

## Executive Director Decision

**2016/002/R**

**of 12 January 2016**

**amending certification specifications, acceptable means of compliance and guidance material for aircraft noise (CS-36)**

**‘CS-36 — Amendment 4’**

THE EXECUTIVE DIRECTOR OF THE EUROPEAN AVIATION SAFETY AGENCY,

Having regard to Regulation (EC) No 216/2008<sup>1</sup>, and in particular Article 38(3)(a) thereof,

Having regard to Commission Regulation (EU) No 748/2012<sup>2</sup>, and in particular point 21.A.18(c) of Annex I (Part-21) thereto,

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) Certification specifications are non-binding technical standards adopted by the Agency which indicate the means to demonstrate compliance with Regulation (EC) No 216/2008 and its implementing rules and which can be used by organisations for the purpose of certification.
- (3) Acceptable means of compliance are non-binding standards adopted by the Agency which may be used by persons and organisations to demonstrate compliance with Regulation (EC) No 216/2008 and its implementing rules, or with the certification specifications; when acceptable

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<sup>1</sup> Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC (OJ L 79, 19.3.2008, p. 1).

<sup>2</sup> Commission Regulation (EU) No 748/2012 of 3 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 (OJ L 224, 21.8.2012, p. 1).

means of compliance are complied with, the related requirements of the implementing rules or certification specifications are met.

- (4) 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.
- (5) With Decision 2003/004/RM of 17 October 2003, the Executive Director adopted the certification specifications, acceptable means of compliance and guidance material on aircraft noise (CS-36 — Initial Issue).
- (6) The Agency shall, pursuant to Article 19(2) of Regulation (EC) No 216/2008, reflect the state of the art and the best practices in the fields concerned and update its decisions taking into account worldwide aircraft experience in service, and scientific and technical progress.
- (7) The Agency has determined the need to align the certification specifications and related acceptable means of compliance and guidance material with the latest ICAO standards and recommended practices (SARPs) on aircraft noise and aircraft engine emissions.
- (8) The Agency, pursuant to Article 52(1)(c) of Regulation (EC) No 216/2008 and Articles 5(3), 6 and 7 of its Rulemaking Procedure<sup>3</sup>, has widely consulted interested parties on the matters which are the subject of this Decision and has provided thereafter a written response to the comments received<sup>4</sup>.

HAS DECIDED:

### ***Article 1***

The Annex to this Decision is adopted as Amendment 4 to the certification specifications and acceptable means of compliance for aircraft noise.

### ***Article 2***

This Decision shall be published in the Official Publication of the Agency, and shall enter into force on 26 January 2016.

Done at Cologne, 12 January 2016

*For the European Aviation Safety Agency  
The Executive Director*

Patrick KY

<sup>3</sup> EASA Management Board (MB) Decision 01-2012 of 13 March 2012 amending and replacing Decision 08-2007 concerning the procedure to be applied by the Agency for the issuing of opinions, certification specifications and guidance material ('Rulemaking Procedure') (<http://www.easa.europa.eu/the-agency/facts-and-figures/easa-mb-decision-01-2012-amending-and-replacing-mb-decision-08-2007>).

<sup>4</sup> [http://easa.europa.eu/document-library/comment-response-documents?search=2014-15+&date\\_filter\\_1%5Bvalue%5D%5Byear%5D=&=Apply](http://easa.europa.eu/document-library/comment-response-documents?search=2014-15+&date_filter_1%5Bvalue%5D%5Byear%5D=&=Apply)

