



**COUNCIL OF
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COVER NOTE

From:	European Commission
date of receipt:	4 February 2014
To:	General Secretariat of the Council
Subject:	COMMISSION DECISION of XXX authorising the Slovak Republic and the United Kingdom to derogate from certain common aviation safety rules pursuant to Article 14(6) of Regulation (EC) No 216/2008 of the European Parliament and of the Council

Delegations will find attached document D029684/02 Annexes I-IV.

Encl.: D029684/02 Annexes I-IV

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ANNEXES I TO IV

ANNEX I

Derogation by the Slovak Republic from Regulation (EU) No 1178/2011 with respect to the validity and renewal of instrument ratings.

1. DESCRIPTION OF THE DEROGATION

The Slovak Republic may, by derogation from points (c) and (d) of FCL.625 'IR – Validity, revalidation and renewal' of Annex I (Part-FCL) to Regulation (EU) No 1178/2011, allow Part-FCL licence holders who have been flying recently using a valid IR held on a third country licence issued in accordance with ICAO Annex 1 to comply with the renewal criteria for the Part-FCL IR set out in point (c) of FCL.625 by fulfilling the revalidation criteria set out in point (b) of FCL.625. In addition it may allow these Part-FCL licence holders who held a third country IR that is not any longer valid but has been revalidated or renewed within the preceding 7 years, to comply only with the renewal criteria for the Part-FCL IR set out in point (c) of FCL.62, without requiring to pass again the theoretical knowledge examinations as set out in point (d) of FCL.62.

2. CONDITIONS ATTACHED TO THE APPLICATION OF THE DEROGATION

This derogation applies to holders of licences in accordance with Part-FCL that include an IR to be renewed. If these licence holders also hold a third country licence with a valid IR the Part-FCL rating holder shall only be required to pass a proficiency check in order to renew the IR but shall not be required to also take refresher training at an approved training organisation (ATO). In addition these licence holders shall not be required to pass again the theoretical knowledge examinations if IR on the third country licence has been revalidated or renewed within the preceding 7 years.

ANNEX II

Derogation by the Slovak Republic from Regulation (EU) No 1178/2011 with respect to the validity and renewal of class and type ratings.

1. DESCRIPTION OF THE DEROGATION

The Slovak Republic may, by derogation from point (b) of FCL.740 'Validity and renewal of class and type ratings' of Annex I (Part-FCL) to Regulation (EU) No 1178/2011, allow Part-FCL licence holders who have been flying recently using a valid equivalent class or type rating held on a third country licence issued in accordance with ICAO Annex 1 to comply with the renewal criteria by passing the proficiency check but not being required to undergo additional refresher training.

2. CONDITIONS ATTACHED TO THE APPLICATION OF THE DEROGATION

This derogation applies to holders of licences in accordance with Part-FCL that include a class or type rating to be renewed. If those licence holders also hold a third country licence with a valid rating for the same aircraft class or type, the Part-FCL rating holder shall only be required to pass a proficiency check in order to renew the class or type rating but shall not be required to also take refresher training at an ATO.

ANNEX III

Derogation by the United Kingdom from Regulation (EU) No 1178/2011 with respect to the revalidation of single engine piston (SEP) or touring motor glider (TMG) class ratings.

1. DESCRIPTION OF THE DEROGATION

The United Kingdom may, by derogation from point (ii) of point FCL.740.A(b)(1) 'Revalidation of class and type ratings — aeroplanes' of Annex I (Part-FCL) to Regulation (EU) No 1178/2011, allow pilot licence holders to revalidate a single engine piston or touring motor glider class rating without completing the specified training flight with a flight instructor or a class rating instructor, subject to the licence holder having passed within the 12 months preceding the expiry of the rating:

- (a) a skill test or proficiency check for any class, type, instrument or mountain rating included in the pilot's licence; or
- (b) an assessment of competence for any flight instructor, class rating instructor or instrument rating instructor certificate included in the pilot's licence.

2. CONDITIONS ATTACHED TO THE APPLICATION OF THE DEROGATION

This derogation applies to the holders of licences in accordance with Part-FCL with a single engine piston or touring motor glider class rating. The training flight with an instructor may only be replaced if the holder has completed a skill test, proficiency check or assessment of competence for an aeroplane rating or certificate.

ANNEX IV

Derogation by the United Kingdom from Regulation (EU) No 1178/2011 with respect to Synthetic Flight Examiners (SFEs) who conduct tests in aeroplane simulators.

1. DESCRIPTION OF THE DEROGATION

The United Kingdom may, by derogating from point (a) of FCL.1010.SFE 'SFE — Prerequisites' of Annex I (Part-FCL) to Regulation (EU) No 1178/2011, allow SFIs to apply for an SFE certificate on single-pilot high performance complex aeroplanes and define specific prerequisites for this aeroplane category.

2. CONDITIONS ATTACHED TO THE APPLICATION OF THE DEROGATION

No further conditions shall be fulfilled.