

Draft Annexes to draft Commission Implementing Regulation (EU) .../... amending Regulation (EU) No 1321/2014 and Regulation (EU) No 748/2012 as regards the airworthiness review process, the import of aircraft and occurrence reporting

ANNEX I

Annex I (Part-M) to Commission Regulation (EU) No 1321/2014 is amended as follows:

(1) the contents are replaced by the following:

‘CONTENTS

M.1

SECTION A — TECHNICAL REQUIREMENTS

SUBPART A — GENERAL

M.A.101 Scope

SUBPART B — ACCOUNTABILITY

M.A.201 Responsibilities

M.A.202 Occurrence reporting

SUBPART C — CONTINUING AIRWORTHINESS

M.A.301 Continuing airworthiness tasks

M.A.302 Aircraft maintenance programme

M.A.303 Airworthiness directives

M.A.304 Data for modifications and repairs

M.A.305 Aircraft continuing airworthiness record system

M.A.306 Aircraft technical log system

M.A.307 Transfer of aircraft continuing airworthiness records

SUBPART D — MAINTENANCE STANDARDS

M.A.401 Maintenance data

M.A.402 Performance of maintenance

M.A.403 Aircraft defects

SUBPART E — COMPONENTS

M.A.501 Classification and installation

M.A.502 Component maintenance

M.A.503 Life-limited parts and time-controlled components

M.A.504 Segregation of components

SUBPART F — MAINTENANCE ORGANISATION

M.A.601 Scope

M.A.602 Application

M.A.603 Extent of approval

M.A.604 Maintenance organisation manual

M.A.605 Facilities
M.A.606 Personnel requirements
M.A.607 Certifying staff and airworthiness review staff
M.A.608 Components, equipment and tools
M.A.609 Maintenance data
M.A.610 Maintenance work orders
M.A.611 Maintenance standards
M.A.612 Aircraft certificate of release to service
M.A.613 Component certificate of release to service
M.A.614 Maintenance and airworthiness review records
M.A.615 Privileges of the organisation
M.A.616 Organisational review
M.A.617 Changes to the approved maintenance organisation
M.A.618 Continued validity of approval
M.A.619 Findings

SUBPART G — CONTINUING AIRWORTHINESS MANAGEMENT ORGANISATION

M.A.701 Scope
M.A.702 Application
M.A.703 Extent of approval
M.A.704 Continuing airworthiness management exposition
M.A.705 Facilities
M.A.706 Personnel requirements
M.A.707 Airworthiness review staff
M.A.708 Continuing airworthiness management
M.A.709 Documentation
M.A.710 Airworthiness review
M.A.711 Privileges of the organisation
M.A.712 Quality system
M.A.713 Changes to the approved continuing airworthiness organisation
M.A.714 Record-keeping
M.A.715 Continued validity of approval
M.A.716 Findings

SUBPART H — CERTIFICATE OF RELEASE TO SERVICE (CRS)

M.A.801 Aircraft certificate of release to service
M.A.802 Component certificate of release to service
M.A.803 Pilot-owner authorisation

SUBPART I — AIRWORTHINESS REVIEW CERTIFICATE

- M.A.901 Airworthiness review — General
- M.A.902 Validity of the airworthiness review certificate
- M.A.903 Airworthiness review process
- M.A.904 Airworthiness review staff
- M.A.905 Transfer of aircraft registration within the Union
- M.A.906 Airworthiness review of aircraft without an airworthiness certificate issued in accordance with Regulation (EU) No 748/2012
- M.A.907 Findings

SECTION B — PROCEDURE FOR COMPETENT AUTHORITIES

SUBPART A — GENERAL

- M.B.101 Scope
- M.B.102 Competent authority
- M.B.103 Findings and enforcement measures - persons
- M.B.104 Record-keeping
- M.B.105 Mutual exchange of information

SUBPART B — ACCOUNTABILITY

- M.B.201 Responsibilities
- M.B.202 Information to the Agency

SUBPART C — CONTINUING AIRWORTHINESS

- M.B.301 Aircraft maintenance programme
- M.B.302 Exemptions
- M.B.303 Aircraft continuing airworthiness monitoring
- M.B.304 Revocation, suspension and limitation
- M.B.305 Aircraft technical log system

SUBPART D — MAINTENANCE STANDARDS

SUBPART E — COMPONENTS

SUBPART F — MAINTENANCE ORGANISATION

- M.B.601 Application
- M.B.602 Initial Approval
- M.B.603 Issue of approval
- M.B.604 Continuing oversight
- M.B.605 Findings
- M.B.606 Changes
- M.B.607 Revocation, suspension and limitation of an approval

SUBPART G — CONTINUING AIRWORTHINESS MANAGEMENT ORGANISATION

- M.B.701 Application
- M.B.702 Initial approval
- M.B.703 Issue of approval

M.B.704 Continuing oversight

M.B.705 Findings

M.B.706 Changes

M.B.707 Revocation, suspension and limitation of an approval

SUBPART H — CERTIFICATE OF RELEASE TO SERVICE (CRS)

SUBPART I — AIRWORTHINESS REVIEW CERTIFICATE

M.B.901 Airworthiness review certificate issued by the competent authority

M.B.902 Assessment of recommendations

M.B.905 Transfer of aircraft registration within the Union

M.B.906 Airworthiness review of aircraft without an airworthiness certificate issued in accordance with Regulation (EU) No 748/2012

M.B.907 Findings

Appendix I — Continuing airworthiness management contract

Appendix II — Authorised Release Certificate — EASA Form 1

Appendix III — Airworthiness Review Certificate — EASA Form 15

Appendix IV — Class and rating system for the terms of approval of maintenance organisations referred to in Annex I (Part-M), Subpart F

Appendix V — Maintenance Organisation Certificate referred to in Annex I (Part-M) Subpart F – EASA Form 3 MF

Appendix VI — Continuing airworthiness management organisation certificate referred to in Annex I (Part-M) Subpart G – EASA Form 14-MG

Appendix VII — Complex Maintenance Tasks

Appendix VIII — Limited Pilot owner Maintenance’;

(2) point M.A.202 is replaced by the following:

‘M.A.202 Occurrence reporting

(a) The following persons shall report any safety-related event or identified condition of an aircraft or component that endangers or, if not corrected or addressed, could endanger an aircraft, its occupants or any other person.

(1) The owner referred to in points M.A.201(i)(2) and (3), carrying out the aircraft continuing airworthiness tasks themselves;

(2) The independent certifying staff referred to in point M.A.801(b)(1);

(3) The pilot-owner referred to in point M.A.801(b)(2).

(b) Reports required by point (a) shall:

(1) be made to the competent authority of the Member State of registry of the aircraft and to the design approval holder;

(2) be made as soon as practicable, but in any case, within 72 hours of becoming aware of the event or condition, unless exceptional circumstances prevent this;

(3) be made in a form and manner established by the competent authority as defined in (b)(1); and

(4) contain all pertinent information about the event or condition known to the person.

- (c) Without prejudice to points (a) and (b) above, a person maintaining the aircraft shall also report any such event or condition affecting the aircraft to the person or organisation responsible in accordance with point M.A.201 for the continuing airworthiness of such aircraft.’;
- (3) points M.A.901, M.A.902, M.A.903, M.A.904 and M.A.905 are replaced by the following:
- ‘M.A.901 Airworthiness review — General
- (a) To ensure the validity of the airworthiness certificate, an aircraft shall periodically undergo an airworthiness review in accordance with point M.A.903.
- (b) The satisfactory completion of an airworthiness review shall result in:
- (1) an airworthiness review certificate (ARC) issued in accordance with Appendix III (EASA Form 15b) to this Annex, if the following conditions are met:
- (i) the continuing airworthiness of the aircraft has been continuously managed in accordance with point M.A.201 or point ML.A.201, as applicable, since the issue of the former ARC;
- (ii) for the same period, the aircraft has been maintained in accordance with this Regulation;
- (iii) the airworthiness certificate has been issued in accordance with Commission Regulation (EU) No 748/2012 and is not revoked or surrendered at the time of the review;
- (2) a recommendation for the issuance of an ARC to the competent authority, if the conditions in point (1) are not met.
- (c) An organisation approved to carry out airworthiness reviews in accordance with point CAMO.A.125(e) of Annex Vc (Part-CAMO) or point CAO.A.095(c)(1) of Annex Vd (Part-CAO) may carry out an airworthiness review of an aircraft included in its scope of work.
- (d) When the airworthiness review is carried out by the organisation specified in point (c), the ARC or the recommendation shall be signed by the airworthiness review staff who carried out the airworthiness review.
- (e) The person or organisation responsible for the continuing airworthiness of the aircraft in accordance with point M.A.201 shall, upon request and where necessary for those purposes, ensure that the organisation or the competent authority carrying out the airworthiness review or the assessment of an ARC recommendation:
- (1) has the required aircraft documentation and records;
- (2) has suitable accommodation at the appropriate location for its personnel;
- (3) has access to the aircraft;
- (4) has the assistance of appropriate certifying staff.
- (f) By derogation from point M.A.902(a), the airworthiness review may be anticipated for a maximum period of 90 days before the expiry date of the ARC, without loss of continuity of the airworthiness review pattern.
- (g) The airworthiness review shall not be subcontracted.
- (h) An ARC shall not be issued if there is evidence or there are indications that the aircraft is not airworthy.
- (i) A copy of any ARC issued or extended for an aircraft shall be sent to the competent authority of the Member State of registry of the aircraft concerned within 10 days.

- (j) Without prejudice to point (b) of point M.B.901, for aircraft of 2 730 kg MTOM and below the competent authority may carry out the airworthiness review and issue an ARC itself, if requested by the owner.
- (k) Upon surrender or revocation, the ARC shall be returned to the competent authority of the Member State of registry, when so requested by the respective authority.

M.A.902 Validity of the airworthiness review certificate

- (a) An ARC is valid for 1 year and its validity may be extended for 1 year for a maximum of two consecutive extensions. The extension of the validity of the ARC will be from:
 - (1) the previous expiry date, if:
 - (i) the extension is carried out within 30 days before the expiry date of the ARC;
 - (ii) the extension is carried out after the expiry date of the ARC;
 - (2) the date on which the extension is carried out, if it is carried out more than 30 days before the expiry date of the ARC.
- (b) The ARC shall only be extended by the organisation managing the continuing airworthiness of the aircraft, subject to the following conditions:
 - (1) the continuing airworthiness of the aircraft has been continuously managed by that organisation since the issue of the ARC;
 - (2) for the same period, the aircraft has been maintained by a maintenance organisation approved in accordance with Annex II (Part-145) or Annex Vd (Part-CAO), as applicable; this may include pilot-owner maintenance tasks carried out and released to service either by the pilot-owner or by independent certifying staff;
 - (3) the organisation managing the continuing airworthiness of the aircraft has no evidence or reason to believe that the aircraft is not airworthy.
- (c) An ARC becomes invalid if:
 - (1) it is expired, suspended, surrendered or revoked;
 - (2) the airworthiness certificate is suspended, surrendered or revoked.
- (d) An aircraft shall not fly if the ARC is invalid or if the continuing airworthiness of the aircraft or any component fitted to the aircraft does not meet the applicable requirements of this Annex.

M.A.903 Airworthiness review process

- (a) An airworthiness review is a process that comprises all the tasks and activities for evaluating the airworthiness status of an aircraft based on a documented review of the related aircraft continuing airworthiness records and a physical survey.
- (b) Through the documented review of the aircraft, the airworthiness review staff shall be satisfied that:
 - (1) the total in-service life accumulated in the applicable parameter of the aircraft, engine(s), propeller(s), life-limited parts and time-controlled components has been properly recorded;
 - (2) the flight manual is applicable to the aircraft configuration and is kept up to date;
 - (3) the maintenance due on the aircraft according to the AMP, as specified in point M.A.302, has been carried out;

- (4) known defects have been rectified or, when applicable, deferred in accordance with point M.A.403;
 - (5) the applicable airworthiness directives and the measures mandated by the competent authority have been complied with and properly entered into the aircraft continuing airworthiness record system;
 - (6) the modifications and repairs applied to the aircraft have been entered into the aircraft continuing airworthiness record system and comply with point M.A.304;
 - (7) the life-limited parts and time-controlled components installed on the aircraft are properly identified, entered into the aircraft continuing airworthiness record system and have not exceeded their limitation;
 - (8) maintenance has been released in accordance with any of the following:
 - (i) Annex I or Annex Vb, as applicable, during the time period during which the aircraft is within the scope of this Regulation;
 - (ii) the appropriate airworthiness requirements of the State which was responsible for the oversight of the aircraft during the period when the aircraft was not within the scope of this Regulation;
 - (9) if applicable, the current mass and balance statement reflects the current configuration of the aircraft and is valid;
 - (10) the aircraft complies with the applicable type design;
 - (11) if issued, the aircraft holds a valid airworthiness certificate in compliance with Subpart H of Section A of Annex I (Part 21) or, as applicable, Subpart H of Section A of Annex Ib (Part 21 Light) to Commission Regulation (EU) No 748/2012;
 - (12) if issued, the aircraft holds a valid noise certificate corresponding to the current configuration of the aircraft in compliance with Subpart I of Section A of Annex I (Part 21) or, as applicable, Subpart I of Section A of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012.
- (c) Through the physical survey of the aircraft, the airworthiness review staff shall be satisfied that:
- (1) the required markings and placards are properly installed and meet the requirements in point 21.A.175 of Annex I (Part 21) or, as applicable, point 21L.A.144(a) of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012;
 - (2) the aircraft complies with its approved flight manual;
 - (3) the aircraft configuration complies with the documentation;
 - (4) no evident defect can be found that has not been addressed in accordance with point M.A.403;
 - (5) no inconsistencies can be found between the aircraft and the documented review of records as referred to in point (b).
- (d) For the physical survey, airworthiness review staff not qualified as certifying staff on the specific aircraft subject to the airworthiness review shall be assisted by such qualified personnel.
- (e) The airworthiness review shall be planned and carried out in such a manner that the time elapsed between the review of the aircraft continuing airworthiness records and their corresponding verification during physical survey shall be as short as possible.
- (f) If for any reason an airworthiness review cannot be completed, the organisation carrying out the airworthiness review shall inform the competent authority of the Member State of registry as soon as possible.

- (g) The ARC and the recommendation shall not be issued until all actions to eliminate the detected non-compliance have been implemented.
- (h) The details and the outcome of an airworthiness review shall be recorded in an airworthiness report.

M.A.904 Airworthiness review staff

- (a) Airworthiness review staff acting on behalf of the competent authority shall be qualified in accordance with point M.B.901(c).
- (b) Airworthiness review staff acting on behalf of an organisation referred to in Annex Vc (Part-CAMO) or Annex Vd (Part CAO) shall be qualified in accordance with Annex Vc (Part-CAMO) or Annex Vd (Part-CAO) respectively.

M.A.905 Transfer of aircraft registration within the Union

- (a) When transferring an aircraft registration within the Union, and the aircraft has an airworthiness certificate issued in accordance with Commission Regulation (EU) No 748/2012 at the time of application, the applicant shall:
 - (1) first, notify the competent authority of the Member State of registry where the aircraft is registered of the name of the Member State in which the aircraft will be registered; and
 - (2) subsequently, apply to the competent authority of the new Member State of registry for the issuance of a new airworthiness certificate in accordance with point 21.A.174(b)(3)(i) of Annex I (Part 21) or, as applicable, point 21L.A.143(e) of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012.
- (b) At the time of the application to the new Member State of registry:
 - (1) if the ARC is valid, it shall:
 - (i) remain valid until its expiry date, unless the conditions in point M.A.902(c) are met;
 - (ii) be amended with the new nationality and registration marks by the competent authority of the new Member State of registry;
 - (2) if the ARC is either invalid or becomes invalid during the transfer process, the applicant shall:
 - (i) ensure that the validity of the ARC is restored; or
 - (ii) ensure obtaining a new ARC in accordance with point M.A.901.;
- (4) the following new points M.A.906 and M.A.907 are added:

‘M.A.906 Airworthiness review of aircraft without an airworthiness certificate issued in accordance with Regulation (EU) No 748/2012

 - (a) When applying for an airworthiness certificate for aircraft not having an airworthiness certificate issued in accordance with Commission Regulation (EU) No 748/2012 at the time of the application, the applicant shall:
 - (1) apply to the competent authority of the Member State of registry for the issuance of a new airworthiness certificate in accordance with Annex I (Part 21) or, as applicable, Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012;
 - (2) for aircraft other than new, have an airworthiness review carried out and completed satisfactorily in accordance with point M.A.903;

- (3) have all maintenance carried out to comply with the AMP approved in accordance with point M.A.302;
 - (4) if the former airworthiness certificate was issued in accordance with Regulation (EU) No 748/2012, but it was revoked or surrendered, notify the competent authority that issued the former airworthiness certificate, if different, of the name of the Member State in which the aircraft will be registered.
- (b) A recommendation for the issuance of an ARC shall be sent by the applicant to the competent authority of the Member State of registry, as specified in point 21.A.174(b)(3)(ii) of Annex I (Part 21) or, as applicable, point 21L.A.143(f) of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012, unless the airworthiness review is carried out by the competent authority in accordance with point M.A.901(j).
- (c) In the case that an evaluation programme is required in accordance with point 21.A.174(b)(3)(ii)(G)(b) or point 21.A.174(d) of Annex I (Part 21) or, as applicable, point 21L.A.143(f)(6)(b) or 21L.A.143(h) of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012, the evaluation report referred to in point 21.A.174(d)(4) or point 21L.A.143(h)(4) shall be taken into consideration by the organisation or competent authority carrying out the airworthiness review. The evaluation report shall be submitted together with the recommendation required by point (b), unless the airworthiness review is carried out by the competent authority in accordance with point M.A.901(j).

M.A.907 Findings

Following receipt of the notification of findings from the competent authority in accordance with point M.B.907, the person or organisation responsible for the continuing airworthiness of the aircraft pursuant to point M.A.201 shall define a corrective action plan including corrections and corrective actions and, within the agreed period, demonstrate the implementation of the correction to the competent authority.’;

- (5) in point M.B.104, the following point (g) is added:
- ‘(g) The competent authority shall maintain records of all airworthiness review staff and authorised personnel assessing recommendations, if applicable, for 3 years after these staff have left the competent authority. These records shall include details of any appropriate qualification held together with a summary of relevant continuing airworthiness management experience and training.’;
- (6) point M.B.202 is replaced by the following:
- ‘M.B.202 Information to the Agency
- (a) The competent authority of the Member State shall notify the Agency in case of any significant problems with the implementation of Regulation (EU) 2018/1139 and its delegated and implementing acts within 30 days from the time the authority became aware of the problems.
 - (b) Without prejudice to Regulation (EU) No 376/2014 and its delegated and implementing acts, the competent authority shall provide the Agency as soon as possible with any safety-significant information stemming from the occurrence reports stored in the national database pursuant to Article 6(6) of Regulation (EU) No 376/2014.’;
- (7) point M.B.304 is replaced by the following:
- ‘M.B.304 Revocation and suspension
- The competent authority shall:

- (a) suspend an ARC on reasonable grounds in the case of a potential safety threat; or
 - (b) suspend or revoke an ARC pursuant to point M.B.907(c)(1).’;
- (8) points M.B.901 and M.B.902 are replaced by the following:
- ‘M.B.901 Airworthiness review certificate issued by the competent authority
- (a) The competent authority shall issue an ARC using the template in Appendix III (EASA Form 15a) to this Annex:
 - (1) after a satisfactory completion of the airworthiness review by that competent authority in accordance with point M.A.903; or
 - (2) after the satisfactory assessment of a recommendation in accordance with point M.B.902; or
 - (3) in the case of a new aircraft.
 - (b) The competent authority shall carry out the airworthiness review in accordance with point M.A.903 whenever circumstances reveal the existence of a potential safety threat.
 - (c) The competent authority shall have appropriate airworthiness review staff to carry out the airworthiness reviews.
 - (1) For all aircraft used by air carriers licensed in accordance with Regulation (EC) No 1008/2008, and for aircraft above 2 730 kg MTOM, such staff shall have:
 - (i) acquired at least 5 years of experience in continuing airworthiness;
 - (ii) acquired either an appropriate licence in compliance with Annex III (Part-66), or an aeronautical degree or national equivalent;
 - (iii) received formal aeronautical maintenance training.

Notwithstanding points (i) and (iii), the requirement laid down in point (ii) may be replaced with 5 years of experience in continuing airworthiness additional to those already required by point (i).
 - (2) For aircraft not used by air carriers licensed in accordance with Regulation (EC) No 1008/2008, and for aircraft of 2 730 kg MTOM and below, such staff shall have:
 - (i) acquired at least 3 years of experience in continuing airworthiness;
 - (ii) acquired either an appropriate licence in compliance with Annex III (Part-66), or an aeronautical degree or national equivalent;
 - (iii) received appropriate aeronautical maintenance training.

Notwithstanding points (i) and (iii), the requirement laid down in point (ii) may be replaced by 4 years of experience in continuing airworthiness additional to those already required by point (i).

M.B.902 Assessment of recommendations

- (a) Upon receiving an application and the associated recommendation for the issuance of an ARC, the competent authority shall conduct an assessment. This assessment is a two-step process, as described in points (b) and (c).
- (b) The competent authority shall first verify that the recommendation contains all relevant information and that it is correct and accurate. The verification shall ensure that an airworthiness review in accordance with point M.A.903 has been conducted, and that the airworthiness review was carried out with a sufficient level of verification.

- (c) Following the verification referred to in point (b), the competent authority shall perform sufficient investigation activities, which may include requesting further information from the applicant to support the assessment of the recommendation or conducting a physical survey of the aircraft.
 - (d) The competent authority shall ensure that the personnel authorised to assess recommendations are qualified to perform these tasks.
 - (e) The competent authority shall notify the applicant of the findings raised during the assessment of the recommendation.
 - (f) The competent authority shall not issue the ARC if the findings notified in accordance with point (e) are not corrected within a reasonable period as determined by the competent authority, or if there are serious discrepancies between the information provided in the recommendation and the assessment conducted by the competent authority. In such cases, the competent authority shall inform, if different, the competent authority of the organisation that carried out the airworthiness review.’;
- (9) points M.B.903 and M.B.904 are deleted;
- (10) the following new points M.B.905, M.B.906 and M.B.907 are added:
- ‘M.B.905 Transfer of aircraft registration within the Union
- (a) Upon receipt of a notification of aircraft transfer between the Member States in accordance with point M.A.905:
 - (1) the competent authority of the Member State where the aircraft is currently registered shall inform the competent authority of the Member State where the aircraft will be registered of any known problems with the aircraft being transferred;
 - (2) the competent authority of the Member State where the aircraft will be registered shall ensure that the competent authority of the Member State where the aircraft is currently registered has been properly notified about the transfer.
 - (b) The competent authority of the new Member State of registry shall amend the existing ARC as specified in point M.A.905(b)(1)(ii) or issue a new ARC in accordance with point M.B.901(a)(1) or point M.B.901(a)(2) after the satisfactory assessment of a recommendation in accordance with point M.B.902.

M.B.906 Airworthiness review of aircraft without an airworthiness certificate issued in accordance with Regulation (EU) No 748/2012

In the case of an application for an airworthiness certificate in accordance with point M.A.906(a), if the former airworthiness certificate was issued in accordance with Commission Regulation (EU) No 748/2012, but it was revoked or surrendered:

- (a) upon receipt of a notification in accordance with point M.A.906(a)(4), the competent authority of the Member State that issued the former airworthiness certificate shall inform, if different, the competent authority of the Member State where the aircraft will be registered of any known problems with the aircraft;
- (b) the competent authority of the Member State where the aircraft will be registered shall ensure, if different, that the competent authority of the Member State that issued the former airworthiness certificate has been properly notified.

M.B.907 Findings

- (a) A level 1 finding shall be issued by the competent authority when any significant non-compliance is detected with the applicable requirements of this Annex, which lowers safety or seriously endangers flight safety.
 - (b) A level 2 finding shall be issued by the competent authority when any non-compliance is detected with the applicable requirements of this Annex, which is not classified as a level 1 finding.
 - (c) If during aircraft surveys or by other means evidence is found showing non-compliance with requirements of this Annex, the competent authority shall require appropriate correction of the non-compliance to be implemented:
 - (1) for level 1 findings, before further flight. The ARC shall be revoked or suspended if that correction is not implemented immediately;
 - (2) for level 2 findings, within a time period accepted or extended by the competent authority.
 - (d) If the appropriate correction of the non-compliance required under point (c)(2) is not implemented within the time period accepted or extended by the competent authority, the competent authority shall consider raising the level 2 finding to a level 1 finding and shall take action as laid down in point (c)(1).
 - (e) When a level 1 finding is raised, the competent authority shall inform, if different and as applicable:
 - (1) the competent authority of the organisation responsible for the aircraft continuing airworthiness pursuant to point M.A.201;
 - (2) the competent authority of the organisation that issued the current ARC.';
- (11) in 'Appendix III — Airworthiness Review Certificate — EASA Form 15', Forms 15b and 15a are replaced by the following:

[MEMBER STATE(***)]
A Member of the European Union (*)

AIRWORTHINESS REVIEW CERTIFICATE (ARC)

ARC reference:

Pursuant to Regulation (EU) 2018/1139 of the European Parliament and of the Council, the following organisation, approved in accordance with Section A of Annex Vc (Part-CAMO) or Section A of Annex Vd (Part-CAO) to Commission Regulation (EU) No 1321/2014,

[NAME OF ORGANISATION APPROVED AND ADDRESS]

[APPROVAL REFERENCE]

hereby certifies that it has performed an airworthiness review, in accordance with point M.A.903 of Annex I to Commission Regulation (EU) No 1321/2014, of the following aircraft:

Aircraft
manufacturer:.....
Aircraft manufacturer designation:
.....
Aircraft registration:
.....
Aircraft serial number:
and this aircraft is considered airworthy at the time of the review.

Date of issue: Expiry date:

.....
Airframe flight hours (FHs) on the date of the review (**):

.....
Name and signature: Authorisation No:

.....
First extension: The Airworthiness Review Certificate has been extended in accordance with point M.A.902 of Annex I (Part-M) to Regulation (EU) No 1321/2014.

Date of issue: Expiry date:

.....
Airframe flight hours (FHs) on the date of issue (**):

.....
Signed: Authorisation No:

.....
Name of approved organisation: Approval reference:

.....
Second extension: The Airworthiness Review Certificate has been extended in accordance with point M.A.902 of Annex I (Part-M) to Regulation (EU) No 1321/2014.

Date of issue: Expiry date:

.....
Airframe flight hours (FHs) on the date of issue (**):

.....
Signed: Authorisation No:

.....
Name of approved organisation: Approval
reference:.....

EASA Form 15b Issue 7

(*) Delete for non-EU Member States or EASA.

(**) Except for airships.

(**) Or EASA if EASA is the competent authority

When the Form is issued in a language other than English, it shall include an English translation.

[MEMBER STATE]
A Member of the European Union (*)

AIRWORTHINESS REVIEW CERTIFICATE (ARC)

ARC reference:

Pursuant to Regulation (EU) 2018/1139 of the European Parliament and of the Council, the [COMPETENT AUTHORITY OF THE MEMBER STATE] hereby certifies that the following aircraft:

Aircraft manufacturer:.....
Aircraft manufacturer designation:
Aircraft registration:
Aircraft serial number:

is considered airworthy at the time of the review.

Date of issue: Expiry date:
Airframe flight hours (FHs) on the date of the review (**):
Signed: Authorisation No (if applicable):

First extension: The Airworthiness Review Certificate has been extended in accordance with point M.A.902 of Annex I (Part-M) to Commission Regulation (EU) No 1321/2014.

Date of issue: Expiry date:
Airframe flight hours (FHs) on the date of issue (**):
Signed: Authorisation No:
Name of approved organisation: Approval reference:

Second extension: The Airworthiness Review Certificate has been extended in accordance with point M.A.902 of Annex I (Part-M) to Commission Regulation (EU) No 1321/2014.

Date of issue: Expiry date:
Airframe flight hours (FHs) on the date of issue (**):
Signed: Authorisation No:
Name of approved organisation: Approval reference:

EASA Form 15a Issue 6

(*) Delete for non-EU Member States.

(**) Except for airships.

When the Form is issued in a language other than English, it shall include an English translation.'

ANNEX II

Annex Vb (Part-ML) to Commission Regulation (EU) No 1321/2014 is amended as follows:

(1) the contents are replaced by the following:

‘CONTENTS

ML.1

SECTION A — TECHNICAL REQUIREMENTS

SUBPART A — GENERAL

ML.A.101 Scope

SUBPART B — ACCOUNTABILITY

ML.A.201 Responsibilities

ML.A.202 Occurrence reporting

SUBPART C — CONTINUING AIRWORTHINESS

ML.A.301 Continuing-airworthiness tasks

ML.A.302 Aircraft maintenance programme

ML.A.303 Airworthiness directives

ML.A.304 Data for modifications and repairs

ML.A.305 Aircraft continuing-airworthiness record system

ML.A.307 Transfer of aircraft continuing-airworthiness records

SUBPART D — MAINTENANCE STANDARDS

ML.A.401 Maintenance data

ML.A.402 Performance of maintenance

ML.A.403 Aircraft defects

SUBPART E — COMPONENTS

ML.A.501 Classification and installation

ML.A.502 Component maintenance

ML.A.503 Service-life-limited components

ML.A.504 Control of unserviceable components

SUBPART H — CERTIFICATE OF RELEASE TO SERVICE (CRS)

ML.A.801 Aircraft certificate of release to service

ML.A.802 Component certificate of release to service

ML.A.803 Pilot-owner authorisation

SUBPART I — AIRWORTHINESS REVIEW CERTIFICATE (ARC)

ML.A.901 Airworthiness review — General

ML.A.902 Validity of the airworthiness review certificate

ML.A.903 Airworthiness review process

ML.A.904 Airworthiness review staff

ML.A.905 Transfer of aircraft registration within the Union

ML.A.906 Airworthiness review of aircraft without an airworthiness certificate issued in accordance with Regulation (EU) No 748/2012

ML.A.907 Findings

SECTION B — PROCEDURE FOR COMPETENT AUTHORITIES

SUBPART A — GENERAL

ML.B.101 Scope

ML.B.102 Competent authority

ML.B.104 Record-keeping

ML.B.105 Mutual exchange of information

SUBPART B — ACCOUNTABILITY

ML.B.201 Responsibilities

ML.B.202 Information to the Agency

SUBPART C — CONTINUING AIRWORTHINESS

ML.B.302 Exemptions

ML.B.303 Aircraft continuing-airworthiness monitoring

ML.B.304 Revocation, suspension and limitation

SUBPART I — AIRWORTHINESS REVIEW CERTIFICATE (ARC)

ML.B.901 Airworthiness review certificate issued by the competent authority

ML.B.905 Transfer of aircraft registration within the Union

ML.B.906 Airworthiness review of aircraft without an airworthiness certificate issued in accordance with Regulation (EU) No 748/2012

ML.B.907 Findings

Appendix I — Continuing-airworthiness management contract

Appendix II — Limited Pilot-owner maintenance

Appendix III — Complex maintenance tasks not to be released by the Pilot-owner

Appendix IV — Airworthiness review certificate (EASA Form 15c)';

(2) point ML.A.202 is replaced by the following:

‘ML.A.202 Occurrence reporting

(a) The following persons shall report any safety-related event or identified condition of an aircraft or component that endangers or, if not corrected or addressed, could endanger an aircraft, its occupants or any other person.

(1) The owner referred to in point ML.A.201(f) carrying out the aircraft continuing airworthiness tasks themselves;

(2) The independent certifying staff referred to in point ML.A.801(b)(2);

(3) The pilot-owner referred to in point ML.A.801(b)(3).

(b) Reports required by point (a) shall:

(1) be made to the competent authority of the Member State of registry of the aircraft and to the design approval holder;

- (2) be made as soon as practicable, but in any case, within 72 hours of becoming aware of the event or condition, unless exceptional circumstances prevent this;
 - (3) be made in a form and manner established by the competent authority as defined in (b)(1); and
 - (4) contain all pertinent information about the event or condition known to the person.
- (c) Without prejudice to points (a) and (b) above, a person carrying out maintenance or airworthiness review shall also report any such event or condition affecting the aircraft to the person or organisation responsible in accordance with point ML.A.201 for the continuing airworthiness of such aircraft.’;
- (3) points ML.A.901, ML.A.902 and ML.A.903 are replaced by the following:
- ‘ML.A.901 Airworthiness review — General
- (a) To ensure the validity of the airworthiness certificate, an aircraft shall periodically undergo an airworthiness review in accordance with point ML.A.903.
 - (b) The satisfactory completion of an airworthiness review shall result in an airworthiness review certificate (ARC) issued in accordance with Appendix IV (EASA Form 15c) to this Annex.
 - (c) The airworthiness review and the issuance of the ARC shall be performed in accordance with point ML.A.903, by one of the following:
 - (1) the competent authority;
 - (2) an appropriately approved CAO with the privileges specified in point CAO.A.095(c) or an appropriately approved CAMO with the privileges specified in point CAMO.A.125(e);
 - (3) an appropriately approved maintenance organisation while performing the 100-h/annual inspection contained in the AMP;
 - (4) for aircraft operated under Annex VII (Part-NCO) to Commission Regulation (EU) No 965/2012 or, in the case of balloons, not operated under Subpart-ADD of Annex II (Part-BOP) to Commission Regulation (EU) 2018/395 or, in the case of sailplanes, not following Subpart DEC of Annex II (Part-SAO) to Implementing Regulation (EU) 2018/1976, an independent certifying staff while performing the 100-h/annual inspection contained in the AMP, when qualified in accordance with point ML.A.904(c).
 - (d) When the airworthiness review is carried out by the person or organisation specified in points (c)(2) to (c)(4), the ARC shall be signed by the airworthiness review staff who carried out the airworthiness review.
 - (e) The person or organisation responsible for the continuing airworthiness of the aircraft in accordance with point ML.A.201 shall, upon request and where necessary for those purposes, ensure that the person, organisation or the competent authority carrying out the airworthiness review:
 - (1) has the required aircraft documentation and records;
 - (2) has suitable accommodation at the appropriate location for its personnel;
 - (3) has access to the aircraft;
 - (4) has the assistance of appropriate certifying staff.

- (f) By derogation from point ML.A.902(a), the airworthiness review may be anticipated for a maximum period of 90 days before the expiry date of the ARC, without loss of continuity of the airworthiness review pattern.
- (g) The airworthiness review shall not be subcontracted.
- (h) An ARC shall not be issued if there is evidence or there are indications that the aircraft is not airworthy.
- (i) A copy of any ARC issued or extended for an aircraft shall be sent to the competent authority of the Member State of registry of the aircraft concerned within 10 days.
- (j) Upon surrender or revocation, the ARC shall be returned to the competent authority of the Member State of registry, when so requested by the respective authority.

ML.A.902 Validity of the airworthiness review certificate

- (a) An ARC is valid for 1 year and its validity may be extended for 1 year for a maximum of two consecutive extensions. The extension of the validity of the ARC will be from:
 - (1) the previous expiry date, if:
 - (i) the extension is carried out within 30 days before the expiry date of the ARC;
 - (ii) the extension is carried out after the expiry date of the ARC;
 - (2) the date on which the extension is carried out, if it is carried out more than 30 days before the expiry date of the ARC.
- (b) The ARC shall only be extended by the organisation managing the continuing airworthiness of the aircraft, subject to the following conditions:
 - (1) the continuing airworthiness of the aircraft has been continuously managed by that organisation since the issue of the ARC;
 - (2) for the same period, the aircraft has been maintained by a maintenance organisation approved in accordance with Annex II (Part-145) or Annex Vd (Part-CAO); this includes pilot-owner maintenance tasks carried out and released to service either by the pilot-owner or by independent certifying staff;
 - (3) the organisation managing the continuing airworthiness of the aircraft has no evidence or reason to believe that the aircraft is not airworthy.
- (c) An ARC becomes invalid if:
 - (1) it is expired, suspended, surrendered or revoked;
 - (2) the airworthiness certificate is suspended, surrendered or revoked.
- (d) An aircraft shall not fly if the ARC is invalid or if the continuing airworthiness of the aircraft or any component fitted to the aircraft does not meet the applicable requirements of this Annex.

ML.A.903 Airworthiness review process

- (a) An airworthiness review is a process that comprises all the tasks and activities for evaluating the airworthiness status of an aircraft based on a documented review of the related aircraft continuing airworthiness records and a physical survey.
- (b) Through the documented review of the aircraft, the airworthiness review staff shall be satisfied that:

- (1) the total in-service life accumulated in the applicable parameter of the aircraft, engine(s), propeller(s), life-limited parts and time-controlled components has been properly recorded;
 - (2) the flight manual is applicable to the aircraft configuration and is kept up to date;
 - (3) the maintenance due on the aircraft according to the AMP, as specified in point ML.A.302, has been carried out;
 - (4) known defects have been rectified or, when applicable, deferred in accordance with point ML.A.403;
 - (5) the applicable airworthiness directives and the measures mandated by the competent authority have been complied with and properly entered into the aircraft continuing airworthiness record system;
 - (6) the modifications and repairs applied to the aircraft have been entered into the aircraft continuing airworthiness record system and comply with point ML.A.304;
 - (7) the life-limited parts and time-controlled components installed on the aircraft are properly identified, entered into the aircraft continuing airworthiness record system and have not exceeded their limitation;
 - (8) maintenance has been released in accordance with any of the following:
 - (i) Annex I or Annex Vb, as applicable, during the time period during which the aircraft is within the scope of this Regulation;
 - (ii) the appropriate airworthiness requirements of the State which was responsible for the oversight of the aircraft during the period when the aircraft was not within the scope of this Regulation;
 - (9) if applicable, the current mass and balance statement reflects the current configuration of the aircraft and is valid;
 - (10) the aircraft complies with the applicable type design;
 - (11) if issued, the aircraft holds a valid airworthiness certificate in compliance with Subpart H of Section A of Annex I (Part 21) or, as applicable, Subpart H of Section A of Annex Ib (Part 21 Light) to Commission Regulation (EU) No 748/2012;
 - (12) if issued, the aircraft holds a valid noise certificate corresponding to the current configuration of the aircraft in compliance with Subpart I of Section A of Annex I (Part 21) or, as applicable, Subpart I of Section A of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012.
- (c) Through the physical survey of the aircraft, the airworthiness review staff shall be satisfied that:
- (1) the required markings and placards are properly installed and meet the requirements in point 21.A.175 of Annex I (Part 21) or, as applicable, point 21L.A.144(a) of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012;
 - (2) the aircraft complies with its approved flight manual;
 - (3) the aircraft configuration complies with the documentation;
 - (4) no evident defect can be found that has not been addressed in accordance with point ML.A.403;
 - (5) no inconsistencies can be found between the aircraft and the documented review of records as referred to in point (b).

- (d) For the physical survey, airworthiness review staff not qualified as certifying staff on the specific aircraft subject to the airworthiness review shall be assisted by such qualified personnel.
 - (e) The airworthiness review shall be planned and carried out in such a manner that the time elapsed between the review of the aircraft continuing airworthiness records and their corresponding verification during physical survey shall be as short as possible.
 - (f) If for any reason an airworthiness review cannot be completed, the person or organisation carrying out the airworthiness review shall inform the competent authority of the Member State of registry as soon as possible.
 - (g) The ARC shall not be issued until all actions to eliminate the detected non-compliance have been implemented.
 - (h) The details and the outcome of an airworthiness review shall be recorded in an airworthiness report.
 - (i) The effectiveness of the AMP may be reviewed in conjunction with the airworthiness review in accordance with point (c)(9) of point ML.A.302. This review shall be completed by the person who carried out the airworthiness review. If the review shows deficiencies of the aircraft linked with deficiencies in the content of the AMP, the AMP shall be amended accordingly. The person carrying out the review shall inform the competent authority of the Member State of registry if he or she does not agree with the measures amending the AMP taken by the owner, CAMO or CAO. In such case the competent authority shall decide which amendments to the AMP are necessary, raising the corresponding findings defined in point ML.B.907 and, if necessary, reacting in accordance with point ML.B.304.’;
- (4) point ML.A.904 is amended as follows:
- (a) the title is replaced by the following:
‘ML.A.904 Airworthiness review staff’;
 - (b) points (a), (b) and (c) are replaced by the following:
 - ‘(a) Airworthiness review staff acting on behalf of the competent authority shall be qualified in accordance with point ML.B.901(c).
 - (b) Airworthiness review staff acting on behalf of an organisation referred to in Annex II (Part-145), Annex Vc (Part-CAMO) or Annex Vd (Part CAO) shall be qualified in accordance with Annex II (Part-145), Annex Vc (Part-CAMO) or Annex Vd (Part-CAO) respectively.
 - (c) Airworthiness review staff acting on their own behalf, as permitted pursuant to point ML.A.901(c)(4), shall:
 - (1) hold a licence issued in accordance with Annex III (Part-66) rated for the corresponding aircraft; and
 - (2) hold an authorisation issued by the competent authority that issued the licence in accordance with Annex III (Part-66).’;
- (5) points ML.A.905, ML.A.906 and ML.A.907 are replaced by the following:
‘ML.A.905 Transfer of aircraft registration within the Union
- (a) When transferring an aircraft registration within the Union, and the aircraft has an airworthiness certificate issued in accordance with Commission Regulation (EU) No 748/2012 at the time of application, the applicant shall:

- (1) first, notify the competent authority of the Member State of registry where the aircraft is registered of the name of the Member State in which the aircraft will be registered; and
 - (2) subsequently, apply to the competent authority of the new Member State of registry for the issuance of a new airworthiness certificate in accordance with point 21.A.174(b)(3)(i) of Annex I (Part 21) or, as applicable, point 21L.A.143(e) of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012.
- (b) At the time of the application to the new Member State of registry:
- (1) if the ARC is valid, it shall:
 - (i) remain valid until its expiry date, unless the conditions in point ML.A.902(c) are met;
 - (ii) be amended with the new nationality and registration marks by the competent authority of the new Member State of registry.
 - (2) if the ARC is either invalid or becomes invalid during the transfer process, the applicant shall:
 - (i) ensure that the validity of the ARC is restored; or
 - (ii) ensure obtaining a new ARC in accordance with point ML.A.901.

ML.A.906 Airworthiness review of aircraft without an airworthiness certificate issued in accordance with Regulation (EU) No 748/2012

- (a) When applying for an airworthiness certificate for aircraft not having an airworthiness certificate issued in accordance with Commission Regulation (EU) No 748/2012 at the time of the application, the applicant shall:
- (1) apply to the competent authority of the Member State of registry for the issuance of a new airworthiness certificate in accordance with Annex I (Part 21) or, as applicable, Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012;
 - (2) for aircraft other than new, have an airworthiness review carried out and completed satisfactorily in accordance with point ML.A.903;
 - (3) have all maintenance carried out to comply with the AMP approved in accordance with point ML.A.302;
 - (4) if the former airworthiness certificate was issued in accordance with Regulation (EU) No 748/2012, but it was revoked or surrendered, notify the competent authority that issued the former airworthiness certificate, if different, of the name of the Member State in which the aircraft will be registered.
- (b) If the aircraft complies with the relevant requirements, the competent authority, the CAMO or CAO, the maintenance organisation or the independent certifying staff carrying out the airworthiness review, as provided for in point (c) of point ML.A.901, shall issue an ARC.
- (c) In the case that an evaluation programme is required in accordance with point 21.A.174(b)(3)(ii)(G)(b) or point 21.A.174(d) of Annex I (Part 21) or, as applicable, point 21L.A.143(f)(6)(b) or point 21L.A.143(h) of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012, the evaluation report referred to in point 21.A.174(d)(4) or 21L.A.143(h)(4) shall be taken into consideration by the person, competent authority or organisation carrying out the airworthiness review. The evaluation report shall be submitted together with a copy of the ARC issued as required by point ML.A.901(i), unless the airworthiness review is carried out by the competent authority.

ML.A.907 Findings

Following receipt of the notification of findings from the competent authority in accordance with point ML.B.907, the person or organisation responsible for the continuing airworthiness of the aircraft pursuant to point ML.A.201 shall define a corrective action plan including corrections and corrective actions and, within the agreed period, demonstrate the implementation of the correction to the competent authority.’;

(6) in point ML.B.104, the following point (e) is added:

‘(e) The competent authority shall maintain records of all airworthiness review staff for 3 years after these staff have left the competent authority. These records shall include details of any appropriate qualification held together with a summary of relevant continuing airworthiness management experience and training.’;

(7) the following new point ML.B.202 is added:

‘ML.B.202 Information to the Agency

(a) The competent authority of the Member State shall notify the Agency in case of any significant problems with the implementation of Regulation (EU) 2018/1139 and its delegated and implementing acts within 30 days from the time the authority became aware of the problems.

(b) Without prejudice to Regulation (EU) No 376/2014 and its delegated and implementing acts, the competent authority shall provide the Agency as soon as possible with any safety-significant information stemming from the occurrence reports stored in the national database pursuant to Article 6(6) of Regulation (EU) No 376/2014.’;

(8) in point ML.B.303, point (d) is replaced by the following:

‘(d) Any findings identified shall be categorised in accordance with point ML.B.907 and confirmed in writing to the person or organisation responsible pursuant to point ML.A.201. The competent authority shall have a procedure in place to analyse findings as for their safety significance.’;

(9) point ML.B.304 is replaced by the following:

‘ML.B.304 Revocation and suspension

(a) The competent authority shall:

- (1) suspend an ARC on reasonable grounds in the case of a potential safety threat; or
- (2) suspend or revoke an ARC pursuant to point ML.B.907(c)(1).

(b) The competent authority that issued the airworthiness review authorisation pursuant to point (c) of point ML.A.904 for independent certifying staff shall revoke such authorisation if the holder shows poor performance of the airworthiness review or uses such authorisation in an inappropriate manner.’;

(10) the following new point ML.B.901 is inserted:

‘ML.B.901 Airworthiness review certificate issued by the competent authority

(a) The competent authority shall issue an ARC using the template in Appendix IV (EASA Form 15c) to this Annex:

- (1) after a satisfactory completion of the airworthiness review by that competent authority in accordance with point ML.A.903; or
- (2) in the case of a new aircraft.

- (b) The competent authority shall carry out the airworthiness review in accordance with point ML.A.903, whenever circumstances reveal the existence of a potential safety threat.
- (c) The competent authority shall have appropriate airworthiness review staff to carry out the airworthiness reviews. These staff shall have:
 - (1) acquired at least 3 years of experience in continuing airworthiness;
 - (2) acquired either an appropriate licence in compliance with Annex III (Part-66), or an aeronautical degree or national equivalent;
 - (3) received appropriate aeronautical maintenance training;
 Notwithstanding points (1) and (3), the requirement laid down in point (2) may be replaced by 4 years of experience in continuing airworthiness additional to those already required by point (1).';

(11) points ML.B.902 and ML.B.903 are deleted;

(12) the following new points ML.B.905, ML.B.906 and ML.B.907 are added:

'ML.B.905 Transfer of aircraft registration within the Union

- (a) Upon receipt of a notification of aircraft transfer between the Member States in accordance with point ML.A.905:
 - (1) the competent authority of the Member State where the aircraft is currently registered shall inform the competent authority of the Member State where the aircraft will be registered of any known problems with the aircraft being transferred;
 - (2) the competent authority of the Member State where the aircraft will be registered shall ensure that the competent authority of the Member State where the aircraft is currently registered has been properly notified about the transfer.
- (b) The competent authority of the new Member State of registry shall amend the existing ARC as specified in point ML.A.905(b)(1)(ii) or issue a new ARC in accordance with point ML.B.901(a)(1).

ML.B.906 Airworthiness review of aircraft without an airworthiness certificate issued in accordance with Regulation (EU) No 748/2012

In the case of an application for an airworthiness certificate in accordance with point ML.A.906(a), if the former airworthiness certificate was issued in accordance with Commission Regulation (EU) No 748/2012, but it was revoked or surrendered:

- (a) upon receipt of a notification in accordance with point ML.A.906(a)(4), the competent authority of the Member State that issued the former airworthiness certificate shall inform, if different, the competent authority of the Member State where the aircraft will be registered of any known problems with the aircraft;
- (b) the competent authority of the Member State where the aircraft will be registered shall ensure, if different, that the competent authority of the Member State that issued the former airworthiness certificate has been properly notified.

ML.B.907 Findings

- (a) A level 1 finding shall be issued by the competent authority when any significant non-compliance is detected with the applicable requirements of this Annex, which lowers safety or seriously endangers flight safety.

- (b) A level 2 finding shall be issued by the competent authority when any non-compliance is detected with the applicable requirements of this Annex, which is not classified as a level 1 finding.
- (c) If during aircraft surveys or by other means evidence is found showing non-compliance with requirements of this Annex, the competent authority shall require appropriate correction of the non-compliance to be implemented:
 - (1) for level 1 findings, before further flight. The ARC shall be revoked or suspended if that correction is not implemented immediately;
 - (2) for level 2 findings, within a time period accepted or extended by the competent authority.
- (d) If the appropriate correction of the non-compliance required under point (c)(2) is not implemented within the time period accepted or extended by the competent authority, the competent authority shall consider raising the level 2 finding to a level 1 finding and shall take action as laid down in point (c)(1).
- (e) When a level 1 finding is raised, the competent authority shall inform, if different and as applicable:
 - (1) the competent authority of the organisation responsible for the aircraft continuing airworthiness pursuant to point ML.A.201;
 - (2) the competent authority of the organisation that issued the current ARC, or the competent authority that issued the authorisation in accordance with point ML.A.904(c)(2), in the case of airworthiness review staff acting on their own behalf.’;

(13) in Appendix I, the following point (f) is added:

- ‘(f) When an owner or operator contracts a CAMO or CAO in accordance with point ML.A.201, the obligations of each party in respect of mandatory and voluntary occurrence reporting in accordance with Regulation (EU) No 376/2014 of the European Parliament and of the Council shall be clearly specified.’;

(14) in ‘Appendix IV — Airworthiness Review Certificate (EASA Form 15c)’, Form 15c is replaced by the following:

<p>AIRWORTHINESS REVIEW CERTIFICATE (ARC) (for aircraft complying with Part-ML)</p> <p>ARC reference:</p> <p>Pursuant to Regulation (EU) 2018/1139 of the European Parliament and of the Council:</p> <p>[NAME OF THE COMPETENT AUTHORITY]</p> <p>hereby certifies that:</p> <p><input type="checkbox"/> ... it has performed an airworthiness review, in accordance with point ML.A.903 of Annex Vb to Commission Regulation (EU) No 1321/2014, of the following aircraft:</p> <p>[or]</p> <p><input type="checkbox"/> ... the following new aircraft:</p> <p>Aircraft manufacturer:Aircraft manufacturer designation:</p> <p>Aircraft registration: Aircraft serial number:</p> <p>(and) is considered airworthy at the time of the review.</p>
--

Date of issue: Expiry date:
Airframe flight hours (FHs) on the date of the review (*):

Signed: Authorisation No (if applicable):

[OR]

[NAME OF APPROVED ORGANISATION, ADDRESS and APPROVAL REFERENCE] (**)
[or]
[FULL NAME OF THE CERTIFYING STAFF AND PART-66 LICENCE NUMBER (OR NATIONAL EQUIVALENT)] (**)

hereby certifies that it has performed an airworthiness review, in accordance with point ML.A.903 of Annex Vb to Commission Regulation (EU) No 1321/2014, of the following aircraft:

Aircraft manufacturer: Aircraft manufacturer designation:
Aircraft registration: Aircraft serial number:
and is considered airworthy at the time of the review.

Date of issue: Expiry date:
Airframe flight hours (FHs) on the date of review (*):
Name and signature: Authorisation No (if applicable):

=====

First extension: The Airworthiness Review Certificate has been extended in accordance with point ML.A.902 of Annex Vb (Part-ML) to Regulation (EU) No 1321/2014.

Date of issue: Expiry date:
Airframe flight hours (FHs) on the date of issue (*):
Signed: Authorisation No:
Name of approved organisation: Approval reference:

=====

Second extension: The Airworthiness Review Certificate has been extended in accordance with point ML.A.902 of Annex Vb (Part-ML) to Regulation (EU) No 1321/2014.

Date of issue: Date of expiry:
Airframe flight hours (FH) on the date of issue (*):
Signed: Authorisation No:
Name of approved organisation: Approval reference:

(*) except for balloons and airships

(**) The issuer of the Form can tailor it to their need by deleting the name, the certifying statement, the reference to the subject aircraft and the issuance details that are not relevant for their use.

When the Form is issued in a language other than English, it shall include an English translation.

EASA Form 15c, Issue 5'.

ANNEX III

Annex Vc (Part-CAMO) to Commission Regulation (EU) No 1321/2014 is amended as follows:

(1) point CAMO.A.125 is amended as follows:

(a) in point (d), point (4) is replaced by the following:

‘(4) extend the validity of an existing airworthiness review certificate in accordance with point M.A.902(a) of Annex I (Part-M) or point ML.A.902(a) of Annex Vb (Part-ML), as applicable, subject to the conditions of point M.A.902(b) of Annex I (Part-M) or point ML.A.902(b) of Annex Vb (Part-ML), as applicable.’;

(b) points (e) and (f) are replaced by the following:

‘(e) An organisation approved in accordance with this Annex and having its principal place of business in a Member State may additionally be approved to carry out airworthiness reviews in accordance with point M.A.903 of Annex I (Part-M) or point ML.A.903 of Annex Vb (Part-ML), as applicable, and:

(1) issue the related airworthiness review certificate under the conditions of point M.A.901(b)(1) of Annex I (Part-M) or point ML.A.901(b) of Annex Vb (Part-ML), as applicable;

(2) issue a recommendation for the issuance of an airworthiness review certificate to the competent authority of the Member State of registry, under the conditions of point M.A.901(b)(2) of Annex I (Part-M).

(f) An organisation holding the privileges referred to in point (e) may additionally be approved to issue a permit to fly in accordance with point (d) of point 21.A.711 of Annex I (Part 21) to Commission Regulation (EU) No 748/2012 for the aircraft for which the organisation is approved to carry out the airworthiness review, when the organisation attests conformity with the approved flight conditions, subject to an adequate procedure in the CAME referred to in point CAMO.A.300.

In addition, in the case of aircraft used by air carriers licensed in accordance with Regulation (EC) No 1008/2008, or for aircraft above 2 730 kg MTOM, that permit to fly may only be issued if:

(i) the conditions referred to in points M.A.902(b)(1) and M.A.902(b)(2) are met;

(ii) the continuing airworthiness of the aircraft is managed by the CAMO issuing the permit to fly;

(c) the following new point (g) is added:

‘(g) An organisation holding the privileges referred to in point (e) may additionally for the aircraft for which the organisation is approved to carry out the airworthiness review, and subject to an adequate procedure in the CAME referred to in point CAMO.A.300, be approved to:

(1) develop an evaluation programme in accordance with point (3) of point 21.A.174(d) of Annex I (Part 21) or, as applicable, point (3) of point 21L.A.143(h) of Annex Ib (Part 21 Light) to Commission Regulation (EU) No 748/2012; and

(2) conduct the investigations activities proposed in the evaluation programme and issue the evaluation report in accordance with point (4) of point 21.A.174(d) of Annex I (Part 21) or, as applicable, point (4) of point 21L.A.143(h) of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012.

Tasks referred to in points (1) and (2) shall be performed by staff who are approved to carry out airworthiness review for that aircraft.’;

(2) point CAMO.A.160 is replaced by the following:

‘CAMO.A.160 Occurrence reporting

- (a) As part of its management system, the organisation shall establish and maintain an occurrence reporting system, including mandatory and voluntary reporting. For organisations that have their principal place of business in a Member State, a single system may be established to meet the requirements of Regulation (EU) No 376/2014 and its delegated and implementing acts and of Regulation (EU) 2018/1139 and its delegated and implementing acts.
- (b) The organisation shall report to its competent authority and to the organisation responsible for the design of the aircraft or component:
 - (1) any safety-related event or condition of an aircraft or component identified by the organisation which endangers or, if not corrected or addressed, could endanger an aircraft, its occupants or any other person; and
 - (2) in particular any accident or serious incident.
- (c) The organisation shall also report any such event or condition that affects an aircraft or component, as applicable:
 - (1) to the owner or operator of that aircraft, when such event or condition was identified while managing the continuing airworthiness in accordance with point M.A.201 of Annex I (Part-M) or point ML.A.201 of Annex Vb (Part-ML), as applicable;
 - (2) to the person or organisation that is responsible for the continuing airworthiness of that aircraft in accordance with point M.A.201 of Annex I (Part-M) or point ML.A.201 of Annex Vb (Part-ML), as applicable, when such event or condition was identified while carrying out continuing airworthiness activities requested by that person or organisation.
- (d) For organisations that do not have their principal place of business in a Member State:
 - (1) the initial mandatory reports shall:
 - (i) appropriately safeguard the confidentiality of the identity of the reporter and of the persons mentioned in the report;
 - (ii) be made as soon as practicable, but in any case, within 72 hours after the organisation has become aware of the occurrence unless exceptional circumstances prevent this;
 - (iii) be made in a form and manner established by the competent authority;
 - (iv) contain all pertinent information about the condition known to the organisation;
 - (2) where relevant, a follow-up report that provides details of the actions that the organisation intends to take to prevent similar occurrences in the future shall be made as soon as those actions have been identified; those follow-up reports shall:
 - (i) be sent to the entities referred to in points (b) and (c) to which the initial report was sent;
 - (ii) be made in a form and manner established by the competent authority.’;

(3) point CAMO.A.220 is amended as follows:

- (a) in point (a), points (3), (4), (5) and (6) are replaced by the following:

- ‘(3) The organisation shall retain a copy of each airworthiness review certificate and recommendation that are issued, as applicable, together with the airworthiness review report.
 - (4) The organisation shall retain a copy of each evaluation programme and evaluation report that are issued in accordance with the provisions of point 21.A.174(d) of Annex I (Part 21) or, as applicable, point 21L.A.143(h) of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012.
 - (5) The organisation shall retain a copy of each permit to fly that is issued, and the related documents, in accordance with the provisions of point 21.A.5(c)(2) of Annex I (Part 21) or, as applicable, point 21L.A.7(c) of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012 for a period of 5 years from the date on which the permit to fly was issued.
 - (6) The organisation shall retain a copy of all records referred to in points (a)(2) to (a)(4) for a period of 3 years after the continuing airworthiness management of the aircraft in accordance with point M.A.201 of Annex I (Part-M) or point ML.A.201 of Annex Vb (Part-ML), as applicable, has been transferred to another person or organisation.’;
- (b) in point (a), the following new points (7) and (8) are added:
- ‘(7) If the organisation issuing the airworthiness review certificate, recommendation, evaluation programme/report or permit to fly is different from the organisation managing the continuing airworthiness of the aircraft, the issuing organisation shall retain a copy of all records referred to in points (a)(3) to (a)(5) and all supporting documents for a period of 5 years from the date on which the airworthiness review certificate, recommendation, evaluation programme/report or permit to fly was issued.
 - (8) When the organisation cease operations, all retained records shall be transferred to the owner of the aircraft.’;
- (4) point CAMO.A.300 is amended as follows:
- (a) in point (a), point (8) is replaced by the following:
 - ‘(8) a list of the staff authorised to issue airworthiness review certificates or recommendations as referred to in point (e) of point CAMO.A.305, specifying, where applicable, the staff authorised to issue permits to fly in accordance with point (f) of point CAMO.A.125 as well as the staff authorised to develop an evaluation programme and conduct the corresponding investigation activities in accordance with point (g) of point CAMO.A.125.’;
 - (b) in point (a)(11), point (iii) is replaced by the following:
 - ‘(iii) continuing airworthiness management, airworthiness review, evaluation programme and permit to fly procedures, as applicable.’;
- (5) point CAMO.A.310 is amended as follows:
- (a) point (a) is replaced by the following:
 - ‘(a) In order to be approved to carry out airworthiness reviews and, if applicable, to issue permits to fly, the organisation shall have airworthiness review staff that comply with all of the following requirements:
 - (1) they have acquired at least 5 years of experience in continuing airworthiness;
 - (2) they hold an appropriate licence in compliance with Annex III (Part-66), or an aeronautical degree or national equivalent;

- (3) they have received formal aeronautical maintenance training;
 - (4) they have a position within the approved organisation with appropriate responsibilities.’;
- (b) points (c) and (d) are replaced by the following:
 - ‘(c) Before the organisation issues an airworthiness review authorisation to a candidate, that person shall perform an airworthiness review under the supervision of the competent authority or under the supervision of a person that is already authorised as airworthiness review staff by the organisation, in accordance with a procedure approved by the competent authority. If this airworthiness review under supervision is satisfactory, the competent authority shall formally accept that person to become airworthiness review staff.
 - (d) The organisation shall ensure that airworthiness review staff can demonstrate appropriate recent continuing airworthiness management experience.’;
- (6) point CAMO.A.320 is replaced by the following:

‘CAMO.A.320 Airworthiness review

When the organisation approved in accordance with point (e) of point CAMO.A.125 carries out airworthiness reviews, they shall be carried out in accordance with point M.A.903 of Annex I (Part-M) or point ML.A.903 of Annex Vb (Part-ML), as applicable.’;
- (7) point CAMO.B.125 is replaced by the following:

‘CAMO.B.125 Information to the Agency

 - (a) The competent authority of the Member State shall notify the Agency in case of any significant problems with the implementation of Regulation (EU) 2018/1139 and its delegated and implementing acts within 30 days from the time the authority became aware of the problems.
 - (b) Without prejudice to Regulation (EU) No 376/2014 and its delegated and implementing acts, the competent authority shall provide the Agency as soon as possible with any safety-significant information stemming from the occurrence reports stored in the national database pursuant to Article 6(6) of Regulation (EU) No 376/2014.’.

ANNEX IV

Annex Vd (Part-CAO) to Commission Regulation (EU) No 1321/2014 is amended as follows:

(1) the contents are replaced by the following:

‘CONTENTS

CAO.1 General

SECTION A — ORGANISATION REQUIREMENTS

CAO.A.010 Scope

CAO.A.015 Application

CAO.A.017 Means of compliance

CAO.A.020 Terms of approval

CAO.A.025 Combined airworthiness exposition

CAO.A.030 Facilities

CAO.A.035 Personnel requirements

CAO.A.040 Certifying staff

CAO.A.045 Airworthiness review staff

CAO.A.050 Components, equipment and tools

CAO.A.055 Maintenance data and work orders

CAO.A.060 Maintenance standards

CAO.A.065 Aircraft certificate of release to service

CAO.A.070 Component certificate of release to service

CAO.A.075 Continuing-airworthiness management

CAO.A.080 Continuing airworthiness management data

CAO.A.085 Airworthiness review

CAO.A.090 Record-keeping

CAO.A.095 Privileges of the organisation

CAO.A.100 Quality system and organisational review

CAO.A.105 Changes to the organisation

CAO.A.110 Continued validity

CAO.A.115 Findings

CAO.A.120 Occurrence reporting

SECTION B — AUTHORITY REQUIREMENTS

CAO.B.010 Scope

CAO.B.017 Means of compliance

CAO.B.020 Record-keeping

CAO.B.025 Mutual exchange of information

CAO.B.030 Responsibilities

CAO.B.035 Exemptions

CAO.B.040 Application

CAO.B.045 Initial certification procedure

CAO.B.050 Issuance of the initial certificate

CAO.B.055 Continuing oversight

CAO.B.060 Findings

CAO.B.065 Changes

CAO.B.070 Suspension, limitation and revocation

CAO.B.075 Information to the Agency

Appendix I — Combined airworthiness organisation (CAO) certificate — EASA Form 3-CAO

(2) in point CAO.A.025(a), point (7) is replaced by the following:

‘(7) a list of airworthiness review staff with their scope of approval, as well as staff authorised to develop an evaluation programme and conduct the corresponding investigation activities, if such staff exist;’;

(3) in point CAO.A.045, points (a) and (b) are replaced by the following:

‘(a) In order to be approved to carry out airworthiness reviews and, if applicable, to issue permits to fly, the organisation shall have airworthiness review staff that comply with all of the following requirements:

(1) they have acquired experience in continuing airworthiness of at least 1 year for sailplanes and balloons and of at least 3 years for all other aircraft;

(2) they hold an appropriate licence in compliance with Annex III (Part-66), or an aeronautical degree or national equivalent, or they have acquired experience in continuing airworthiness in addition to that referred to in point (1) of at least 2 years for sailplanes and balloons and at least 4 years for all other aircraft;

(3) they have received formal aeronautical maintenance training.

(b) Before the organisation issues an airworthiness review authorisation to a candidate, that person shall perform an airworthiness review under the supervision of the competent authority or under the supervision of a person that is already authorised as airworthiness review staff by the organisation, in accordance with a procedure approved by the competent authority. If this airworthiness review under supervision is satisfactory, the competent authority shall formally accept that person to become airworthiness review staff.’;

(4) point CAO.A.085 is replaced by the following:

‘CAO.A.085 Airworthiness review

The CAO shall carry out any airworthiness reviews in accordance with point M.A.903 of Annex I (Part-M) or point ML.A.903 of Annex Vb (Part-ML), as applicable.’;

(5) point CAO.A.090 is amended as follows:

(a) in point (a), points (3) and (4) are replaced by the following:

‘(3) a copy of each permit to fly that is issued, and the related documents in accordance with the provisions of point 21.A.5(c)(2) of Annex I (Part 21) or, as applicable, point 21L.A.7(c) of Annex Ib (Part 21 Light) to Commission Regulation (EU) No 748/2012 for a period of 5 years from the date on which the permit to fly was issued.

- (4) a copy of each airworthiness review certificate and recommendation that are issued, as applicable, together with the airworthiness review report.’;
- (b) in point (a), the following new point (5) is added:
 - ‘(5) a copy of each evaluation programme and evaluation report that are issued in accordance with the provisions of point 21.A.174(d) of Annex I (Part 21) or, as applicable, point 21L.A.143(h) of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012.’;
- (c) point (c) is replaced by the following:
 - ‘(c) The organisation shall retain a copy of all records referred to in points (a)(4) and (a)(5) for a period of 3 years after the continuing airworthiness management of the aircraft in accordance with point M.A.201 of Annex I (Part-M) or point ML.A.201 of Annex Vb (Part-ML), as applicable, has been transferred to another person or organisation.

If the organisation issuing the airworthiness review certificate, recommendation, evaluation programme/report or permit to fly is different from the organisation managing the continuing airworthiness of the aircraft, the issuing organisation shall retain a copy of all records referred to in points (a)(3) to (a)(5) and all supporting documents for a period of 5 years from the date on which the airworthiness review certificate, recommendation, evaluation programme/report or permit to fly was issued.
- (d) point (f) is replaced by the following:
 - (f) When the continuing airworthiness management of an aircraft is transferred to another organisation or person, all the records retained under points (a)(2) to (a)(5) shall be transferred to that organisation or person. From the moment of the transfer, point (c) shall apply to that organisation or person.’;
- (e) in point (g), point (2) is replaced by the following:
 - ‘(2) the records referred to in point (a)(2) to (a)(5) shall be transferred to the owner of the aircraft.’;
- (6) point CAO.A.095 is amended as follows:
 - (a) in point (b), point (4) is replaced by the following:
 - ‘(4) Extend the validity of an existing airworthiness review certificate in accordance with point M.A.902(a) of Annex I (Part-M) or point ML.A.902(a) of Annex Vb (Part-ML), as applicable, subject to the conditions of point M.A.902(b) of Annex I (Part-M) or point ML.A.902(b) of Annex Vb (Part-ML), as applicable.’;
 - (b) in point (c), point (1) is replaced by the following:
 - ‘(1) A CAO with its principal place of business in a Member State, the approval of which includes the privileges referred to in point (b), may be approved to carry out airworthiness reviews in accordance with point M.A.903 of Annex I (Part-M) or point ML.A.903 of Annex Vb (Part-ML), as applicable, and:
 - (i) issue the related airworthiness review certificate under the conditions of point M.A.901(b)(1) of Annex I (Part-M) or point ML.A.901(b) of Annex Vb (Part-ML), as applicable;
 - (ii) issue a recommendation for the issuance of an airworthiness review certificate to the competent authority of the Member State of registry, under the conditions of point M.A.901(b)(2) of Annex I (Part-M).’;
 - (c) in point (c), the following new point (3) is added:

‘(3) A CAO holding the privileges referred to in point (1) or point (2) may additionally for the aircraft for which the organisation is approved to carry out the airworthiness review, and subject to an adequate procedure in the CAE referred to in point CAO.A.025, be approved to:

- (i) develop an evaluation programme in accordance with point (3) of point 21.A.174(d) of Annex I (Part 21) or, as applicable, point (3) of point 21L.A.143(h) of Annex Ib (Part 21 Light) to Commission Regulation (EU) No 748/2012; and
- (ii) conduct the investigations activities proposed in the evaluation programme and issue the evaluation report in accordance with point (4) of point 21.A.174(d) of Annex I (Part 21) or, as applicable, point (4) of point 21L.A.143(h) of Annex Ib (Part 21 Light) to Regulation (EU) No 748/2012.

Tasks referred to in points (i) and (ii) shall be performed by staff who are approved to carry out airworthiness review for that aircraft.’;

(d) point (d) is replaced by the following:

‘(d) A CAO with its principal place of business in one of the Member States, the approval of which includes the privileges referred to in point (c)(1) or point (c)(2), may be approved to issue a permit to fly in accordance with point (d) of point 21.A.711 of Annex I (Part 21) to Commission Regulation (EU) No 748/2012 for those aircraft for which it can issue the airworthiness review certificate when it attests conformity with the approved flight conditions, subject to an adequate procedure in the CAE referred to in point CAO.A.025.

In addition, in the case of aircraft above 2 730 kg MTOM, that permit to fly may only be issued if:

- (i) the conditions referred to in points M.A.902(b)(1) and M.A.902(b)(2) of Annex I (Part-M) are met;
- (ii) the continuing airworthiness of the aircraft is managed by the CAO issuing the permit to fly;

(7) the following new point CAO.A.120 is inserted:

‘CAO.A.120 Occurrence reporting

- (a) The organisation shall establish and maintain an occurrence reporting system, including mandatory and voluntary reporting. For organisations that have their principal place of business in a Member State, a single system may be established to meet the requirements of Regulation (EU) No 376/2014 and its delegated and implementing acts and of Regulation (EU) 2018/1139 and its delegated and implementing acts.
- (b) The organisation shall report to its competent authority and to the organisation responsible for the design of the aircraft or component:
 - (1) any safety-related event or condition of an aircraft or component identified by the organisation which endangers or, if not corrected or addressed, could endanger an aircraft, its occupants or any other person; and
 - (2) in particular any accident or serious incident.
- (c) The organisation shall also report any such event or condition that affects an aircraft or component, as applicable:
 - (1) to the owner or operator of that aircraft, when such event or condition was identified while managing the continuing airworthiness in accordance with point M.A.201 of Annex I (Part-M) or point ML.A.201 of Annex Vb (Part-ML), as applicable;

- (2) to the person or organisation that is responsible for the continuing airworthiness of that aircraft in accordance with point M.A.201 of Annex I (Part-M) or point ML.A.201 of Annex Vb (Part-ML), as applicable, when such event or condition was identified while carrying out continuing airworthiness activities requested by that person or organisation;
 - (3) to the person or organisation that requested the component maintenance, if different from point (2), when such event or condition was identified while carrying out component maintenance.
- (d) For organisations that do not have their principal place of business in a Member State:
- (1) the initial mandatory reports shall:
 - (i) appropriately safeguard the confidentiality of the identity of the reporter and of the persons mentioned in the report;
 - (ii) be made as soon as practicable, but in any case, within 72 hours after the organisation has become aware of the occurrence unless exceptional circumstances prevent this;
 - (iii) be made in a form and manner established by the competent authority;
 - (iv) contain all pertinent information about the condition known to the organisation;
 - (2) where relevant, a follow-up report that provides details of the actions that the organisation intends to take to prevent similar occurrences in the future shall be made as soon as those actions have been identified; those follow-up reports shall:
 - (i) be sent to the entities referred to in points (b) and (c) to which the initial report was sent;
 - (ii) be made in a form and manner established by the competent authority.’;
- (8) the following new point CAO.B.075 is added:
- ‘CAO.B.075 Information to the Agency
- (a) The competent authority of the Member State shall notify the Agency in case of any significant problems with the implementation of Regulation (EU) 2018/1139 and its delegated and implementing acts within 30 days from the time the authority became aware of the problems
 - (b) Without prejudice to Regulation (EU) No 376/2014 and its delegated and implementing acts, the competent authority shall provide the Agency as soon as possible with any safety-significant information stemming from the occurrence reports stored in the national database pursuant to Article 6(6) of Regulation (EU) No 376/2014.’.

ANNEX V

Annex I (Part 21) to Commission Regulation (EU) No 748/2012 is amended as follows:

- (1) in point 21.B.320, points (a) and (b) are replaced by the following:
 - ‘(a) Except for the issuance of an airworthiness certificate as described in points 21.B.326(a)(2)(i) and 21.B.327(a)(2)(i), the competent authority of the Member State of registry shall perform sufficient investigation activities to justify the issuance, continued validity, amendment, suspension or revocation of the certificate of airworthiness or restricted certificate of airworthiness.
 - (b) The competent authority of the Member State of registry shall establish procedures for its investigations, covering at least the following elements:
 1. evaluation of the eligibility of the applicant;
 2. evaluation of the conditions for the application;
 3. classification of airworthiness certificates;
 4. evaluation of the documentation received with the application;
 5. inspection of the aircraft;
 6. determination of the necessary conditions, restrictions or limitations to the airworthiness certificates.
 7. acceptance of the evaluation programme and assessment of the evaluation report developed in accordance with point 21.A.174(d).’;
- (2) in point 21.B.325, point (c) is replaced by the following:
 - ‘(c) When applicable, in addition to the airworthiness certificate referred to in point (a) or point (b), the competent authority of the Member State of registry shall issue an airworthiness review certificate in accordance with point M.B.901 of Annex I (Part-M) or point ML.B.901 of Annex Vb (Part-ML) to Commission Regulation (EU) No 1321/2014, or point AR.UAS.CAW.902 of the Annex (Part-AR.UAS) to Implementing Regulation (EU) 2024/1109, as applicable.’;
- (3) point 21.B.326 is replaced by the following:

‘21.B.326 Certificate of airworthiness

 - (a) The competent authority of the Member State of registry shall issue a certificate of airworthiness for:
 - (1) new aircraft:
 - (i) upon presentation of the documentation required by point 21.A.174(b)(2);
 - (ii) where the competent authority of the Member State of registry is satisfied that the aircraft is in compliance with the applicable CO₂ emissions requirements on the date on which the certificate of airworthiness is first issued;
 - (2) used aircraft transferred from another Member State having a certificate of airworthiness issued in accordance with this Annex, upon presentation of a copy of the current certificate of airworthiness and one of the following:
 - (i) the documentation required by point 21.A.174(b)(3)(i)(A);
 - (ii) the documentation required by point 21.A.174(b)(3)(i)(B);

- (3) used aircraft not having a certificate of airworthiness issued in accordance with this Annex, upon presentation of the documentation required by point 21.A.174(b)(3)(ii) demonstrating that:
 - (i) the aircraft or the UAS, as applicable, conforms to a design approved under a type certificate, and any supplemental type certificate, change or repair is approved in accordance with this Annex (Part 21); and
 - (ii) the applicable airworthiness directives have been complied with; and
 - (iii) an airworthiness review has been carried out in accordance with the applicable requirement of Annex I (Part-M) or Annex Vb (Part-ML) to Commission Regulation (EU) No 1321/2014, or Annex I (Part-ML.UAS) to Delegated Regulation (EU) 2024/1107, as applicable; and
 - (iv) the aircraft was in compliance with the applicable CO2 emissions requirements on the date on which the certificate of airworthiness was first issued.
- (b) For the cases referred to in points (a)(1), (a)(2)(ii) and (a)(3), the Member State of registry shall issue a certificate of airworthiness when it is satisfied that the aircraft or the UAS, as applicable, conforms to an approved design and is in a condition for safe operation. This may include inspections by the competent authority of the Member State of registry.’;
- (4) point 21.B.327 is amended as follows:
 - (a) point (a) is replaced by the following:
 - ‘(a) The competent authority of the Member State of registry shall issue a restricted certificate of airworthiness for:
 1. new aircraft, upon presentation of the documentation required by point 21.A.174(b)(2);
 2. used aircraft transferred from another Member State having a restricted certificate of airworthiness issued in accordance with this Annex, upon presentation of a copy of the current restricted certificate of airworthiness and any of the following:
 - (i) the documentation required by point 21.A.174(b)(3)(i)(A);
 - (ii) the documentation required by point 21.A.174(b)(3)(i)(B);
 3. used aircraft not having a restricted certificate of airworthiness issued in accordance with this Annex, upon presentation of the documentation required by point 21.A.174(b)(3)(ii) demonstrating that:
 - (i) the aircraft or the UAS, as applicable, conforms to a design approved under a restricted type certificate or in accordance with specific airworthiness specifications and any supplemental type-certificate change or repair approved in accordance with this Annex I (Part 21); and
 - (ii) the applicable airworthiness directives have been complied with; and
 - (iii) an airworthiness review has been carried out in accordance with the applicable requirement of Annex I (Part-M) or Annex Vb (Part-ML) to Commission Regulation (EU) No 1321/2014, or Annex I (Part-ML.UAS) to Delegated Regulation (EU) 2024/1107, as applicable.’;
 - (b) the following new point (d) is added:
 - ‘(d) For the cases referred to in points (a)(1), (a)(2)(ii) and (a)(3), the Member State of registry shall issue a restricted certificate of airworthiness when satisfied that the

aircraft or the UAS, as applicable, conforms to an approved design and is in a condition for safe operation. This may include inspections by the competent authority of the Member State of registry.’;

ANNEX VI

Annex Ib (Part 21L) to Commission Regulation (EU) No 748/2012 is amended as follows:

(1) point 21L.B.161 is amended as follows:

(a) point (a) is replaced by the following:

‘(a) The competent authority of the Member State of registry shall establish procedures for its investigations, covering at least the following elements:

1. evaluation of the eligibility of the applicant;
2. evaluation of the conditions for the application;
3. classification of airworthiness certificates;
4. evaluation of the documentation received with the application;
5. inspection of the aircraft;
6. determination of the necessary conditions, restrictions or limitations to the airworthiness certificates.
7. acceptance of the evaluation programme and assessment of the evaluation report developed in accordance with point 21L.A.143(h).’;

(b) point (c) is replaced by the following:

‘(c) Except for the issuance of an airworthiness certificate as described in point 21L.B.162(c)(1), the competent authority of the Member State of registry shall perform sufficient investigation activities to justify the issuance, continued validity, amendment, suspension or revocation of the certificate of airworthiness or restricted certificate of airworthiness. When conducting investigations related to the issuance of a certificate of airworthiness or a restricted certificate of airworthiness for a newly produced aircraft, the competent authority of the Member State of registry shall evaluate the need to conduct a physical inspection of the aircraft to ensure the conformity and safety of flight of the aircraft prior to the issuance of a certificate of airworthiness or a restricted certificate of airworthiness. This evaluation shall take into account:

- (1) the results of the physical inspection of the first article of that product in the final configuration, conducted in accordance with point (b) of point 21L.B.143 or point (b) of point 21L.B.251 by the competent authority of the Member State of registry, or by the competent authority overseeing the organisation or the natural or legal person that produced this aircraft, if different;
- (2) the time period since the last physical inspection conducted by the competent authority of the Member State of registry of an aircraft produced by the organisation, or the natural or legal person that produced that aircraft;
- (3) the results of the oversight conducted under Subpart G of this Annex or under Subpart G of Section B of Annex I (Part 21) of the organisation issuing the statement of conformity for the aircraft, or the verification conducted under Subpart R of Section A of this Annex of other statements of conformity (EASA Form 52B) or authorised release certificates (EASA Form 1) that were issued by the same signatory;
- (4) the time period since the last oversight visit of the organisation in accordance with Subpart G of this Annex, or Subpart G of Section B of Annex I (Part 21), or since the last verification conducted under Subpart R of Section A of this

Annex of a statement of conformity (EASA Form 52B) or authorised release certificate (EASA Form 1) issued by the same signatory.’;

(2) point 21L.B.162 is amended as follows:

- (a) in point (a)(2), point (iii) is replaced by the following:
 - ‘(iii) an airworthiness review has been carried out in accordance with the applicable requirement of Annex I (Part-M) or Annex Vb (Part-ML) to Commission Regulation (EU) No 1321/2014.’;
- (b) in point (b)(2), point (iii) is replaced by the following:
 - ‘(iii) an airworthiness review has been carried out in accordance with the applicable requirement of Annex I (Part-M) or Annex Vb (Part-ML) to Commission Regulation (EU) No 1321/2014.’;
- (c) points (c) and (d) are replaced by the following:
 - ‘(c) By way of derogation from points (a) and (b), for a used aircraft transferred from another Member State having an airworthiness certificate issued in accordance with this Annex, the competent authority of the new Member State of registry shall issue the certificate of airworthiness or restricted certificate of airworthiness when it is satisfied that the applicant complies with point (a) of point 21L.A.144 and has provided a copy of the current certificate of airworthiness or restricted certificate of airworthiness and one of the following:
 - 1. the documentation required by point 21L.A.143(e)(1);
 - 2. the documentation required by point 21L.A.143(e)(2).
 - (d) When applicable, in addition to the airworthiness certificate referred to in point (a), point (b) or point (c), the competent authority of the Member State of registry shall issue an airworthiness review certificate in accordance with point M.B.901 of Annex I (Part-M) or point ML.B.901 of Annex Vb (Part-ML) to Commission Regulation (EU) No 1321/2014, as applicable.’;