 63 to 67 of Regulation (EU) No 2018/1139

- 140.** Omit the following—
- (a) Article 63 (pool of European aviation inspectors);
 - (b) Article 64 (reallocation of responsibility upon request of Member States);

- (c) Article 65 (reallocation of responsibility upon request of organisations operating in more than one Member State);
- (d) Article 66 (oversight support mechanism);
- (e) Article 67 (validity and recognition of certificates and declarations).

Commencement Information

I2 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](#)

Amendment of Article 68 of Regulation (EU) No 2018/1139

141.—(1) Article 68 (acceptance of third country certification) is amended as follows.

(2) In paragraph 1—

- (a) for the words from the start to “authorities” substitute “The CAA”;
- (b) for the words from “the delegated” to “thereof” substitute “regulations made under it”;
- (c) in point (a)—
 - (i) for “Union” substitute “United Kingdom”;
 - (ii) at the end insert “or”;
- (d) in point (b)—
 - (i) for the words from the start to “basis of” substitute “regulations made under”;
 - (ii) at end omit “or”;
- (e) omit point (c).

(3) In paragraph 2, in both places the word occurs, for “Agency” substitute “CAA”.

(4) In paragraph 3, for the words from the start to “Article 128” substitute “The Secretary of State may make regulations”.

Commencement Information

I3 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](#)

Amendment of Article 69 of Regulation (EU) No 2018/1139

142.—(1) Article 69 (qualified entities) is amended as follows.

(2) In paragraph 1—

- (a) in the first subparagraph—
 - (i) for the words from the start to “tasks” substitute “The CAA may allocate its tasks”;
 - (ii) for the words from “the delegated acts” to “the implementing acts referred to in” substitute “regulations made under”;
- (b) in the second subparagraph, for the words from the start to “entities” substitute “The CAA”;
- (c) omit the third subparagraph.

(3) In paragraph 2—

- (a) for the words from the start to “applicable” substitute “The CAA”;
- (b) omit “that they granted”.
- (4) In paragraph 3—
 - (a) for the words from the start to “grant it” substitute “The CAA may grant a qualified entity”;
 - (b) for the words “Agency or the national competent authority” substitute “CAA”.
- (5) Omit paragraphs 4 and 5.

Commencement Information

- I4** 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](#)

Amendment of Article 70 of Regulation (EU) No 2018/1139

- 143.**—(1) Article 70 (safeguard provisions) is amended as follows
- (2) In paragraph 1—
 - (a) in the first subparagraph—
 - (i) for the words from “delegated acts” to “thereof” substitute “regulations made under it”;
 - (ii) for “a Member State” substitute “the CAA”;
 - (iii) in point (a), for “that Member State” substitute “the CAA”;
 - (iv) in point (b)—
 - (aa) for “Member State” substitute “CAA”;
 - (bb) for the words from “the delegated acts” to the end substitute “regulations made under it”;
 - (b) omit the second subparagraph.
 - (3) Omit paragraphs 2, 3 and 4.

Commencement Information

- I5** 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](#)

Amendment of Article 71 of Regulation (EU) No 2018/1139

- 144.**—(1) Article 71 (flexibility provisions) is amended as follows.
- (2) In paragraph 1—
 - (a) in the first subparagraph—
 - (i) for “Member States” substitute “The CAA”;
 - (ii) for “the delegated or implementing acts adopted on the basis of” substitute “regulations made under”;
 - (iii) in point (c), for “Member State” substitute “CAA”;
 - (b) omit the second subparagraph.
 - (3) Omit paragraphs 2 and 3.

Commencement Information

- I6** 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](#)

Amendment of Articles 72 to 74 of Regulation (EU) No 2018/1139

145. Omit the following—

- (a) Article 72 (information gathering, exchange and analysis);
- (b) Article 73 (protection of the source of information);
- (c) Article 74 (repository of information).

Commencement Information

- I7** 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](#)

Changes to legislation:

There are currently no known outstanding effects for the The Aviation Safety (Amendment etc.) (EU Exit) Regulations 2019, Cross Heading: SECTION 4.