

Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC (Text with EEA relevance) (repealed)

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ANNEX I

Essential requirements for airworthiness referred to in Article 5

1. Product integrity: product integrity must be assured for all anticipated...
 - 1.a. Structures and materials: the integrity of the structure must be...
 - 1.a.1. All parts of the aircraft, the failure of which could...
 - 1.a.1.a. All combinations of load reasonably expected to occur within, and...
 - 1.a.1.b. Consideration must be given to the loads and likely failures...
 - 1.a.1.c. Dynamic effects must be covered in the structural response to...
 - 1.a.2. The aircraft must be free from any aeroelastic instability and...
 - 1.a.3. The manufacturing processes and materials used in the construction of...
 - 1.a.4. The effects of cyclic loading, environmental degradation, accidental and discrete...
 - 1.b. Propulsion: the integrity of the propulsion system (i.e. engine and,...
 - 1.b.1. The propulsion system must produce, within its stated limits, the...
 - 1.b.2. The fabrication process and materials used in the construction of...
 - 1.b.3. The effects of cyclic loading, environmental and operational degradation and...
 - 1.b.4. All necessary instructions, information and requirements for the safe and...
 - 1.c. Systems and equipment
 - 1.c.1. The aircraft must not have design features or details that...
 - 1.c.2. The aircraft, including those systems, equipment and appliances required for...
 - 1.c.3. The aircraft systems, equipment and associated appliances, considered separately and...
 - 1.c.4. Information needed for the safe conduct of the flight and...
 - 1.c.5. Design precautions must be taken to minimise the hazards to...
 - 1.d. Continuing airworthiness
 - 1.d.1. Instructions for continuing airworthiness must be established to ensure that...
 - 1.d.2. Means must be provided to allow inspection, adjustment, lubrication, removal...
 - 1.d.3. The instructions for continuing airworthiness must be in the form...
 - 1.d.4. The instructions for continuing airworthiness must contain airworthiness limitations that...

2. Airworthiness aspects of product operation
 - 2.a. The following must be shown to have been addressed to...
 - 2.a.1. The kinds of operation for which the aircraft is approved...
 - 2.a.2. The aircraft must be safely controllable and manoeuvrable under all...
 - 2.a.3. It must be possible to make a smooth transition from...
 - 2.a.4. The aircraft must have such stability as to ensure that...
 - 2.a.5. Procedures for normal operations, failure and emergency conditions must be...
 - 2.a.6. Warnings, or other deterrents intended to prevent exceedance of the...
 - 2.a.7. The characteristics of the aircraft and its systems must allow...
 - 2.b. The operating limitations and other information necessary for safe operation...
 - 2.c. Product operations must be protected from hazards resulting from adverse...
 - 2.c.1. In particular, no unsafe condition must occur from exposure to...
 - 2.c.2. Cabin compartments must provide passengers with suitable transport conditions and...
 - 2.c.3. Crew compartments must be arranged in order to facilitate flight...
3. Organisations (including natural persons undertaking design, manufacture or maintenance)
 - 3.a. Organisation approvals must be issued when the following conditions are...
 - 3.a.1. the organisation must have all the means necessary for the...
 - 3.a.2. the organisation must implement and maintain a management system to...
 - 3.a.3. the organisation must establish arrangements with other relevant organisations, as...
 - 3.a.4. the organisation must establish an occurrence reporting and/or handling system,...
 - 3.b. In the case of maintenance training organisations, the conditions under...

ANNEX II

Aircraft referred to in Article 4(4)

Article 4(1), (2) and (3) do not apply to aircraft falling...
historic aircraft meeting the criteria below: non-complex aircraft
whose: initial...

ANNEX III

Essential requirements for pilot licensing referred to in Article 7

1. Training
 - 1.a. General
 - 1.a.1. A person undertaking training to fly an aircraft must be...
 - 1.b. Theoretical knowledge
 - 1.b.1. A pilot must acquire and maintain a level of knowledge...
 - 1.c. Demonstration and maintenance of theoretical knowledge
 - 1.c.1. The acquisition and retention of theoretical knowledge must be demonstrated...
 - 1.c.2. An appropriate level of competence in theoretical knowledge must be...
 - 1.d. Practical skill
 - 1.d.1. A pilot must acquire and maintain the practical skills as...
 - 1.e. Demonstration and maintenance of practical skill
 - 1.e.1. A pilot must demonstrate the ability to perform the procedures...

- 1.e.2. An appropriate level of competence in practical skill must be...
- 1.f. Language Proficiency
- 1.g. Flight simulation training devices
- 1.h. Training course
 - 1.h.1. Training must be executed through a training course.
 - 1.h.2. A training course must meet the following conditions:
- 1.i. Instructors
 - 1.i.1. Theoretical instruction
 - 1.i.2. Flight and flight simulation instruction
- 1.j. Examiners
 - 1.j.1. Persons responsible for assessing the skill of pilots must:
- 2. Experience requirements
 - 2.a.1. A person acting as flight crew member, instructor or examiner...
- 3. Training organisations
 - 3.a. Training organisation requirements
 - 3.a.1. A training organisation providing pilot training must meet the following...
- 4. Medical fitness
 - 4.a. Medical criteria
 - 4.a.1. All pilots must periodically demonstrate medical fitness to satisfactorily execute...
 - 4.a.2. Where medical fitness cannot be fully demonstrated, mitigation measures that...
 - 4.b. Aero-medical examiners
 - 4.b.1. An aero-medical examiner must:
 - 4.c. Aero-medical centres
 - 4.c.1. Aero-medical centres must meet the following conditions:

ANNEX IV

Essential requirements for air operations referred to in Article 8

- 1. General
 - 1.a. A flight must not be performed if the crew members...
 - 1.b. A flight must be performed in such a way that...
 - 1.c. Before every flight, the roles and duties of each crew...
 - 1.d. Articles or substances, which are capable of posing a significant...
 - 1.e. All necessary data, documents, records and information to record the...
- 2. Flight preparation
 - 2.a. A flight must not be commenced unless it has been...
 - 2.a.1. Adequate facilities directly required for the flight and for the...
 - 2.a.2. The crew must be familiar with and passengers informed of...
 - 2.a.3. The pilot in command must be satisfied that:
 - 2.a.4. Information regarding meteorological conditions for departure, destination and, where applicable,...
 - 2.a.5. In case of flight into known or expected icing conditions,...
 - 2.a.6. For a flight based on visual flight rules, meteorological conditions...
 - 2.a.7. The amount of fuel and oil on board must be...

3. Flight operations
 - 3.a. With regard to flight operations, all the following conditions must...
 - 3.a.1. where relevant for the type of aircraft, during take-off and...
 - 3.a.2. where relevant for the type of aircraft, all flight crew...
 - 3.a.3. where relevant for the type of aircraft and the type...
 - 3.a.4. a flight must be performed in such a way that...
 - 3.a.5. a flight must not be continued unless known conditions continue...
 - 3.a.6. in an emergency, the pilot in command must ensure that...
 - 3.a.7. a pilot in command must take all necessary measures so...
 - 3.a.8. an aircraft must not be taxied on the movement area...
 - 3.a.9. the applicable in-flight fuel management procedures must be used, when...
4. Aircraft performance and operating limitations
 - 4.a. An aircraft must be operated in accordance with its airworthiness...
 - 4.b. The aircraft must be operated in accordance with the applicable...
 - 4.c. A flight must not be commenced or continued unless the...
 - 4.c.1. Such factors must be taken into account directly as operational...
5. Instruments, data and equipment
 - 5.a. An aircraft must be equipped with all navigation, communication and...
 - 5.b. When relevant, an aircraft must be equipped with all necessary...
 - 5.c. All data necessary for the execution of the flight by...
6. Continuing airworthiness
 - 6.a. The aircraft must not be operated unless:
 - 6.b. Before each flight or consistent series of consecutive flights, the...
 - 6.c. The maintenance programme must contain in particular, maintenance tasks and...
 - 6.d. The aircraft must not be operated unless it is released...
 - 6.e. All records demonstrating the airworthiness of the aircraft must be...
 - 6.f. All modifications and repairs must comply with the essential requirements...
7. Crew members
 - 7.a. The number and composition of the crew must be determined...
 - 7.b. Cabin crew members must:
 - 7.c. The pilot in command must have the authority to give...
 - 7.d. In an emergency situation, which endangers the operation or the...
 - 7.e. Emergency abnormal situations must not be simulated when passengers or...
 - 7.f. No crew member must allow their task achievement/decision making to...
 - 7.g. A crew member must not perform allocated duties on board...
8. Additional requirements for operation for commercial purposes and operation of...
 - 8.a. The operation for commercial purposes and the operation of complex...
 - 8.a.1. the operator must have directly or indirectly through contracts the...
 - 8.a.2. the operator must use only suitably qualified and trained personnel...
 - 8.a.3. the operator must establish a MEL or equivalent document, taking...
 - 8.a.4. the operator must implement and maintain a management system to...
 - 8.a.5. the operator must establish and maintain an accident prevention and...
 - 8.b. The operation for commercial purposes and the operation of complex...
 - 8.c. The operator must establish procedures, as appropriate, so as to...
 - 8.d. The operator must develop and maintain security programmes adapted to...
 - 8.e. The operator must designate one pilot amongst the flight crew...
 - 8.f. The prevention of fatigue must be managed through a rostering...

8.g. The tasks specified in point 6.a and those described in...

ANNEX V

Criteria for qualified entities referred to in Article 13

1. The entity, its Director and the staff responsible for carrying...
2. The entity and the staff responsible for the certification tasks...
3. The entity must employ staff and possess the means required...
4. The staff responsible for investigation must have:
5. The impartiality of the investigation staff must be guaranteed. Their...
6. The entity must take out liability insurance unless its liability...
7. The staff of the entity must observe professional secrecy with...

ANNEX VI

CORRELATION TABLE

- (1) [OJ C 185, 8.8.2006, p. 106.](#)
- (2) Opinion of the European Parliament of 14 March 2007 ([OJ C 301 E, 13.12.2007, p. 103](#)), Council Common Position of 15 October 2007 ([OJ C 277 E, 20.11.2007, p. 8](#)) and Position of the European Parliament of 12 December 2007. Council Decision of 31 January 2008.
- (3) Regulation (EC) No 2111/2005 of the European Parliament and of the Council of 14 December 2005 on the establishment of a Community list of air carriers subject to an operating ban within the Community and on informing air transport passengers of the identity of the operating air carrier ([OJ L 344, 27.12.2005, p. 15](#)).
- (4) [OJ L 240, 7.9.2002, p. 1](#). Regulation as last amended by Commission Regulation (EC) No 334/2007 ([OJ L 88, 29.3.2007, p. 39](#)).
- (5) [OJ L 373, 31.12.1991, p. 4](#). Regulation as last amended by Commission Regulation (EC) No 8/2008 ([OJ L 10, 12.1.2008, p. 1](#)).
- (6) [OJ L 373, 31.12.1991, p. 1](#).
- (7) [OJ L 143, 30.4.2004, p. 76](#). Directive as amended by Regulation (EC) No 2111/2005.
- (8) [OJ L 145, 31.5.2001, p. 43](#).
- (9) [OJ L 184, 17.7.1999, p. 23](#). Decision as amended by Decision 2006/512/EC ([OJ L 200, 22.7.2006, p. 11](#)).