

Exemption Notification Article 71(1)

EASA Reference: 711/20/0409

Article 71(1) of Regulation (EU) 2018/1139

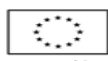
Exemption with duration (cumulative) up to 8 months Notification Form

Date of the Notification	2020-04-14
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Notifying State		
Member or Associated State / National Authority	BG	
Reference of the notification from the State	BG-Ex-2020-02-CAW	
Contact Details of NAA	First name	Nadya
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Exemption		
Title	Covid19 – outbreak: Additional extension of the Airworthiness Review Certificate validity when the aircraft is under controlled environment.	
Domain	CAW - Continuing Airworthiness	
Exemption Requirements	Related Regulation	Commission Regulation (EU) No 1321/2014
	Sub-part	Part-M - Continuing airworthiness requirements
	Exemption requirements	M.A.901(c)(2), M.A.901(e)(2) & M.A.901(f) of Annex I (Part-M) or ML.A.901 (c) of Annex Vb (Part-ML), as applicable.
Repetitive Exemption	No, duration up to 8 months	
Duration of exemption	2020-03-13 to 2020-11-13	

Summary of the exemption	<p>Subject to fulfilling the applicable mitigating conditions as specified in this Exemption (see field "Summary of mitigations"), all of the following shall apply:</p> <p>Provided that the Airworthiness Review Certificate (ARC) has already been extended twice in accordance with M.A.901(c)(2), M.A.901(e)(2) or M.A.901(f) of Annex I (Part-M), or ML.A.901 (c) of Annex Vb (Part-ML), it has been valid by the 13th of March 2020, and whose regular period of validity expires before 31st of July 2020, an additional extension of the validity period of the ARC by 6 months by the organization managing the continuing airworthiness of the aircraft is allowed.</p> <p>If, towards the end of the 6-month period authorized under this exemption the urgent unforeseeable circumstances or operational needs persist, the Directorate General "Civil Aviation Administration" of Republic of Bulgaria may consider, upon request, granting to the organization managing the continuing airworthiness of the aircraft another exemption in accordance with Article 71(1) of Regulation (EU) 2018/1139 allowing for further exceptional extensions of the validity of the ARC.</p> <p>This Exemption aims to reduce the severity of the disruptions that would otherwise occur due to non-availability of airworthiness review staff to perform the <u>physical survey of the aircraft on behalf of the approved organization</u>.</p>	
Reasons for granting it	Urgent unforeseeable circumstances	<p>The COVID-19 outbreak has resulted in drastic travel restrictions and closure of borders between a majority of States. This might impact the possibility to perform the physical survey of an aircraft which is part of the airworthiness review. In accordance with Regulation (EU) 1321/2014, the airworthiness review is mandatory when the ARC had been already extended twice. In such case lack of an airworthiness review would result in expiry of the ARC.</p>
	Urgent operational needs	<p>As a result of the of the extreme operational and resource constraints caused by the COVID-19 outbreak, it is needed to apply this exemption when the said circumstances are declared to the Directorate General "Civil Aviation Administration" of Republic of Bulgaria by the organization that manages the continuing airworthiness of the aircraft (approved in accordance with Part-M Subpart G, Part-CAMO or Part-CAO) to ensure a certain level of business continuity (e.g. avoiding expiration of the ARC).</p>
Summary of mitigating measures		



**Safety,
environmental
protection**

I. In order to benefit from the Exemption the organization managing the continuing airworthiness of the aircraft (CAMO/CAO) must ensure that the following mitigating measures are complied with when that organization grants the additional ARC extensions:

(1) the conditions for an extension of the ARC in accordance with points (b) and (j) of M.A.901, or point (c) of ML.A.901, as applicable, are met; and

(2) a full documented review in accordance with point (k) of M.A.901 or point (a) of ML.A.903, as applicable, has been satisfactorily conducted and documented by an appropriately approved organisation holding the privilege of performing airworthiness reviews. This organization can be the one managing the continuing airworthiness of the aircraft in respect of which the ARC is to be extended or by another organization if so requested by the organization managing the continuing airworthiness of the aircraft.

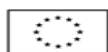
(3) there is no evidence or indications that the aircraft is not airworthy;

(4) Extension granted by this exemption is conducted by qualified staff;

(5) the new expiry date, this exemption number, signature and date is noted by the authorized person on the current Airworthiness Review Certificate;



(6) A copy of the extended Airworthiness Review Certificate is submitted to the CAA-BG within 10 working days by emailing to caa@caa.bg

II. At the time of the expiration of the extension, the organization managing the continuing airworthiness of the aircraft (Part-M, Subpart G /CAMO/CAO) must ensure that the airworthiness review staff (ARS) who will perform the airworthiness review has all the details of the previous documented review. The ARS may consider this information during the sample checks.



	Market distortion	Due to the exceptional circumstances affecting all EU Member States, and given its limited duration, the exemption does not have a distorting effect on the market conditions.
Type of Operation	N/A	
Non-approved change/repair	N/A	

Concerned Entity(ies)	
Concerned entity	Organisation
Concerned entity details	Organisations approved in accordance with Subpart G of Annex II (Part-M), Annex Vc (Part-CAMO) and Annex Vd (Part-CAO) of Regulation (EC) 1321/2014.
Product	N/A

Attached Documentation	
MS Original Granting Document	 Exemption # BG-Ex-2020-02-CAW
Supporting Documentation	 Covid-19 Art71(1) Template Exemption ARC_ V1 02.04.2020.pdf

