

# INFORMATION NOTICE

COURTESY TRANSLATION



## COVID-19 PANDEMIC - ADDITIONAL EXTENSION OF THE AIRWORTHINESS REVIEW CERTIFICATE VALIDITY WHEN THE AIRCRAFT IS UNDER CONTROLLED ENVIRONMENT

**Exemption IAW / CAW 2020-02, pursuant to Article 71 (1) of Regulation (EU) 2018/1139 (03.04.2020 - 02.12.2020)**

The Information Notes contain information relevant areas of flight safety (Safety), the Security and air transport and are designed for people working in the APT (Airports sectors), ATM (Airspace), EAL (Economic, Administrative Law), LIC (Flight Personnel), MED (Aeronautical Medicine), NAV (Initial and Continuous Navigability), OPV (Flight Operations), SEC (Security), in order to provide guidelines, recommendations or clarifications regarding specific regulatory topics or scenarios. Recipients are invited to ensure that this information is brought to the attention of all the personnel concerned.

| Applicability | Recipients   |
|---------------|--|
| APT           | <i>Not Affected</i>  |
| ATM           | <i>Not Affected</i>  |
| EAL           | <i>Not Affected</i>  |
| LIC           | <i>Not Affected</i>  |
| MED           | <i>Not Affected</i>  |
| NAV           | <i>All the owners /operators of aircraft registered in Italy and managed in a controlled environment, all companies approved in accordance with Chapter G of Annex I (Part-M) of Reg. (EU) 1321/2014</i> |
| OPV           | <i>Not Affected</i>  |
| SEC           | <i>Not Affected</i>  |

### 1. INTRODUCTION

- 1.1 The state of emergency caused by the COVID-19 pandemic, the consequent drastic restrictions on travel progressively imposed by the Prime Ministerial Decree (DPCM) published by the Italian Government starting from that of 8 March 2020 and the closure of the borders between the majority of States could affect the possibility of carrying out the **physical survey** of the aircraft or access to the airports where the latter is stationed to perform it. This would not allow to carry out the full airworthiness review (AR) on the aircraft which is mandatory when the Airworthiness Review Certificate (ARC) has already been extended twice, and of which the **physical survey** is an integral part. This would lead to the expiry of the ARC and the impossibility for the aircraft to continue operations.
- 1.2 Regulation (EU) n. 1321 / 2014 (Continuing Airworthiness Regulation) as revised. establishes technical requirements on the continuing airworthiness of aircraft and aeronautical products, parts and appliances, as well as on the approval of organizations and personnel authorized to carry out these tasks. Article 71(1) of Regulation (EU) n. 2018 / 1139 allows Member States, in the event of unforeseeable circumstances or urgent operational needs of a natural or legal person, to grant an exemption to the applicable requirements, if it is not possible to comply with them ( flexibility measures).

- 1.3 Taking into account the considerable limitations imposed by the COVID-19 pandemic, ENAC has decided to take advantage of this flexibility measures and has adopted the IAW / CAW 2020 02 exemption (ref. n. ENAC-PROT-07/04/2020-0036614/P).

## 2. SCOPE AND APPLICABILITY

- 2.1 This Information Notice (IN) provides with information on the adoption by ENAC, pursuant to article 71 (1) of Regulation (EU) no. 2018/1139, of the exemption IAW / CAW 2020-02, as well as the operating instructions to the interested parties to which this IN applies and that may benefit from this exemption.
- 2.2 The **IAW/CAW 2020-02** exemption concerns the regulatory requirements M.A.901(c)(2), M.A.901(e)(2) & M.A.901(f) of Annex I (Part M) of Regulation (EU) no. 1321/2014, as regards the aspect that limits the possibility of extending the period of validity of the aircraft ARC to two times, allowing the provisions of point 2.4 below.
- 2.3 The IAW / CAW 2020-02 exemption and this NI apply to:
- aircraft registered in Italy with Airworthiness Review Certificate (ARC) whose validity period has already been extended twice in accordance, as applicable, with paragraphs M.A.901(c)(2), M.A.901(e)(2) or M.A.901(f), and the expiration of the second extension falls in the interval **9 March 2020 - 31 July 2020**;
  - continuing airworthiness management organizations appropriately approved in accordance with Chapter G of Annex I (Part M) of Reg. (EU) 1321/2014, which manage in a controlled environment pursuant to M.A.901(b) (hereinafter referred to as "**CAMO-901b**") the aircraft referred to in point a) above.
  - ARS of continuing airworthiness management organizations, appropriately approved in accordance with Chapter G of Annex I (Part M) of Reg. (EU) 1321/2014 holding M.A.711(b) privilege for the aircraft referred to in point a) above (hereinafter referred to as "**CAMO-711b**").
- 2.4 Upon the occurrence of specific terms and conditions referred to therein, the exemption IAW / CAW 2020-02 allows the above mentioned **CAMO-901b** organisations to grant, notwithstanding paragraphs M.A.901(c)(2), M.A.901(e)(2) or M.A.901(f), a further extension of **6 (six) months** to the period of validity of the ARC of the aircraft, managed by them, referred to in the previous paragraph 2.3.a).
- 2.5 ENAC, if the conditions underlying the adoption of the IAW/CAW 2020-02 exemption still remain at **31 July 2020**, have provided for the possibility:
- that the validity of the ARCs, already extended in accordance with IAW/CAW 2020-02, can be further extended, on request, for a further period of validity to be defined case by case; and
  - to issue a similar exemption to allow the extension of the ARC also for aircraft registered in Italy, whose validity of the ARC has already been extended twice and the last expiry of the ARC falls between **1 August 2020** and **2 December 2020**.
- 2.6 The **IAW / CAW 2020-02** exemption can be downloaded even from ENAC website page by following the path: [Home/Sicurezza aerea/Aeronavigabilità continua/Normativa aeronavigabilità continua/Esenzioni](#).

## 3. CONDITIONS

- 3.1 Pursuant to general exemption **IAW / CAW 2020-02**, for the aircraft referred to in point 2.3.a) above, the organisation **CAMO-901b**, referred to in point 2.3.b) above, applies to the competent ENAC Technical Oversight Directorate (TAA) to use for its aircraft the

exemption described in document **IAW/CAW 2020-02**, and then obtaining the extension of the validity period of the ARC of the concerned aircraft for a period of **6 (six) months** from the expiry date indicated on the certificate.

- 3.2 This application is promptly sent by the organisation by email with the following format:
- a) to email address: [covid19.arc@enac.gov.it](mailto:covid19.arc@enac.gov.it) ;
  - b) email's Subject: "COVID19 - ARC extension - a/c I-[XXXX]-[TXX, initials of the competent ENAC Department/Directorate, see below]"
  - c) in the text indicate:
    - name and approval no. of the applicant CAMO,
    - ARC no. and relevant expiration date,
    - extended expiration date,
    - references of the ARS who carries out the complete documented review and CAMO which he belongs to,
    - reference of the attached declaration and authorization of the person issuing it.

The competent ENAC Department/Directorate is, as applicable, the one to which the aircraft operator requests its contracted **CAMO-901b** to send communications relating to continuing navigability; **TNO** - North-West Italy Operations Directorate, **TOT**-Turin Operations Office, **TNE**- North-East Italy Operations Directorate, **TCE** - Center Italy Operations Directorate, **TSU** - South Italy Operations Directorate, **TAA** - Central Technical Oversight Directorate for aircraft registered in Italy and used by operators from other Member States EASA.

- 3.3 To this application, the **CAMO-901b** organisation must attach a *declaration* issued by an **appropriately qualified and designated person** (see point 3.5) in which that person, in the name and on behalf of the aforementioned organisation and within the responsibilities of the role held, certifies the verification of all the following points:
- a) the **appropriately qualified and authorized ARS** (see point 3.4) is unable to carry out the **physical survey** of the aircraft due to the restrictions on movement to ensure the necessary social isolation or unable to access the site where you find the aircraft for provisions connected with the emergency COVID-19;
  - b) the ARS appropriately qualified and authorized on the type of aircraft has satisfactorily conducted a full documented review in accordance with point (k) of paragraph M.A.901 (copy of the report certifying the satisfactory conclusion of this verification drawn up in accordance with the relevant procedures of the concerned **CAMO-711b** organisation must be promptly made available to **CAMO-901b** organisation and to the person referred to in point 3.5 below who is conducting the verifications at issue);
  - c) the conditions for the extension of the ARC are met in accordance with points (b) and (j) of paragraph M.A.901, included among others those indicated in *AMC M.A.901 (c) 2, (e) 2 and (f)* if the concerned ARC to be extended has already expired on the date of the application.
- 3.4 "**Appropriately qualified and authorized ARS**", is one of the ARS, authorized to carry out the airworthiness review on the specific aircraft type, of the organisation 2.3.b) which holds also M.A.711(b) privilege on that aircraft type or, otherwise, of another **CAMO-711b** organisation contracted on purpose by it (ref. to previous point 2.3.c)),
- 3.5 "**Appropriately qualified and designated person**" is the person appointed by the **CAMO-901b** organisation (ref. to previous point 2.3.b)) and authorized by it to extend the period of validity of the ARCs in accordance with Regulation (EU) 1321 / 2014, as reported in the organisation Manual.
- 3.6 Upon receipt of the application and of the aforementioned declaration, the competent ENAC structure referred to in point 3.2 above, will send to the **CAMO-901b** company the letter granting the exemption requested for the specific aircraft, attaching a pdf copy

of the generic **IAW/CAW 2020-02** exemption to it (both documents are digitally signed).

- 3.7 The aforementioned letter, with the attached generic exemption IAW / CAW 2020-02, and the above mentioned declaration, form an integral part of the ARC whose validity is extended as a result of the exemption and therefore the company **CAMO-901b** ensures that the same are placed on board the aircraft by attaching them to the ARC in question, for the duration of the extension granted.
- 3.8 The originals of the documentation and reports relating to this process, as well as a copy of the letter with which the exemption has been agreed, must be kept in the relevant continuing airworthiness records of the concerned aircraft archived by the **CAMO-901b** organisation.
- 3.9 The **CAMO-901b** organisation must make available to the ARS that will carry out the airworthiness review for the issuance of the new ARC at the expiry of the extended ARC all the documentation in which the details of the full documented review conducted in accordance with the previous point 3.3.b). The ARS can take this information into consideration during the checks and verifications it is required to carry out for carrying out the airworthiness review.
- 3.10 The use of the prerogatives of this exemption has no effect on the validity date of the next ARC (the airworthiness review cycle will be maintained. For example: for an ARC whose expiration date is April 15, 2020, the checks for the issue of the new ARC will take place before 14 October 2020, and the ARC issued on this occasion will expire on 14 April 2021).

#### 4. QUESTIONS

Questions on the subject of this IN can be sent to the e-mail address: [navigabilita@enac.gov.it](mailto:navigabilita@enac.gov.it)

#### 5. VALIDITY

The indications of this IN take effect from the date of its publication on the ENAC website, in the manner indicated above.

This Information Note remains in force, unless otherwise notified.

Airworthiness Regulation Director  
Ing. Carmela TRIPALDI  
(digitally signed document pursuant to art. 24  
of Legislative Decree 82/2005, and subsequent amendments)

enclosure: Fac-simile of the ENAC letter granting exemption

Attachment: Fac-simile of the ENAC letter granting exemption

*[References of applicant organisation]*

e.c.. to ENAC Aviation Regulation Directorate  
ENAC *[Competent ENAC Department for the oversight as applicable]* Operations  
Department

Subject: Temporary exemption pursuant to art. 71 (1) of Regulation (EU) no. 2018/1139 to the requirements M.A.901(c)(2), M.A.901(e)(2) & M.A.901(f) of Annex I (Part M) to Regulation (EU) n.1321 / 2014, as applicable.

Reference: Exemption **IAW / CAW 2020-02** - ref. n. ENAC-PROT-07/04/2020-0036614 / P - Health emergency COVID-19 - Further extension of the validity of the Airworthiness Review Certificate (ARC), when the aircraft is operated in a controlled environment.

We refer to your application, we received by email of *[DD.MM.YYYY, hh: mm]*, sent to the address [covid19.arc@enac.gov.it](mailto:covid19.arc@enac.gov.it).

Hereby exemption is granted pursuant to art. 71(1) of Regulation (EU) no. 2018/1139, to the organisation *[CAMO references, no. of approval [DD.MG.XXXX]]* for the extension of the validity of the Airworthiness Review Certificate (ARC) of the aircraft identified below, for an additional period of 6 (six) months, starting from the expiry date of the ARC, provided that the terms and mitigating conditions identified in the exemption mentioned as reference to this letter are complied with, as confirmed by the aforementioned organisation in the declaration *[references of the Declaration sent]* sent enclosed with your above mentioned application.

The above, without prejudice to the respect for the aircraft of all the other remaining conditions established by Regulation (EU) n.1321 / 2014, for the continued validity of the Airworthiness Certificate and associated ARC.

**Applicability:** limited to the aircraft type *[Aircraft type]*, serial number *[NNNNNNN]*, with ARC ref. n. *[reference number of the ARC]*, managed in a controlled environment and whose period of validity of the ARC has already been extended twice by the applicant organisation, with the date of expiry of the second extension of the ARC (*[indicate expiry date: DD Month 2020, e.g. 26 April 2020]*) falling in the range **March 9, 2020 - July 31, 2020**.

**Further extension of the period of validity of the ARC, granted up to:** *[six months from the expiration of the second extension of the ARC; e.g. 25 October 2020]*.

Please remind that:

1. this letter, with the attached exemption IAW/CAW 2020-02, and the Declaration *[references of the Declaration sent]* are to be kept in the relevant continuing airworthiness records of the aircraft and a copy of them must be kept on board the aircraft as an attachment and an integral part of the current ARC being extended;
2. the evidence supporting the satisfactory outcome of the verifications conducted and stated with the issue of the Declaration *[references of the Declaration sent]* and those relating to the previous two extensions of the validity of the ARC granted by the applicant organisation are to be kept in the relevant continuing airworthiness records of the aircraft.

Best regards  
The Director

Enclosure  
Exemption IAW / CAW 2020-02– ref. n. ENAC-PROT-07/04/2020-0036614/P