Basic information

2018/0434(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Aviation safety with regard to the withdrawal of the United Kingdom from the Union **Subject** 3.20.01.01 Air safety **Geographical area** United Kingdom	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
TRAN Transport and Tourism	ZŁOTOWSKI Kosma (ECR)	10/01/2019
	Shadow rapporteur GEHROLD Stefan (PPE) ZEMKE Janusz (S&D) VAN MILTENBURG Matthijs (ALDE) CARTHY Matt (GUE/NGL) TAYLOR Keith (Verts/ALE) PAKSAS Rolandas (EFDD)	

Council of the European Union

Council configuration	Meetings	Date
General Affairs	3682	2019-03-19

European Commission

Commission DG	Commissioner
Mobility and Transport	BULC Violeta

European Economic and Social Committee

European Committee of the Regions

Key events

Date	Event	Reference	Summary

19/12/2018	Legislative proposal published	COM(2018)0894	Summary
14/01/2019	Committee referral announced in Parliament, 1st reading		
22/01/2019	Vote in committee, 1st reading		
04/02/2019	Committee report tabled for plenary, 1st reading	A8-0061/2019	Summary
13/02/2019	Decision by Parliament, 1st reading	T8-0107/2019	Summary
13/02/2019	Results of vote in Parliament		
13/02/2019	Matter referred back to the committee responsible for interinstitutional negotiations		
13/03/2019	Decision by Parliament, 1st reading	T8-0168/2019	Summary
13/03/2019	Results of vote in Parliament		
19/03/2019	Act adopted by Council after Parliament's 1st reading		
25/03/2019	Final act signed		
27/03/2019	End of procedure in Parliament		
27/03/2019	Final act published in Official Journal		

Technical information

Procedure reference	2018/0434(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	Rules of Procedure EP 61 Treaty on the Functioning of the European Union TFEU 100-p2
Other legal basis	Rules of Procedure EP 165
Mandatory consultation of other institutions	European Economic and Social Committee European Committee of the Regions
Stage reached in procedure	Procedure completed
Committee dossier	TRAN/8/15268

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A8-0061/2019	04/02/2019	Summary
Text adopted by Parliament, partial vote at 1st reading /single reading		T8-0107/2019	13/02/2019	Summary
Text adopted by Parliament, 1st reading/single reading		T8-0168/2019	13/03/2019	Summary

Council of the EU

Document type	Reference	Date	Summary
Coreper letter confirming interinstitutional agreement	GEDA/A/(2019)002801	22/03/2019	
Draft final act	00017/2019/LEX	25/03/2019	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2018)0894	19/12/2018	Summary

National parliaments

Document type	Parliament /Chamber	Reference	Date	Summary
Contribution	ES_PARLIAMENT	COM(2018)0894	05/03/2019	

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES0443/2019	20/02/2019	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Regulation 2019/0494
OJ L 085I 27.03.2019, p. 0011 Summary

Aviation safety with regard to the withdrawal of the United Kingdom from the Union

2018/0434(COD) - 27/03/2019 - Final act

PURPOSE: to continue to ensure a high level of air safety in EU airspace in the event that the United Kingdom leaves the EU without a negotiated agreement.

LEGISLATIVE ACT: Regulation (EU) 2019/494 of the European Parliament and of the Council on certain aspects of aviation safety with regard to the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the Union.

CONTENT: the Regulation establishes a mechanism to temporarily extend (for 9 months from the date of application of the Regulation) the validity of certain aviation safety certificates in the absence of a withdrawal agreement from the United Kingdom from the Union in order to allow sufficient time to issue the necessary certificates under Regulation (EU) 2018/1139 to take account of the United Kingdom's status as a third country.

The Commission may extend the period of validity of licences by means of delegated acts.

The Regulation concerns aviation safety certificates for certain aeronautical products, parts and appliances issued to natural and legal persons having their principal place of business in the United Kingdom and certificates issued by providers of aviation training services which are valid on the day before the date of application of the Regulation.

As regards the training of pilots and mechanics, the competent authorities of the Member States or the Agency, as applicable, shall take account of the examinations taken in training organisations that are subject to oversight by the competent authority of the United Kingdom but which have not yet led to the issuance of the license prior to the date of application, as if they had been taken with a training organisation subject to the oversight of the competent authority of a Member State.

ENTRY INTO FORCE: 28.3.2019. The Regulation shall apply from the day following that on which the Treaties cease to apply in the United Kingdom pursuant to Article 50(3) of the Treaty on European Union. Some provisions are applicable from the date of entry into force of the Regulation.

Aviation safety with regard to the withdrawal of the United Kingdom from the Union

2018/0434(COD) - 13/02/2019 - Text adopted by Parliament, partial vote at 1st reading/single reading

The European Parliament adopted by 603 votes to 103, with 5 abstentions, amendments to the proposal for a regulation of the European Parliament and of the Council on certain aspects of aviation safety with regard to the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the Union.

The matter was referred back to the committee for interinstitutional negotiations.

Through their amendments, Members specified that the rules and obligations concerning certificates governed by the Regulation under discussion shall apply to both holders and issuers of certificates.

The competent authorities of the Member States or the Agency, as the case may be, shall take account of the examinations taken in training organisations subject to oversight by the competent authority of the United Kingdom but which have not yet led to the issuance of the license prior to the date of application referred to in this Regulation, as if they had been taken with a training organisation subject to the oversight of the competent authority of a Member State.

Aviation safety with regard to the withdrawal of the United Kingdom from the Union

2018/0434(COD) - 19/12/2018 - Legislative proposal

PURPOSE: to avoid a total interruption of air traffic between the EU and the United Kingdom in the absence of an agreement to withdraw the United Kingdom from the Union.

PROPOSED ACT: Regulation of the European Parliament and of the Council.

ROLE OF THE EUROPEAN PARLIAMENT: the European Parliament decides in accordance with the ordinary legislative procedure on an equal footing with the Council.

BACKGROUND: on 13 December 2018, the European Council (Article 50) renewed its call to intensify work on preparing, at all levels, for the consequences of the United Kingdom's withdrawal from the Union, taking into account all possible outcomes. In response to this call, this Regulation is part of a package of emergency measures proposed by the Commission in view of the uncertainty in the United Kingdom regarding the ratification of the withdrawal agreement.

The principal objective of Regulation (EU) 2018/1139 of the European Parliament and the Council is to establish and maintain a high uniform level of aviation safety in the Union. For that purpose, a system of certificates has been established for various aviation activities, in order to achieve the required safety levels and to enable the necessary verifications and the mutual acceptance of certificates issued.

The withdrawal of the United Kingdom from the Union without an agreement affects in particular the validity of certificates and licenses originating from the United Kingdom issued under Regulation (EU) 2018/1139.

The Commission proposes therefore to set up a temporary mechanism, to extend the validity of certain aviation safety certificates, in order to allow the operators concerned and the Agency sufficient time to issue the necessary certificates under Article 68 of Regulation (EU) 2018/1139, taking account of the United Kingdom's status as a third country.

CONTENT: the proposal aims to put in place a mechanism to temporarily extend (for 9 months) the validity of certain aviation safety certificates in the absence of an agreement to withdraw the United Kingdom from the Union. It would thus allow post-Brexit EU-27 manufacturers to continue their production and operators to continue to use these products in accordance with the applicable EU legal requirements.

This Regulation shall apply to the certificates listed in the Annex to this Regulation, which are valid on the day preceding the date of application of this Regulation and which have been issued by any of the following:

- the European Union Aviation Safety Agency, to natural or legal persons having their principal place of business in the United Kingdom as set out in Section 1 of the Annex;

- natural or legal persons certified by the competent authorities of the United Kingdom as set out in Section 2 of the Annex.

The Commission shall have the power to adopt delegated acts in order to extend the period of validity of the certificates referred to in Section 1 of the Annex to the Regulation.

Lastly, the content and exams of certain trainings addressed under the proposal are regulated in a detailed manner under Union law and consist of standardised modules, which should normally be completed in one Member State, before a transfer to another Member State jurisdiction is possible.

Aviation safety with regard to the withdrawal of the United Kingdom from the Union

2018/0434(COD) - 04/02/2019 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Transport and Tourism adopted the report by Kosma ZŁOTOWSKI (ECR, PL) on the proposal for a regulation of the European Parliament and of the Council on certain aspects of aviation safety with regard to the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the Union.

The proposal aims to put in place a mechanism to temporarily extend (for 9 months) the validity of certain aviation safety certificates in the absence of an agreement to withdraw the United Kingdom from the Union.

The committee recommended that the European Parliament's position adopted at first reading under the ordinary legislative procedure should amend the Commission's proposal as follows.

Members specified that the rules and obligations concerning certificates governed by the Regulation under discussion shall apply to both holders and issuers of certificates.

Aviation safety with regard to the withdrawal of the United Kingdom from the Union

2018/0434(COD) - 13/03/2019 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 658 votes to 8, with 4 abstentions, a legislative resolution on the proposal for a regulation of the European Parliament and of the Council on certain aspects of aviation safety with regard to the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the Union.

The European Parliament adopted its position at first reading in accordance with the ordinary legislative procedure.

The proposal aims to put in place a mechanism to temporarily extend the validity of certain aviation safety certificates (for 9 months) in the absence of a withdrawal agreement by the United Kingdom from the Union in order to allow sufficient time for the operators concerned and the European Union Aviation Safety Agency (EASA) to issue the certificates required by Regulation (EU) 2018/1139, in order to take into account of the United Kingdom's status as a third country.

The rules and obligations concerning certificates governed by the Regulation shall apply to both holders and issuers of certificates.

The Commission may adopt delegated acts in order to extend the period of validity of the certificates referred to in Section 1 of the Annex to the Regulation.

As regards the training of pilots and mechanics, the competent authorities of the Member States or EASA may, by way of derogation, take into account examinations taken in training organisations subject to oversight by the competent authority of the United Kingdom but which have not yet led to the issuance of the license prior to the date of application of this Regulation as if they had been taken with a training organisation subject to the oversight of the competent authority of a Member State.