Basic information

2020/0364(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Certain aspects of aviation safety with regard to the end of the transition period mentioned in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community **Subject** 3.20.01 Air transport and air freight 3.20.01.01 Air safety **Geographical area** United Kingdom	

Key players

European Parliament	**Committee responsible**	**Rapporteur**	**Appointed**
	TRAN Transport and Tourism	DANIELSSON Johan (S&D)	11/12/2020
Council of the European Union			
European Commission	**Commission DG**	**Commissioner**	
	Mobility and Transport	VĂLEAN Adina	
European Economic and Social Committee			
European Committee of the Regions			

Key events

Date	Event	Reference	Summary
10/12/2020	Legislative proposal published	COM(2020)0828	Summary
14/12/2020	Committee referral announced in Parliament, 1st reading		
18/12/2020	Decision by Parliament, 1st reading	T9-0388/2020	Summary
23/12/2020	Act adopted by Council after Parliament's 1st reading		
23/12/2020	Final act signed		
28/12/2020	Final act published in Official Journal		
22/01/2021	End of procedure in Parliament		

Technical information

Procedure reference	2020/0364(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	Rules of Procedure EP 170 Treaty on the Functioning of the European Union TFEU 100-p2
Mandatory consultation of other institutions	European Economic and Social Committee European Committee of the Regions
Stage reached in procedure	Procedure completed
Committee dossier	TRAN/9/04841

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Text adopted by Parliament, 1st reading/single reading		T9-0388/2020	18/12/2020	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	00067/2020/LEX	23/12/2020	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2020)0828	10/12/2020	Summary
Commission response to text adopted in plenary	SP(2021)34	27/01/2021	

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES5839/2020	27/01/2021	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Regulation 2020/2226
OJ L 437 28.12.2020, p. 0097

Certain aspects of aviation safety with regard to the end of the transition period mentioned in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community

2020/0364(COD) - 10/12/2020 - Legislative proposal

PURPOSE: to establish provisional measures to ensure the possibility of continued use of various safety certificates for products in EU aircraft after the end of the transitional period mentioned in the UK withdrawal agreement.

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 and on an equal footing with the Council.

BACKGROUND: this proposal is part of a package of contingency measures to prepare for a possible scenario of no agreement between the EU and the United Kingdom after the end of the transitional period.

If no agreement on the future relationship that covers aviation safety is reached by the end of the transition period, the withdrawal of the United Kingdom from the Union will affect in particular the validity of certificates and licenses issued by the European Union Aviation Safety Agency on behalf of the United Kingdom, or by certain design organisations based in the United Kingdom.

Regarding certain aeronautical products (‘type certificates’) and companies (‘organisation approvals’), the United Kingdom resumes, for its jurisdiction as of the end of the transition period, the role of ‘State of design’ under the Convention on International Civil Aviation.

It is therefore necessary to develop a controlled transition mechanism, ensuring that the affected products or designs, which were certified by the Agency or a design organisation certified by the Agency before the end of the transition period, can continue to be used in Union aircraft without disruption.

CONTENT: the proposal concerns aviation safety and complements Union Regulation (EC) 2018/1139 to deal specifically with the situation entailed by the end of transition period set in the withdrawal agreement in the absence of an agreement covering aviation safety matters applicable by that date.

The proposal should allow EU manufacturers to continue production and operators to continue to operate these products in accordance with the applicable EU legal requirements. An interruption of these activities would cause serious economic and social difficulties. By ensuring compliance with EU law by the bodies concerned, the proposal should also ensure the protection of consumers and citizens.

This Regulation should apply to the certificates listed in the Annex which are valid on the day preceding the date of application of this Regulation and which have been issued by the Agency to natural or legal persons having their principal place of business in the United Kingdom or by a design organisation having its principal place of business in the United Kingdom. It shall only apply in respect of aircraft registered in the Union.

Certain aspects of aviation safety with regard to the end of the transition period mentioned in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community

2020/0364(COD) - 18/12/2020 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 680 votes to 3, 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 end of the transition period mentioned in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community.

Parliament adopted its position at first reading in accordance with the legislative procedure, taking over the Commission proposal.

The proposal is part of a package of temporary contingency measures aimed at alleviating some of the major disruptions that will occur on 1 January 2021 in the event that an agreement with the United Kingdom is not yet reached. It relates to aviation safety and supplements Regulation (EU) 2018 /1139 to address the situation resulting from the absence of an agreement covering aviation safety issues applicable on the date of the end of the transition period set in the agreement on the withdrawal of the United Kingdom from the EU.

The proposal ensures the possibility of uninterrupted use of various safety certificates for products in EU aircraft, thus avoiding grounding of these aircraft.

This Regulation should enter into force as a matter of urgency and should apply from the day following the end of the transition period, unless an agreement between the European Union and the United Kingdom governing matters of civil aviation safety related to design certificates addressed in this Regulation has entered into force or provisionally applies by that date.