

## ***European Aviation Safety Agency***

---

### **DECISION N° 2009/007/R**

**OF THE EXECUTIVE DIRECTOR OF THE EUROPEAN AVIATION SAFETY AGENCY**

**OF 24 MARCH 2009**

**amending Annex II Acceptable Means of Compliance to Part-145 of 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**

#### ***" Fuel tank safety training issues – AMC to Part-145"***

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 18(c) 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.

Whereas:

- (1) The Annex II Acceptable Means of Compliance to Part-145 of Decision 2003/19/RM is required to be up to date to reflect the need of introducing the concept of Critical Design Control Configuration Limitations (CDCCL). To achieve this requirement the text of the Annex II of Acceptable Means of Compliance to Part-145 of Decision 2003/19/RM should be amended accordingly as well as to consider results of the workshop held in the Agency on 23 November 2007.
- (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.

---

<sup>1</sup> OJ L 315, 28.11.2003, p. 1. Regulation as last amended by Regulation (EC) No 1056/2008 of 27 October 2008 (OJ L 283, 28.10.2008 p. 5).

<sup>2</sup> OJ L 79, 19.03.2008, p. 1.

24/03/2009

- (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>3</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>4</sup>

HAS DECIDED:

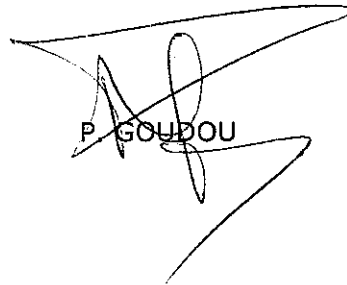
Article 1

The Annex II of acceptable means of compliance to Part-145 of Decision 2003/19/RM of the Executive Director of the Agency of 28 November 2003 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 is hereby modified in accordance with the Annex 1 to this Decision.

Article 2

This decision shall enter into force on 31 March 2009. It shall be published in the Official Publication of the Agency.

Done in Cologne, on 24 March 2009.



P. GOUDOU

---

<sup>3</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>4</sup> See NPA 2008-16 and CRD 2008-16 on Rulemaking Archives page [http://www.easa.europa.eu/ws\\_prod/r/r\\_archives.php](http://www.easa.europa.eu/ws_prod/r/r_archives.php).