



Object: Airworthiness Review Certificate – Exemptions due to COVID-19

Reference: 2020-03-26 – TEC COMMUNICATION – EXEMPTIONS ARC COVID-19

Scope: This note applies to aircraft under Belgian register:
 1/ having an existing ARC becoming due before 31 July 2020; or
 2/ requesting an ARC issuance from the BCAA before 31 July 2020.
A decision matrix (see below) will allow you to choose the right method of compliance.

Purpose: This note explains the different possibilities for using the Exemptions related to the ARC of aircraft under Belgian Register, as well as some other practical details.

Situation: Due to the outbreak of COVID-19, the BCAA Technical Direction has issued two different exemptions:
 1/ BCAA/Exemption/TEC/ 2020-05 (Annex 1 of this note, containing 2 pages)
 2/ BCAA/Exemption/TEC/ 2020-06 (Annex 2 of this note, containing 1 page).

ERRATUM: **In the Para. 3 of BCAA/Exemption/TEC/ 2020-05, in the text of the (*) paragraph, the words “pilot owner” must be read as “owner”.**

Decision Matrix:

START Does my aircraft have an ARC ?

- YES → go to **Step 1** below.
- NO → go to **Step 5** below.

Step 1 Does the ARC expire before 31 July 2020 ?

- YES → go to **Step 2** below.
- NO → - *No exemption needed. ARC must be managed in accordance with EU regulation*
 - *(STOP - end of process).*

Step 2 Is my aircraft in a controlled environment ?

- YES → go to **Step 3** below
- NO → go to **Step 4** below

Step 3 ARC has already been extended twice?

- YES → - an extension of the validity period by 6 months is allowed.
 - Follow Para. 2 – Item I and Para.3 of Exemption TEC/2020-05 (see Annex 1)
 - *(STOP - end of process).*
- NO → - *No exemption needed.*
 - *Perform standard extension in accordance with applicable EU regulation.*
 - *(STOP - end of process).*

Step 4 (Aircraft not in a controlled environment)

- - an extension of the validity period by 6 months is allowed.
 - Follow Para. 2 – Item II and Para.3 of Exemption TEC/2020-05 (see Annex 1)
 - *(STOP - end of process).*

Step 5 (Aircraft without ARC and requesting an ARC issuance from the BCAA)

- - an ARC with a validity period of 6 months shall be issued by BCAA
 - Follow Para. 3 of Exemption TEC/2020-06 (see Annex 2)
 - *(STOP - end of process).*

Remark: the fees will be charged once only, at the delivery of the ARC.



EXEMPTION NUMBER – BCAA/Exemptions/TEC/ 2020 -05

EXEMPTION UNDER ARTICLE 71(1) REGULATION (EU) 2018/1139 IN RESPECT OF NON-COMPLIANCE WITH AN AIRWORTHINESS REQUIREMENT

- 1 **Exemption.** The Belgian Civil Aviation Authority, on behalf of Belgium, pursuant to Article 71(1) of Regulation (EU) No 2018/1139, hereby exempts, Organisations approved in accordance with Subpart G of Annex I (Part-M), Annex Vc (Part-CAMO) and Annex Vd (Part-CAO) of Regulation (EC) 1321/2014 to apply Commission Regulation (EU) No 1321/2014 sections M.A.901 (a), (c), (e) & (f) and ML.A.901(a) & (c) for aircraft registered on the Belgian Civil Register.
- 2 **Applicability.** Belgian registered aircraft having an Airworthiness Review Certificate (ARC) for which the limit of validity becomes due:

I. Where an aircraft's ARC has already been extended twice and it expires before 31 July 2020, an additional extension of the validity period by 6 months is allowed provided :

- a. the Airworthiness Review Staff is unable to perform a full airworthiness review due to travel restrictions or access restrictions at the aircraft location;
- b. there is no evidence that aircraft is not airworthy.

II. If the aircraft is not in a controlled environment and the current ARC expires before 31 July 2020, an extension of 6 months of the date of the limit of validity is allowed provided :

- a. the Airworthiness Review Staff is unable to perform a full airworthiness review due to travel restrictions or access restrictions at the aircraft location and ;
- b. there is no evidence that aircraft is not airworthy.

- 3 **Conditions of exemption.** This exemption is granted subject to the following conditions:
 - the new expiry date of the ARC shall be entered clearly above the previous expiry date, which should be struck through, and
 - a reference to this exemption number should be noted next to the extension, and,
 - the identity of the Airworthiness Review Staff (*) is entered, and
 - a copy of this ARC extension shall be sent to the Belgian Aviation Authority within 10 days,
 - at "commercialaviation@mobilit.fgov.be" for Commercial aviation and for complex aircraft :
 - at "generalaviation@mobilit.fgov.be" for non-complex aircraft not used in commercial operation.

(*) If the continuing airworthiness is ensured by the pilot owner, the correction must be done by the pilot owner with his signature and his name recorded. If there is no ARS available and the continuing airworthiness is ensured by an organisation (Part-CAMO, Part-M (subpart G)), the post holder of the corresponding

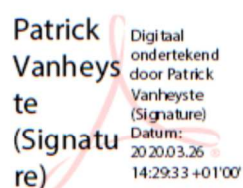
organisation will do the correction with his signature and his name recorded.

- 4 **Validity.** This exemption shall have effect from 26/03/2020 until 31/07/2020.
- 5 **Notification.** This exemption is notified to EASA, the European Commission and the member states of the European Union.

For the director general of the Belgian Civil aviation Authority a.i.

By replacement,

Patrick
Vanheyste
te
(Signature)
re)

A digital signature block for Patrick Vanheyste. It includes the text 'Patrick Vanheyste te (Signature) re)' and a red circular stamp. The stamp contains the text: 'Digitaal ondertekend door Patrick Vanheyste (Signature) Datum: 20.03.20 14:29:33 +01'00'.

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door Patrick
Vanheyste
(Signature)
Datum:
20.03.20
14:29:33 +01'00'

Patrick Vanheyste
Director

Date of approval:



EXEMPTION NUMBER – BCAA/Exemptions/TEC/ 2020-06

EXEMPTION UNDER ARTICLE 71(1) REGULATION (EU) 2018/1139 IN RESPECT OF NON-COMPLIANCE WITH AN AIRWORTHINESS REQUIREMENT

- 1 **Exemption.** The Belgian Civil Aviation Authority, on behalf of Belgium, pursuant to Article 71(1) of Regulation (EU) No 2018/1139, hereby exempts, the BCAA to apply items EU 1321/2014 (PART-M MB 902, MA 901 & Part-ML ML.B.902 and ML.A.903) upon issuance of an ARC. This exemption supersedes the exemption BCAA/Exemptions/TEC/2020-04.
- 2 **Applicability.** Aircraft on the Belgian registry not yet or no longer having an ARC and requiring an ARC from the BCAA.
- 3 **Conditions of exemption.** This exemption is granted subject to the following conditions:
 - An official request for issuance of an ARC is made to the BCAA.
 - The technical file must be complete and correct to allow a full document review before issuance of the ARC.
 - A physical review and a possible testflight are not be performed by the BCAA.
 - An ARC will be issued for a period of 6 months, with the reference to this exemption beside the signature.
 - A full Airworthiness Review, including the physical inspection and, when necessary an acceptance flight will be performed by the BCAA before the ARC expiry date.
- 4 **Validity.** This exemption shall have effect from 26/03/2020 until 31/07/2020.
- 5 **Notification.** This exemption is notified to EASA, the European Commission and the member states of the European Union.

For the director general of the Belgian Civil aviation Authority a.i.
By replacement,

Patrick Vanheyste
e
(Signature)
e)
Patrick Vanheyste
Director

Digitaal ondertekend door Patrick Vanheyste (Signature)
Datum: 2020.03.26 14:30:45 +01'00'

Date of approval: