

DRAFT ANNEX
to
draft Commission Regulation (EU) .../...
amending Commission Regulation (EU) No 965/2012 as regards the deletion of air operations requirements for sailplanes

Annexes II, III, IV, VII and VIII to Regulation (EU) No 965/2012 are amended as follows:

(1) Annex II is amended as follows:

(a) in point ARO.GEN.345, point (a) is replaced by the following:

‘(a) Upon receiving a declaration from an organisation carrying out or intending to carry out activities for which a declaration is required, the competent authority shall verify that the declaration contains all the information required:

- (1) pursuant to ORO.DEC.100 of Annex III (Part-ORO) to this Regulation;
- (2) for balloon operators pursuant to BOP.ADD.100 of Annex II (Part-BOP) to Regulation (EU) .../...; or
- (3) for sailplane operators pursuant to SAO.DEC.100 of Annex II (Part-SAO) to Regulation (EU) .../...;

and shall acknowledge receipt of the declaration to the organisation.’;

(2) Annex III is amended as follows:

(a) in point ORO.GEN.110, point (k) is replaced by the following:

‘(k) Notwithstanding point (j), operators conducting commercial operations with either of the following aircraft shall ensure that the flight crew has received an appropriate dangerous goods training or briefing, to enable them to recognise undeclared dangerous goods brought on board by passengers or as cargo:

- (1) a single-engined propeller-driven aeroplane having an MCTOM of 5 700 kg or less and an MOPSC of 5 or less, operated in a flight taking off and landing at the same aerodrome or operating site, under VFR by day;
- (2) an other-than complex motor-powered helicopter, single-engined, with an MOPSC of 5 or less, operated in a flight taking off and landing at the same aerodrome or operating site, under VFR by day.’;

(b) in point ORO.MLR.101, the introductory wording is replaced by the following:

‘Except for operations with single-engined propeller-driven aeroplanes with an MOPSC of 5 or less or single-engined non-complex helicopters with an MOPSC of 5 or less, taking off and landing at the same aerodrome or operating site, under VFR by day, the main structure of the OM shall be as follows:’;

(c) in point ORO.FC.005, point (b) is replaced by the following:

‘(b) SECTION 2 specifying additional requirements applicable to commercial air transport operations, with the exception of commercial air transport operations of

passengers conducted under VFR by day, starting and ending at the same aerodrome or operating site and within a local area specified by the competent authority, with:

- (1) single-engined propeller-driven aeroplanes having an MCTOM of 5 700 kg or less and an MOPSC of 5 or less, or
- (2) other-than complex motor-powered helicopters, single-engined, with an MOPSC of 5 or less.’;

(d) in point ORO.FTL.105, point (13) is replaced by the following:

‘(13) ‘flight time’ means, for aeroplanes, the time between an aircraft first moving from its parking place for the purpose of taking off until it comes to rest on the designated parking position and all engines or propellers are shut down.’;

(3) Annex IV is amended as follows:

- (a) point CAT.GEN.105 is deleted;
- (b) in Subpart A, Section 2 is deleted;
- (c) in Subpart B, Section 2 is deleted;
- (d) in Subpart C, Section 4 is deleted;
- (e) in Subpart D, Section 3 is deleted;

(4) Annex VII is amended as follows:

- (a) point NCO.GEN.102 is deleted;
- (b) in point NCO.GEN.103, point (a) is replaced by the following:

‘(a) start and end at the same aerodrome or operating site.’;
- (c) in point NCO.GEN.105, point (a)(4)(iii) is replaced by the following:

‘(iii) instruments and equipment required for the execution of that flight are installed in the aircraft and are operative, unless operation with inoperative equipment is permitted by the minimum equipment list (MEL) or equivalent document, if applicable, as provided for in points NCO.IDE.A.105 or NCO.IDE.H.105.’;
- (d) in point NCO.GEN.135, point (c) is deleted;
- (e) in point NCO.OP.120, the title is replaced by the following:

‘**NCO.OP.120 Noise abatement procedures — aeroplanes and helicopters**’;
- (f) point NCO.OP.156 is deleted;
- (g) in point NCO.POL.105, point (b) is replaced by the following:

‘(b) The weighing shall be accomplished by the manufacturer of the aircraft or by an approved maintenance organisation.’;
- (h) in point NCO.IDE.A.160, point (a) is replaced by the following:

‘(a) Aeroplanes, except ELA1 aeroplanes, shall be equipped with at least one hand fire extinguisher:

 - (1) in the flight crew compartment; and

- (2) in each passenger compartment that is separate from the flight crew compartment, except if the compartment is readily accessible to the flight crew.’;
 - (i) in Subpart D, Section 3 is deleted;
- (5) Annex VIII is amended as follows:
- (a) in point SPO.GEN.005, point (c)(2) is replaced by the following:
 - ‘(2) parachute dropping, sailplane towing with an aeroplane or aerobatic flights performed either by a training organisation having its principal place of business in a Member State and approved in accordance with Regulation (EU) No 1178/2011, or by an organisation created with the aim of promoting aerial sport or leisure aviation, on the condition that the aircraft is operated by the organisation on the basis of ownership or dry lease, that the flight does not generate profits distributed outside of the organisation, and that whenever non-members of the organisation are involved, such flights represent only a marginal activity of the organisation.’;
 - (b) point SPO.GEN.102 is deleted;
 - (c) in point SPO.GEN.107, point (a)(4)(iii) is replaced by the following:
 - ‘(iii) instruments and equipment required for the execution of that flight are installed in the aircraft and are operative, unless operation with inoperative equipment is permitted by the minimum equipment list (MEL) or equivalent document, if applicable, as required in points SPO.IDE.A.105 or SPO.IDE.H.105.’;
 - (d) in point SPO.GEN.140, point (c) is deleted;
 - (e) in point SPO.POL.105, point (b) is replaced by the following:
 - ‘(b) The weighing shall be accomplished by the manufacturer of the aircraft or by an approved maintenance organisation.’;
 - (f) in point SPO.IDE.A.180, point (a) is replaced by the following:
 - ‘(a) Aeroplanes, except ELA1 aeroplanes, shall be equipped with at least one hand fire extinguisher:
 - (1) in the flight crew compartment; and
 - (2) in each cabin compartment that is separate from the flight crew compartment, except if the compartment is readily accessible to the flight crew.’;
 - (g) in Subpart D, Section 3 is deleted.