

European Aviation Safety Agency

**DECISION 2014/007/R
OF THE EXECUTIVE DIRECTOR OF THE AGENCY**

of 31 January 2014

**amending Acceptable Means of Compliance and Guidance Material to
Part 21 of Regulation (EU) No 748/2012**

**'AMC & GM to Part 21 - Amendment 2' to Issue 2'
'Operational Suitability Data (OSD)'**

THE EXECUTIVE DIRECTOR OF THE EUROPEAN AVIATION SAFETY AGENCY,

Having regard to Regulation (EC) No 216/2008¹ and in particular Articles 38(3)(a) thereof,

Having regard to Commission Regulation (EU) No 748/2012² thereof,

Whereas:

- (1) The Agency shall, pursuant to Article 18(c) of Regulation (EC) No 216/2008, issue Certification Specifications and Acceptable Means of Compliance, as well as Guidance Material for the application of Regulation (EC) No 216/2008 and its Implementing Rules.
- (2) Acceptable Means of Compliance are non-binding standards adopted by the Agency which illustrate the means to establish compliance with Regulation (EC) No 216/2008 and its Implementing Rules.
- (3) Guidance Material is non-binding material developed by the Agency which helps to illustrate the meaning of a requirement or specification and is used to support the interpretation of Regulation (EC) No 216/2008, its Implementing Rules, Certification Specifications and Acceptable Means of Compliance.
- (4) With the replacement of Regulation (EC) No 1592/2002 by Regulation (EC) No 216/2008, Article 5 dealing with airworthiness was extended to include the elements of operational suitability evaluation into the implementing rules for type-certification.

¹ Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC. (OJ L 79, 19.03.2008, p. 1). Regulation as last amended by Commission Regulation (EU) No 6/2013 of 8 January 2013 (OJ L 4, 9.1.2013, p. 34).

² Commission Regulation (EU) No 748/2012 of 03 August 2012 laying down implementing rules for the airworthiness and environmental certification of aircraft and related products, parts and appliances, as well as for the certification of design and production organisations and repealing Commission Regulation (EC) No 1702/2003 (OJ L 243, 27.9.2003, p.6-79). Regulation as last amended by Commission Regulation (EU) 69/2014 of 27 January 2014 (OJ L 23, 28.1.2014, p. 12).

- (5) Commission Regulation (EU) No 69/2014³ amending Commission Regulation (EU) 748/2012 is adopted by the Commission which mandates the Agency to approve operational suitability data as part of the type-certification process.
- (6) It is necessary to support the above amendment to Commission Regulation (EU) 748/2012 by new AMCs and GM. The Annex to Decision 2012/020/R of 30 October 2012⁴ shall therefore be amended.
- (7) The Agency has, pursuant to Article 52 of Regulation (EC) No 216/2008, consulted widely interested parties on the matters which are subject to this Decision and following that consultation provided a written response to the comments received.

HAS DECIDED:

Article 1

The Annex to Decision 2012/020/R of the Executive Director of the Agency of 30 October 2012 is amended as laid down in the Annex to this Decision.

Article 2

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

Done at Cologne, 31 January 2014

*For the European Aviation Safety Agency
The Executive Director*

Patrick KY

³ Commission Regulation (EU) No 69/2014 of 27 January 2014 amending Regulation (EU) No 748/2012 laying down implementing rules for the airworthiness and environmental certification of aircraft and related products, parts and appliances, as well as for the certification of design and production organisations (OJ L 23, 28.1.2014, p 12).

⁴ Decision on acceptable means of compliance and guidance material for the airworthiness and environmental certification of aircraft and related products, parts and appliances, as well as for the certification of design and production organisations ('AMC and GM to Part-21 Issue 2')