



Brussels, **XXX**
[...] (2014) **XXX** draft

ANNEX TO EASA OPINION No 05/2014

COMMISSION REGULATION (EU) No .../..

of **XXX**

**amending Commission Regulation (EU) No 748/2012
as regards the implementation of CAEP/9 amendments**

(Text with EEA relevance)

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of XXX

**amending Commission Regulation (EU) No 748/2012
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(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC ⁽¹⁾, and in particular Article 6(2) thereof,

Whereas:

- (1) Article 6(1) of Regulation (EC) No 216/2008 of the European Parliament and of the Council requires products, parts and appliances to comply with the environmental protection requirements of Annex 16 to the Convention on International Civil Aviation (hereinafter referred to as the ‘Chicago Convention’) as applicable on 17 November 2011 for Volumes I and II, except for its Appendices.
- (2) The Chicago Convention and its annexes have been amended since the adoption of Regulation (EC) No 216/2008, as last amended by Commission Regulation (EU) No 6/2013.
- (3) Commission Regulation (EU) No 748/2012 ⁽²⁾ should therefore be amended accordingly.
- (4) The measures provided for in this Regulation are based on the Opinion issued by the Agency in accordance with Articles 17(2)(b) and 19(1) of Regulation (EC) No 216/2008.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Committee established by Article 65 of Regulation (EC) No 216/2008,

HAS ADOPTED THIS REGULATION:

Article 1

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

1. Point 21.A.18 (a) is replaced by the following:

⁽¹⁾ OJ L 79, 13.3.2008, p. 1.

⁽²⁾ OJ L 224, 21.8.2012, p. 1.

- ‘(a) The applicable noise requirements for the issue of a type certificate for an aircraft are prescribed according to the provisions of Chapter 1 of Annex 16, Volume I, Part II to the Chicago Convention and:
1. for subsonic jet aeroplanes, in Volume I, Part II, Chapters 2, 3, 4 and 14, as applicable;
 2. for propeller-driven aeroplanes, in Volume I, Part II, Chapters 3, 4, 5, 6, 10 and 14, as applicable;
 3. for helicopters, in Volume I, Part II, Chapters 8 and 11, as applicable;
 4. for supersonic aeroplanes, in Volume I, Part II, Chapter 12, as applicable; and
 5. for tilt-rotors, in Volume I, Part II, Chapter 13, as applicable.’

Article 2

This Regulation shall enter into force on the [...] day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Commission

[...]

Member of the Commission