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STATUTORY INSTRUMENTS

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**2020 No. 1116**

**The Aviation Safety (Amendment) (EU Exit) Regulations 2020**

**PART 4**

**Amendment of EU implementing Regulations**

**CHAPTER 5**

**Amendment of Commission Regulation on operation of balloons**

**Commission Regulation (EU) 2018/395 (operation of balloons)**

**79.** Commission Regulation (EU) 2018/395 of 13 March 2018 laying down detailed rules for the operation of balloons as well as for the flight crew licensing for balloons pursuant to Regulation (EC) 216/2008 of the European Parliament and of the Council is amended in accordance with regulations 80 to 84.

**Amendment of Article 2 of Commission Regulation (EU) 2018/395**

**80.** In Article 2 (definitions), in point (13), for “a Member State” substitute “the CAA”.

**Amendment of Article 3a of Commission Regulation (EU) 2018/395**

**81.** In Article 3a (pilot licences and medical certification), in paragraph 3—

- (a) at the beginning, for “A Member State” substitute “The CAA”;
- (b) in point (a), for “Member State” substitute “CAA”;
- (c) in point (b)—
  - (i) in point (i), for “national territory of the authorising Member State” substitute “the territory of the United Kingdom”;
  - (ii) in point (ii), for “authorising Member State” substitute “United Kingdom”;
- (d) omit point (d);
- (e) in point (e), for “Member State” substitute “CAA”.

**Amendment of Article 3b of Commission Regulation (EU) 2018/395**

**82.—**(1) Article 3b (existing pilot licences and national medical certificates) is amended as follows.

- (2) In paragraph 1—
  - (a) for “a Member State” substitute “the CAA”;
  - (b) for “Member States” substitute “The CAA”.
- (3) In paragraph 2—
  - (a) for “a Member State” substitute “the CAA”;

- (b) for “the Member State” substitute “the CAA”.
- (4) In paragraph 3—
  - (a) for “a Member State” substitute “the CAA”;
  - (b) for “Member States” substitute “the CAA”.
- (5) In paragraph 4, for “a Member State” substitute “the CAA”.

#### **Amendment of Article 3c of Commission Regulation (EU) 2018/395**

**83.** In Article 3c (credit for training that commenced prior to the date of application of this Regulation), in paragraph 2, for “Member State in consultation with the European Union Aviation Safety Agency” substitute “CAA”.

#### **Amendment of Annex 3 to Commission Regulation (EU) 2018/395**

- 84.**—(1) Annex 3 (Part-BFCL) is amended as follows.
- (2) In Subpart GEN—
    - (a) omit point BFCL.005;
    - (b) in point BFCL.015—
      - (i) in point (a)—
        - (aa) for “the competent authority” substitute “the CAA”;
        - (bb) for “that competent authority” substitute “the CAA”;
      - (ii) in point (c), for “competent authority” substitute “CAA”;
      - (iii) omit points (e) and (f);
    - (c) in points BFCL.045(c), BFCL.050 and BFCL.070, in each place the words occur, for “competent authority” substitute “CAA”.
  - (3) In Subpart BPL, omit point BFCL.135(b)(1).
  - (4) In Subpart FI—
    - (a) in point BFCL.300(b)—
      - (i) for “territory of the Members States” substitute “United Kingdom”;
      - (ii) in point (1), for “territory for which Member States are responsible under the Chicago Convention, the competent authority” substitute “United Kingdom, the CAA”;
      - (iii) in that point, in point (iii)—
        - (aa) for “competent authority” substitute “CAA”;
        - (bb) for “European” substitute “United Kingdom”;
      - (iv) in point (2)(i), for “territory for which Member States are responsible under the Chicago Convention” substitute “United Kingdom”;
    - (b) in point BFCL.315(a)(4)(ii), for “competent authority” substitute “CAA”;
    - (c) in point BFCL.360(a)—
      - (i) in point (1)(i), for “a competent authority” substitute “the CAA”;
      - (ii) in point (2), for “competent authority” substitute “CAA”.
  - (5) In Subpart FE—
    - (a) in point BFCL.400(b)—

- (i) for “territory of the Member State” substitute “United Kingdom”;
- (ii) in point (1)—
  - (aa) for “territory for which Member States are responsible under the Chicago Convention, the competent authority” substitute “United Kingdom, the CAA”;
  - (bb) in point (iii), for “competent authority” substitute “CAA”;
  - (cc) in that point, for “European” substitute “United Kingdom”;
- (iii) in point (2)(i), for “territory for which Member States are responsible under the Chicago Convention” substitute “United Kingdom”;
- (b) in point BFCL.410(b)—
  - (i) in point (2), for “competent authority that is responsible for the applicant’s licence” substitute “CAA”;
  - (ii) in point (3)—
    - (aa) for “competent authority that is responsible for the applicant’s licence, and to the competent authority that issued the examiner certificate” substitute “CAA”;
    - (bb) omit points (iv) and (v);
- (c) in point BFCL.410(d), for “competent authority that is responsible for the balloon examiner certificate, or the competent authority that is responsible for the applicant’s licence” substitute “CAA”;
- (d) in point BFCL.430—
  - (i) in point (a)—
    - (aa) for “the competent authority” substitute “the CAA”;
    - (bb) for “that competent authority” substitute “the CAA”;
  - (ii) in point (b)(3)—
    - (aa) after point (iv), insert “and”;
    - (bb) omit the “and” after point (v);
    - (cc) omit point (vi);
  - (iii) omit point (c);
- (e) in point BFCL.445—
  - (i) for “competent authority”, in the first place it occurs, substitute “CAA”;
  - (ii) for “competent authority that is responsible for the FE(B) certificate” substitute “CAA”;
- (f) in point BFCL.460(b)—
  - (i) in point (1)—
    - (aa) for “competent authority” substitute “CAA”;
    - (bb) for “that competent authority” substitute “the CAA”;
  - (ii) in point (2)—
    - (aa) for “competent authority”, in the first place it occurs, substitute “CAA”;
    - (bb) for “competent authority that is responsible for the FE(B) certificate” substitute “CAA”;
- (g) in point BFCL.460(c), for “competent authority” substitute “CAA”.