

European Aviation Safety Agency

**DECISION N° 2013/022/DIRECTORATE R
OF THE EXECUTIVE DIRECTOR OF THE AGENCY**

of 23 August 2013

ON

**adopting Acceptable Means of Compliance and Guidance Material for
Non-commercial operations with other-than-complex motor-powered
aircraft
(Part-NCO)**

THE EXECUTIVE DIRECTOR OF THE EUROPEAN AVIATION SAFETY AGENCY,

Having regard to 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/EC¹, and in particular Articles 38 (3) (a) thereof,

Having regard to Commission Regulation (EU) No 965/2012 of 5 October 2012 laying down technical requirements and administrative procedures related to air operations pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council², and in particular Article 5(4) thereof,

WHEREAS:

- (1) The Agency shall, pursuant to Article 18 (c) of the Basic Regulation, issue Acceptable Means of Compliance, as well as Guidance Material for the application of the Basic Regulation and its Implementing Rules.
- (2) This Decision provides operators the means to comply with Regulation (EU) No 965/2012, and in particular its amendment by Regulation (EU) No 800/2013 and provides further guidance with the objective to maintain a high level of safety and to ensure proportionate application of this Regulation, where appropriate, and to warrant flexibility and efficiency for operators and authorities.

¹ 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 (OJ L 79, 19.3.2008, p. 1), as last amended by Commission Regulation (EU) No 6/2013, OJ L 004, 09.01.2013.

² Regulation (EU) No 965/2012 of 5 October 2012 laying down technical requirements and administrative procedures related to air operations pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council (OJ, L 296, 25.10.2012, p.1), as last amended by Commission Regulation (EU) No 800/2013, OJ L 227, 24.8.2013, p. 1.

- (3) The Agency has, pursuant to Article 52(1)(c) of the Basic Regulation and Articles 5(3) and 6 of the Rulemaking Procedure³, 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.

HAS DECIDED:

Article 1

The Acceptable Means of Compliance and Guidance Material to Annex VII (Part-NCO) of Regulation (EU) No 965/2012 are those laid down in the Annex to this Decision.

Article 2

This Decision shall enter into force on the day of publication in the Official Publication of the Agency.

Done at Cologne, 23 August 2013.

P. GOUDOU

³ 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.