

EASA

TERMS OF REFERENCE

TOR Nr: M-017

Issue: 1

Date: 06 April 2006

Regulatory reference: Part-M Subparts E, F, G, H, I and associated AMC/GM material

Reference documents: Final Report Regulatory Impact Assessment on Part-M

1.Subject: Comment review of NPA 7/2005 and implementation of further changes to Part-M, AMC/GM amendment following regulatory impact assessment

2.Problem / Statement of issue and justification; reason for regulatory evolution (regulatory tasks):

When adopting Regulation (EC) No 2042/2003 of 20 November 2003 the European Commission acknowledged that it was necessary to evaluate the implication of the provisions of Annex I Part-M. Preparatory work carried out has identified the issues of concern for stakeholders and limited the RIA to non-commercial air transport.

The Agency transposed the RIA final report into NPA 7/2005 that was open for comments for 5 months. In there the Agency proposed changes to Part-M and explained why certain proposals of the RIA final report were not transposed. In view of the number of comments received and in view this task the Agency came to the conclusion that the group working on the development of extra AMC material to Part M would also review the comments to NPA 7/2005 as many of them relate to AMC material and as the final report of the RIA provided some provisions to change AMC/GM material. Furthermore, the review of the comments to NPA 07/2005 may involve additional issues to be addressed either through additional NPAs and/or within AMC/GM material.

The workshop on Part-M held on November 4/5, 2005 concluded as follows to address concerns expressed

- *To continue working, in close co-operation with the air sport community, on improving Part M on the basis of the comments it will receive under the NPA process. This will include changes in Part M and the development of the related AMCs and GMs. As there is a certain urgency (Part M for non-commercial non-complex aircraft enters into force in September 2008 but the changes to part M should be in force at least end of 2007 to give Member States the to implement Part M on time), the process of revision of part M will be frozen until the whole package is available and understood.*
- *To organise training and workshops to explain the above mentioned package and ensure its proper understanding and implementation¹.*
- *To review Part 66 to better adapt qualification requirements to the aircraft complexity.*
- *To review Part 21 rules and certification processes to adapt them to the aircraft complexity².*

Nevertheless the changes to part M should be in force at least at the end of 2007 to give the NAAs the possibility to implement Part M in September 2008.

3.Objective:

Prepare a package of amendments to Part-M and to AMC/GM to Part-M according to EASA rulemaking procedure. Prepare possible changes as necessary to other maintenance Parts (e.g. Part-66).

¹ This task is not part of the rulemaking programme

² This activity has been added to the task of the group that was to develop implementing rules for operations and flight crew licensing for non complex aircraft not engaged in commercial air transport. (MDM.032)

4. Specific tasks and interface issues (Deliverables):

1. Review of the comments of NPA 7/2005, prepare a Comment Response Document and identify issues where additional NPAs may be needed.
2. Transposition of final report RIA concerning AMC/GM into an EASA NPA.
3. Prepare other NPA as directed by the Agency from the outcome of task 1.

5. Working Methods (in addition to the applicable EASA procedures):

Group

Analysis and as appropriate transposition of the consultants final report RIA carried out by the Agency.

Maintain appropriate contacts with the group in charge of task MDM.032

6. Time scale, milestones:

NPA 7/2005

- CRD to be published by October 2006
- Opinion to be published December 2006

AMC to Part-M

- NPA to be published by February 2007.
- Decision to be issued by December 2007.

Possible Changes to other parts and related AMCs

- NPA to be published by February 2007.
- Decision to be issued by December 2007.

EASA DRAFTING GROUP

GROUP COMPOSITION

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2. Composition:

Pierre BERNARD	DGAC	France
Giuseppe Guido RECCHIA	ENAC	Italy
Howard TORODDE	Europe Airsports	UK
Helge HALD	Europe Airsports	Denmark
Gunnar LJUNGBERG	SCAA	Sweden
Rudolf SCHUEGRAF	EAS	Germany
Eric SIVEL	EASA	Germany
Secretary: Frédéric KNECHT	EASA	Germany