

LIST OF MEMBER STATES THAT NOTIFIED OPT-OUTS TO COMMISSION REGULATIONS (EC) No 1702/2003 AND (EC) No 2042/2003

Commission Regulation (EC) No 1702/2003 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

Commission Regulation (EC) No 2042/2003 on the continuing airworthiness of aircraft and aeronautical products, parts and appliances, and on the approval of organisations and personnel involved in these tasks;

Provide the Member States the possibility to use the opt-out provisions of these Regulations regarding the duration of organisation approvals and the date of implementation of certain provisions of the parts.

The respective articles of Commission Regulation (EC) No 1702/2003 state:

- Article 5.2: By way of derogation from 21A.159 of Part 21, Member States may issue approvals of a limited duration until 28 September 2005.

- Article 5.3: By way of derogation from 21A.181 of Part 21, Member States may issue certificates of a limited duration until 28 September 2008.

The respective articles of Commission Regulation (EC) No 2042/2003 state:

*- Article 7.3: By way of derogation from paragraph 1 and 2, Member States may elect not to apply:
(a) the provisions of Annex I to aircraft not involved in commercial air transport, until 28 September 2008;*

(b) the provisions of Annex I(I) to aircraft involved in commercial air transport, until 28 September 2008;

c) the following provisions of Annex II, until 28 September 2006:

— 145.A.30(e), human factors elements,

— 145.A.30(g) as applicable to large aircraft with a maximum take-off mass of more than 5 700 kg,

— 145.A.30(h)(1) as applicable to aircraft with a maximum take-off mass of more than 5 700 kg,

— 145.A.30(j)(1), Appendix IV,

— 145.A.30(j)(2), Appendix IV;

(d) the following provisions of Annex II, until 28 September 2008:

— 145.A.30(g) as applicable to aircraft with a maximum take-off mass of 5 700 kg or below,

— 145.A.30(h)(1) as applicable to aircraft with a maximum take-off mass of 5 700 kg or below,

— 145.A.30(h)(2);

(e) the provisions of Annex III, as applicable to aircraft with a maximum take-off mass above 5 700 kg until 28 September 2005;

(f) the provisions of Annex III, as applicable to aircraft with a maximum take-off mass of 5 700 kg or below until 28 September 2006.

- Article 7.4: Member States may issue approvals with regard to Annex II and Annex IV of a limited duration until 28 September 2005.

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