



**NTSB Code-sharing
Symposium
26-27 October 2010
Washington DC**



The European Aviation Safety Agency

- **Legal basis: European Parliament and Council Regulation 1592/2002**
- **Independent legal status**
- **Operational since 2003**
- **New legal basis: European Parliament and Council Regulation 216/2008**
- **Approximately 550 staff**



European Aviation Safety Agency (EASA):

develops opinions for common rules (Basic Regulation and implementing rules)

adopts material for the application of common rules (certification specifications, airworthiness codes, acceptable means of compliance and guidance material)

acts as focal point vis-à-vis third countries and international organisations for the harmonisation of rules and the recognition / validation of certificates



The Parliament and the Council

- define the **Scope of Powers** transferred from the Member States to the Community.
- adopt the **Essential Requirements** specifying the objectives to be met

The Commission

- adopts **binding standards** for implementing the essential requirements.

EASA

- adopts **non binding standards** for implementing the essential requirements



For all 27 Member States + 4 EEA States	adopted by	legally binding
Regulation 216/2008 + Essential Requirements	European Parliament and Council	YES
Implementing Rules (IR) e.g., Parts- <i>OPS, OR, AR, FCL, CC, MED, TCO,</i> 21, M, 145, 147, 66	European Commission	YES
Certification Specifications (CS) Acceptable Means of Compliance (AMC) Guidance Materials (GM)	EASA	NO



Code-sharing



Code share means an arrangement between CAT operators under which an operator places its designator code on a flight operated by another operator, and sells and issues tickets for that flight.



Code-sharing

- **Regulation (EC) No 1008/2008**
- **Regulation (EC) No 2111/2005
(Community list)**

European
Commission and
Member States

- **Regulation (EC) No 216/2008**

EASA

Part-Organisation Requirements

(Not adopted-CRD 2009-02c)

Part-Authority Requirements

(Not adopted-CRD 2009-02d)

Part-Third Country Operators

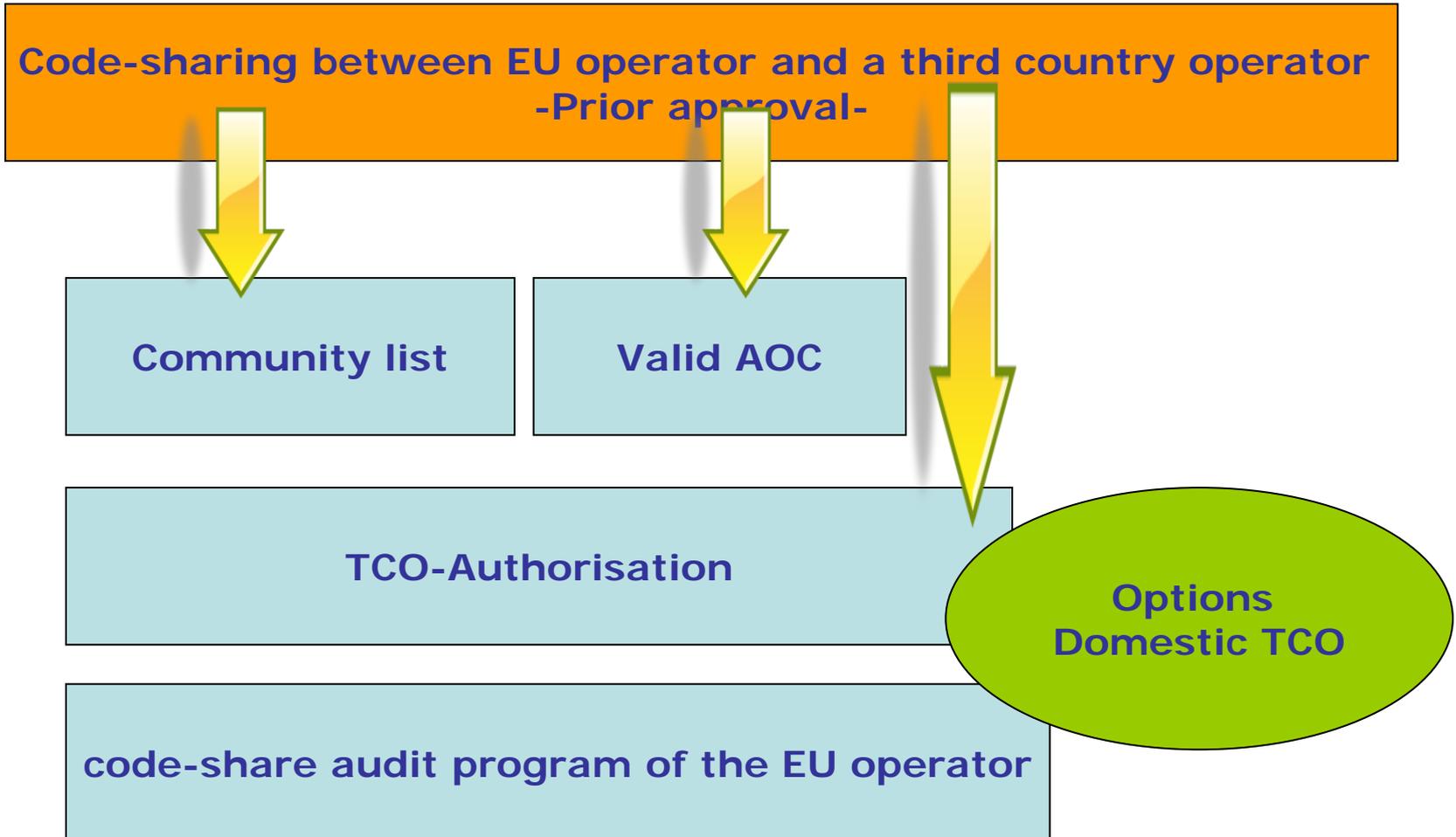
(Not adopted)

Amendment Regulation 2042/2003

(NPA 2010-10)



Code-sharing – OR.OPS.AOC.115





Part-TCO



Part-TCO

- I. **Third country commercial operators:**
 - Authorisation** - Agency
 - Authorisation "over flights"** - Agency

- II. **a third country operator conducting non-commercial operations with complex motor-powered aircraft:**
 - Declaration** - Agency

- III. **aircraft or pilots not holding a standard ICAO Certificate of airworthiness or pilot licence:**
 - authorisation aircraft** - Agency
 - authorisation pilots** - Member State



Part-TCO

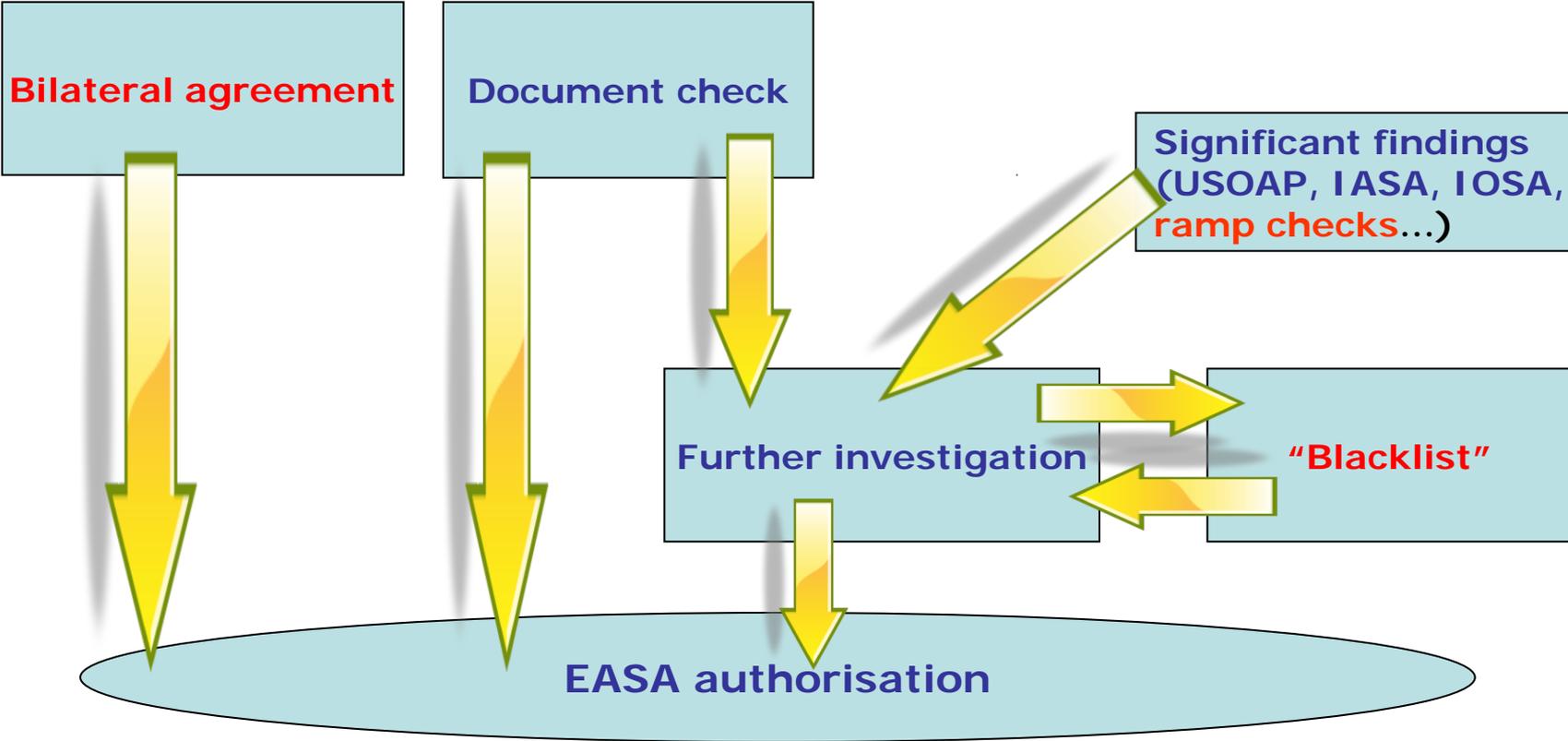
An operator must comply with the applicable ICAO Standards.

Insofar there are no such standards the operator must comply with the essential requirements laid down in Annex I, III and IV to Regulation (EC) No 216/2008



Part-TCO

EASA Authorisation procedure





Code-share audit program



Code-sharing

Code-share audit program

- **Audits may be performed by a third party provider provided that:**

The evaluation system is approved by a recognised standardisation authority.

Independence of the third party provider and their evaluation system is ensured.



NPA 2010-10

- NPA 2010-10 proposes amending Commission Regulation 2042/2003 with the introduction of changes to Part-M and the creation of Part-T.
- Part-T establishes provision applicable to aircraft registered in a third country and used by EU operators.
- NPA 2010-10 is open for comments **until December 10th 2010.**

Please send your comments using the Comment Response Tool (CRT)

<http://hub.easa.europa.eu/crt/>



NPA 2010-10

- **Aircraft will be required to:**

be of a type-certificate issued in accordance with ICAO Annex 8;

hold a CofA issued in accordance with ICAO Annex 8;

- **The operator shall ensure:**

that aircraft are maintained by a qualified maintenance organisation complying with the requirements of ICAO Annex 6.



Key points



Regulation 2111/2005

Part-OR and Part-TCO

Code-share audit program

Oversight through ramp inspections