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STATUTORY INSTRUMENTS

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**2019 No. 645**

The Aviation Safety (Amendment  
etc.) (EU Exit) Regulations 2019

PART 4

Amendment of EU implementing Regulations

CHAPTER 7

Amendment of Commission Regulation on air traffic controllers

**Commission Regulation (EU) No 2015/340 (air traffic controllers)**

**379.** Commission Regulation (EU) No 2015/340 of 20 February 2015 laying down technical requirements and administrative procedures relating to air traffic controllers' licences and certificates pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council, amending Commission Implementing Regulation 923/2012 and repealing Commission Regulation (EU) No 805/2011, is amended in accordance with regulations 380 to 405.

**Amendment of Article 2 of Commission Regulation (EU) No 2015/340**

- 380.**—(1) Article 2 (compliance with requirements and procedures) is amended as follows.
- (2) In paragraphs 1 and 2, for “competent authority referred to in Article 6” substitute “CAA”.
- (3) In paragraph 4—
- (a) for “territory to which the Treaty applies” substitute “United Kingdom”;
  - (b) for “territory subject to the provisions of the Treaty” substitute “United Kingdom”;
  - (c) in point (b), for “competent authority referred to in Article 6” substitute “CAA”.
- (4) In paragraph 5—
- (a) in the first place the words occur, for “territory of the Member States” substitute “United Kingdom”;
  - (b) in point (b), for “competent authority referred to in Article 6” substitute “CAA”;
  - (c) in the second place the words occur, for “territory of the Member States” substitute “United Kingdom”.

**Amendment of Article 3 of Commission Regulation (EU) No 2015/340**

- 381.** In Article 3 (provision of air traffic control services)—
- (a) in paragraph 2, for “Member States” substitute “the Secretary of State”;
  - (b) in paragraph 3—
    - (i) for “Member States” substitute “The Secretary of State”;
    - (ii) omit “their”.

**Amendment of Article 4 of Commission Regulation (EU) No 2015/340**

382. In Article 4 (definitions)—
- (a) in points (2), (5) and (11), for “Agency” substitute “CAA”;
  - (b) in point (29), for “competent authority” substitute “CAA”.

**Amendment of Article 5 of Commission Regulation (EU) No 2015/340**

383. Omit Article 5 (competent authority).

**Amendment of Article 6 of Commission Regulation (EU) No 2015/340**

384. Omit Article 6 (competent authority for the purposes of Annexes 1, 3 and 4).

**Amendment of Article 8 of Commission Regulation (EU) No 2015/340**

385. Omit Article 8 (replacement of licences, adaptations of privileges, training courses and unit competence schemes).

**Amendment of Article 11 of Commission Regulation (EU) No 2015/340**

386. In Article 11(2)—
- (a) in the first paragraph, for “Member States” substitute “the CAA”;
  - (b) in the second paragraph—
    - (i) for “a Member State” substitute “the CAA”;
    - (ii) omit the words from “it shall notify” to “In that case,”.

**Further amendment of Commission Regulation (EU) No 2015/340**

387. After Article 11, omit the paragraph which begins “This Regulation shall be binding”.

**Amendment of the table of contents for the Annexes to Commission Regulation (EU) No 2015/340**

388. The table of contents for the Annexes is amended as follows—
- (a) omit the entry for point ATCO.A.010;
  - (b) omit the entry for point ATCO.AR.A.020;
  - (c) omit the entry for point ATCO.MED.A.001.

**Amendment of Subpart A of Annex 1 to Commission Regulation (EU) No 2015/340**

- 389.—(1) Subpart A (general requirements) of Annex 1 (Part-ATCO) is amended as follows.
- (2) In point ATCO.A.005—
    - (a) in point (a), for “competent authority” substitute “CAA”;
    - (b) in point (b), for “competent authority which issued that licence”, substitute “CAA”;
    - (c) in point (c), for “competent authority” substitute “CAA”.
  - (3) Omit point ATCO.A.010.
  - (4) In point ATCO.A.015(d), for “competent authority as defined in that procedure” substitute “CAA”.

- (5) In point ATCO.A.020—
  - (a) in points (a) and (b), for “competent authority” substitute “CAA”;
  - (b) in point (c), for “competent authority which is issuing the air traffic controller licence” substitute “CAA”.

#### **Amendment of Subpart B of Annex 1 to Commission Regulation (EU) No 2015/340**

**390.**—(1) Subpart B (licences, ratings and endorsements) of Annex 1 is amended as follows.

- (2) In point ATCO.B.020—
  - (a) omit point (c);
  - (b) in point (d), for “competent authority” substitute “CAA”.
- (3) In point ATCO.B.025—
  - (a) in point (a), in each place the words occur, for “competent authority” substitute “CAA”;
  - (b) in point (b), for “competent authorities” substitute “CAA”.
- (4) In point ATCO.B.030—
  - (a) in point (a), omit the words from “and, if applicable” to “Publications”;
  - (b) in point (d), for “competent authority” substitute “CAA”.
- (5) In point ATCO.B.040—
  - (a) in point (a), for “competent authority” substitute “CAA”;
  - (b) in point (b), for “competent authorities” substitute “CAA”.

#### **Amendment of Subpart C of Annex 1 to Commission Regulation (EU) No 2015/340**

**391.** In Subpart C (requirements for instructors and assessors) of Annex 1, in each place the words occur, for “competent authority” substitute “CAA”.

#### **Amendment of Subpart D of Annex 1 to Commission Regulation (EU) No 2015/340**

**392.** In Subpart D (air traffic controller training) of Annex 1, in each place the words occur, for “competent authority” substitute “CAA”.

#### **Amendment of the heading for Annex 2 to Commission Regulation (EU) No 2015/340**

**393.** In the heading for Annex 2, for “competent authorities” substitute “the CAA”.

#### **Amendment of Subpart A of Annex 2 to Commission Regulation (EU) No 2015/340**

**394.**—(1) Subpart A (general requirements) of Annex 2 (Part-ATCO.AR) is amended as follows.

- (2) In point ATCO.AR.A.001, for “competent authorities with responsibility for” substitute “CAA in respect of”.
- (3) In point ATCO.AR.A.005—
  - (a) in point (a), for “Competent authorities” substitute “The CAA”;
  - (b) in points (b) and (c), for “competent authority” substitute “CAA”.
- (4) In point ATCO.AR.A.010—
  - (a) in the heading, for “competent authorities” substitute “CAA”;
  - (b) in point (a)—

- (i) for “competent authorities” substitute “CAA”;
  - (ii) omit point (14).
- (5) In point ATCO.AR.A.015—
- (a) in point (a), for “Agency” substitute “CAA”;
  - (b) in point (c), for “competent authority” substitute “CAA”;
  - (c) in point (d)—
    - (i) in both places the words occur, for “competent authority” substitute “CAA”;
    - (ii) omit points (2) and (3);
  - (d) in point (e)—
    - (i) in the first place the words occur, for “competent authority” substitute “CAA”;
    - (ii) at the end of point (1) omit “and”;
    - (iii) omit point (2);
    - (iv) omit the paragraph commencing “The competent authority shall provide”.
- (6) Omit point ATCO.AR.A.020.
- (7) In point ATCO.AR.A.025—
- (a) in point (a), for “competent authority” substitute “CAA”;
  - (b) omit point (b);
  - (c) in point (c)—
    - (i) for “points (a) and (b)” substitute “point (a)”;
    - (ii) for “competent authority” substitute “CAA”;
  - (d) in point (d), omit the words from “The competent authority shall also notify” to the end.

#### **Amendment of Subpart B of Annex 2 to Commission Regulation (EU) No 2015/340**

- 395.**—(1) Subpart B (management) of Annex 2 is amended as follows.
- (2) In point ATCO.AR.B.001—
- (a) in point (a)—
    - (i) in the first place it occurs, for “competent authority” substitute “CAA”;
    - (ii) in point (1), for “that competent authority” substitute “the CAA”;
    - (iii) in points (4) and (5), for “competent authority” substitute “CAA”;
  - (b) in point (b), for “competent authority” substitute “CAA”;
  - (c) omit points (c) and (d).
- (3) In point ATCO.AR.B.005, in each place the words occur, for “competent authority” substitute “CAA”.
- (4) In point ATCO.AR.B.010—
- (a) in points (a) and (b), for “competent authority” substitute “CAA”;
  - (b) omit point (c).
- (5) In point ATCO.AR.B.015—
- (a) in point (a), for “Competent authorities” substitute “The CAA”;
  - (b) in point (b)—
    - (i) in the first place the words occur, for “competent authority” substitute “CAA”;

- (ii) omit point (7);
- (iii) in point (12)—
  - (aa) omit “and notification to the Agency”;
  - (bb) for “competent authority” substitute “CAA”.

**Amendment of Subpart C of Annex 2 to Commission Regulation (EU) No 2015/340**

- 396.**—(1) Subpart C (oversight and enforcement) of Annex 2 is amended as follows.
- (2) In point ATCO.AR.C.001—
    - (a) in points (a) and (b), in each place the words occur, for “competent authority” substitute “CAA”;
    - (b) omit points (d) and (e).
  - (3) In point ATCO.AR.C.005, in each place the words occur, for “competent authority” substitute “CAA”.
  - (4) In point ATCO.AR.C.010—
    - (a) in point (a), in both places the words occur, for “competent authority” substitute “CAA”;
    - (b) in point (b)—
      - (i) for the words from the start to “issuing of the licence” substitute “The CAA”;
      - (ii) at the start of points (1) and (2) omit “it”;
    - (c) omit point (c).

**Amendment of Subpart D of Annex 2 to Commission Regulation (EU) No 2015/340**

- 397.**—(1) Subpart D (issue etc. of licences, ratings, endorsements and authorisations) of Annex 2 is amended as follows.
- (2) In point ATCO.AR.D.001—
    - (a) in point (a)—
      - (i) in the first place the words occur, for “competent authority” substitute “CAA”;
      - (ii) for “, issue and exchange” substitute “and issue”;
      - (iii) in point (2), for “competent authority” substitute “CAA”;
    - (b) in points (b), (c), (d) and (e), for “competent authority” substitute “CAA”.
  - (3) In point ATCO.AR.D.005, in each place the words occur, for “competent authority” substitute “CAA”.

**Amendment of Subpart E of Annex 2 to Commission Regulation (EU) No 2015/340**

- 398.**—(1) Subpart E (training organisations and course approvals) of Annex 2 is amended as follows.
- (2) In point ATCO.AR.E.001—
    - (a) in points (a) and (b), for “competent authority” substitute “CAA”;
    - (b) in point (c)—
      - (i) for “without prior competent authority’s approval” substitute “without the CAA’s prior approval”;
      - (ii) for “competent authority” substitute “CAA”.

- (3) In point ATCO.AR.E.005—
  - (a) in point (a), for “competent authority” substitute “CAA”;
  - (b) omit point (b).
- (4) In point ATCO.AR.E.010—
  - (a) in point (a), in each place the words occur, for “competent authority” substitute “CAA”;
  - (b) in point (b)—
    - (i) for “competent authority’s” substitute “CAA’s”;
    - (ii) for “competent authority” substitute “CAA”;
  - (c) in point (c), in both places the words occur, for “competent authority” substitute “CAA”.
- (5) In point ATCO.AR.E.015, in each place the words occur, for “competent authority” substitute “CAA”.

#### **Amendment of Subpart F of Annex 2 to Commission Regulation (EU) No 2015/340**

- 399.**—(1) Subpart F (aero-medical certification) of Annex 1 is amended as follows.
- (2) In point ATCO.AR.F.001, for “competent authority” substitute “CAA”.
  - (3) In point ATCO.AR.F.005—
    - (a) in point (a)(3), for “state in which the ATCO licence has been issued or applied for” substitute “United Kingdom”;
    - (b) in point (b), for “competent authority” substitute “CAA”;
    - (c) in point (c)—
      - (i) omit “the national language(s) and in”;
      - (ii) for “competent authority” substitute “CAA”.
  - (4) In points ATCO.AR.F.010, ATCO.AR.F.015 and ATCO.AR.F.020, for “competent authority” substitute “CAA”.

#### **Amendment of the Appendices to Annex 2 to Commission Regulation (EU) No 2015/340**

- 400.**—(1) The Appendices to Annex 2 are amended as follows.
- (2) In Appendix 1—
    - (a) in point (a)—
      - (i) in point (1)—
        - (aa) in point (III) for “State of licence issue” substitute “United Kingdom”;
        - (bb) in each place the words occur, for “competent authority” substitute “CAA”;
      - (ii) in point (2), for “competent authority” substitute “CAA”;
    - (b) in point (c), for “competent authority” substitute “CAA”;
    - (c) in point (d), omit the words from “and, if required” to the end;
    - (d) in EASA Form 152—
      - (i) for “Competent authority’s name and logo” substitute “Civil Aviation Authority”;
      - (ii) in the first place the words occur, for “determined by the competent authority” substitute “determined by the CAA”;
      - (iii) for “European Union” substitute “United Kingdom”;

- (iv) in the second and third places the words occur, for “determined by the competent authority” substitute “determined by the CAA”;
  - (v) for “EASA Form 152” substitute “CAA Form 152”;
  - (vi) omit “‘European Union’ to be deleted for non-EU Member States.”;
  - (vii) in footnote (1), in each place the words occur, for “competent authority” substitute “CAA”;
  - (viii) in points (V), (VIII) and (IX), in each place the words occur, for “competent authority” substitute “CAA”;
  - (ix) in point (XI), for “issuing competent authority” substitute “CAA”.
- (3) In Appendix 2, in EASA Form 153—
- (a) on the first page—
    - (i) for “European Union (1)” substitute “United Kingdom”;
    - (ii) in each place the words occur, for “competent authority” substitute “CAA”;
    - (iii) for “EASA Form 153” substitute “CAA Form 153”;
    - (iv) omit footnote (1);
  - (b) on the second page—
    - (i) next to “Signed”, for “competent authority” substitute “CAA”;
    - (ii) for “Member State/EASA” substitute “CAA”;
    - (iii) for “EASA Form 153” substitute “CAA Form 153”;
    - (iv) in footnotes (2), (4), (5) and (6), for “competent authority” substitute “CAA”.
- (4) In Appendix 3, in EASA Form 148—
- (a) On the first page—
    - (i) for “European Union (2)” substitute “United Kingdom”;
    - (ii) in each place the words occur, for “competent authority” substitute “CAA”;
    - (iii) in footnote (1) for “EASA Form 148” substitute “CAA Form 148”;
    - (iv) omit footnote (2);
  - (b) on the second page, for “competent authority” substitute “CAA”.
- (5) In Appendix 4, in EASA Form 146—
- (a) for “European Union (2)” substitute “United Kingdom”;
  - (b) in each place the words occur, for “competent authority” substitute “CAA”;
  - (c) in footnote (1), for “EASA Form 146” substitute “CAA Form 146”;
  - (d) omit footnote (2).

#### **Amendment of Subpart B of Annex 3 to Commission Regulation (EU) No 2015/340**

**401.**—(1) Subpart B (requirements for air traffic controller training organisations) of Annex 3 is amended as follows.

(2) In point ATCO.OR.B.001, in each place the words occur, for “competent authority” substitute “CAA”.

(3) In point ATCO.OR.B.005—

- (a) in point (a), for “Agency” substitute “CAA”;
- (b) in points (b) and (c), for “competent authority” substitute “CAA”.

- (4) In point ATCO.OR.B 015—
- (a) in point (a), for “competent authority” substitute “CAA”;
  - (b) in point (b), for “their competent authority” substitute “the CAA”;
  - (c) in points (c) to (f), in each place the words occur, for “competent authority” substitute “CAA”.
- (5) In points ATCO.OR.B.020, ATCO.OR.B.025, ATCO.OR.B.030, ATCO.OR.B.035 and ATCO.OR.B.040, in each place the words occur, for “competent authority” substitute “CAA”.

#### **Amendment of Subpart C of Annex 3 to Commission Regulation (EU) No 2015/340**

**402.**—(1) Subpart C (management of air traffic controller training organisations) of Annex 3 is amended as follows.

- (2) In point ATCO.OR.C.005(b), for “competent authority” substitute “CAA”.
- (3) In point ATCO.OR.C.020(c), for “the applicable national data protection law” substitute “data protection legislation within the meaning of section 3(9) of the Data Protection Act 2018 (c.12)”.

#### **Amendment of Subpart A of Annex 4 to Commission Regulation (EU) No 2015/340**

**403.**—(1) Subpart A (general requirements) of Annex 4 (Part-ATCO.MED) is amended as follows.

- (2) Omit point ATCO.MED.A.001.
- (3) In point ATCO.MED.A.010(f), for the words from “competent authority” to “this Part” substitute “CAA”.
- (4) In point ATCO.MED.A.025—
  - (a) in point (c), for “national legislation” substitute “any other enactment”;
  - (b) in point (d), for “competent authority” substitute “CAA”.
- (5) In point ATCO.MED.A.035(a), for “competent authority” substitute “CAA”.

#### **Amendment of Subpart B of Annex 4 to Commission Regulation (EU) No 2015/340**

**404.** In Subpart B (requirements for air traffic controller medical certificates) of Annex 4, in point ATCO.MED.B.001(c)(1), for “competent authority” substitute “CAA”.

#### **Amendment of Subpart C of Annex 4 to Commission Regulation (EU) No 2015/340**

- 405.**—(1) Subpart C (aeromedical examiners) of Annex 4 is amended as follows.
- (2) Omit point ATCO.MED.C.001(c).
  - (3) In points ATCO.MED.C.005 and ATCO.MED.C.010, in each place the words occur, for “competent authority” substitute “CAA”.
  - (4) In point ATCO.MED.C.015(a), for the words from “competent authority” to “place of business” substitute “CAA”.
  - (5) In points ATCO.MED.C.020 and ATCO.MED.C.025, in each place the words occur, for “competent authority” substitute “CAA”.