

## **European Aviation Safety Agency**

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### **DECISION N° 2010/006/R OF THE EXECUTIVE DIRECTOR OF THE EUROPEAN AVIATION SAFETY AGENCY**

**OF 31 AUGUST 2010**

**amending the Annexes I, II and III to Decision No. 2003/19/RM of the Executive Director of the Agency of 28 November 2003 on Acceptable Means of Compliance and Guidance Material to Commission Regulation (EC) No 2042/2003 of 20 November 2003<sup>1</sup> on the continuing airworthiness of aircraft and aeronautical products, parts and appliances, and on the approval of organisations and personnel involved in these tasks**

#### **“De-Icing/Anti-Icing/AMC and GM following A-NPA 2007-11”**

THE EXECUTIVE DIRECTOR OF THE EUROPEAN AVIATION SAFETY AGENCY,

Having regard to the 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<sup>2</sup> (hereinafter “The Basic Regulation”), and in particular Article 38(3)(a) and (e) thereof,

Having regard to the Commission Regulation (EC) No 2042/2003 of 20 November 2003 on the continuing airworthiness of aircraft and aeronautical products, parts and appliances, and on the approval of organisations and personnel involved in these tasks<sup>3</sup>,

Whereas:

- (1) The Annexes I, II and III of Decision 2003/19/RM are required to be amended to contain Acceptable Means of Compliance and Guidance Material in relation with the proper control of anti-icing fluid residues that may accumulate in certain zones of the airplanes, potentially affecting their airworthiness.

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<sup>1</sup> OJ L 315, 28.11.2003, p. 1. Regulation as last amended by Regulation (EU) No 127/2010 of 5 February 2010 (OJ L 40, 13.02.2010, p. 4).

<sup>2</sup> OJ L 79, 19.03.2008, p. 1. Regulation as last amended by Regulation (EC) No 1108/2009 of the European Parliament and of the Council of 21 October 2009 (OJ L 309, 24.11.2009, p. 51).

<sup>3</sup> OJ L 315, 28.11.2003, p. 1. Regulation as last amended by Regulation (EU) No 127/2010 of 5 February 2010 (OJ L 40, 13.02.2010, p. 4).

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- (2) The Agency shall, pursuant to Article 18 of the Basic Regulation, issue Certification Specifications, including airworthiness codes and Acceptable Means of Compliance, as well as guidance material for the application of the Basic Regulation and its implementing rules.
- (3) The Agency is obliged, pursuant to Article 19 of the Basic Regulation to reflect the state of the art and the best practices in the fields concerned and update certification specifications taking into account world wide aircraft experience in service, and scientific and technical progress.
- (4) The Agency, pursuant to Article 52(1)(c) of the Basic Regulation and articles 5(3) and 6 of the Rulemaking Procedure<sup>4</sup>, has widely consulted interested parties on the matters which are the subject of this Decision and has provided thereafter a written response to the comments received<sup>5</sup>.

HAS DECIDED:

#### Article 1

The Annexes I, II and III to Decision 2003/19/RM of the Executive Director of the Agency of 28 November 2003 on Acceptable Means of Compliance and Guidance Material to Commission Regulation (EC) No 2042/2003 of 20 November 2003 on the continuing airworthiness of aircraft and aeronautical products, parts and appliances, and on the approval of organisations and personnel involved in these tasks are hereby amended as provided in the Annex to this Decision.

#### Article 2

This Decision shall enter into force on 7 September 2010 It shall be published in the Official Publication of the Agency.

Done in Cologne, on 31 August 2010.

P. GOUDOU

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<sup>4</sup> Management Board Decision concerning the procedure to be applied by the Agency for the issuing of opinions, Certification Specifications and Guidance Material (Rulemaking Procedure), EASA MB/08/07, 13.6.2007.

<sup>5</sup> See NPA 2009-09 and CRD 2009-09 on Rulemaking Archives page <http://easa.europa.eu/rulemaking/r-archives.php>