

- (c) An operator required to declare its activity shall notify to the competent authority the list of alternative means of compliance it uses to establish compliance with Regulation (EC) No 216/2008 and its Implementing Rules.
- (d) When an operator subject to SPO authorisation wishes to use alternative means of compliance, it shall comply with (b) whenever such alternative means of compliance affects the standard operating procedures that are part of the authorisation and with (c) for the declared part of its organisation and operation.

## AMC1 ORO.GEN.120(a) Means of compliance

ED Decision 2014/017/R

### DEMONSTRATION OF COMPLIANCE

In order to demonstrate that the Implementing Rules are met, a risk assessment should be completed and documented. The result of this risk assessment should demonstrate that an equivalent level of safety to that established by the Acceptable Means of Compliance (AMC) adopted by the Agency is reached.

## ORO.GEN.125 Terms of approval and privileges of an AOC holder

Regulation (EU) No 379/2014

A certified operator shall comply with the scope and privileges defined in the operations specifications attached to the operator's certificate.

## AMC1 ORO.GEN.125 Terms of approval and privileges of an AOC holder

ED Decision 2014/017/R

### MANAGEMENT SYSTEM DOCUMENTATION

The management system documentation should contain the privileges and detailed scope of activities for which the operator is certified, as relevant to the applicable requirements. The scope of activities defined in the management system documentation should be consistent with the terms of approval.

## ORO.GEN.130 Changes related to an AOC holder

Regulation (EU) No 379/2014

- (a) Any change affecting:
  - (1) the scope of the certificate or the operations specifications of an operator; or
  - (2) any of the elements of the operator's management system as required in [ORO.GEN.200\(a\)\(1\) and \(a\)\(2\)](#),shall require prior approval by the competent authority.
- (b) For any changes requiring prior approval in accordance with Regulation (EC) No 216/2008 and its Implementing Rules, the operator shall apply for and obtain an approval issued by the competent authority. The application shall be submitted before any such change takes place, in order to enable the competent authority to determine continued compliance with Regulation (EC) No 216/2008 and its Implementing Rules and to amend, if necessary, the operator certificate and related terms of approval attached to it.

The operator shall provide the competent authority with any relevant documentation.

The change shall only be implemented upon receipt of formal approval by the competent authority in accordance with [ARO.GEN.330](#).

The operator shall operate under the conditions prescribed by the competent authority during such changes, as applicable.

- (c) All changes not requiring prior approval shall be managed and notified to the competent authority as defined in the procedure approved by the competent authority in accordance with [ARO.GEN.310\(c\)](#).

## AMC1 ORO.GEN.130 Changes related to an AOC holder

*ED Decision 2019/019/R*

### APPLICATION TIME FRAMES

- (a) The application for the amendment of an air operator certificate (AOC) should be submitted at least 30 days before the date of the intended changes.
- (b) In the case of a planned change of a nominated person in accordance with [ORO.GEN.210\(b\)](#) or of a safety manager as defined under [AMC1 ORO.GEN.200\(a\)\(1\)](#), the operator should inform the competent authority at least 20 days before the date of the proposed change.
- (c) Unforeseen changes should be notified at the earliest opportunity, in order to enable the competent authority to determine continued compliance with the applicable requirements and to amend, if necessary, the AOC and related terms of approval.

## GM1 ORO.GEN.130(a) Changes related to an AOC holder

*ED Decision 2017/007/R*

### GENERAL

- (a) Typical examples of changes that may affect the AOC or the operations specifications or the operator's management system, as required in [ORO.GEN.200\(a\)\(1\)](#) and [\(a\)\(2\)](#), are listed below:
  - (1) the name of the operator;
  - (2) a change of legal entity;
  - (3) the operator's principal place of business;
  - (4) the operator's scope of activities;
  - (5) additional locations of the operator;
  - (6) the accountable manager referred to in [ORO.GEN.210\(a\)](#);
  - (7) reporting lines between the accountable manager and the nominated person;
  - (8) the operator's documentation, as required by this Annex, safety policy and procedures;
  - (9) the facilities.
- (b) Prior approval by the competent authority is required for any changes to the operator's procedure describing how changes not requiring prior approval will be managed and notified to the competent authority.
- (c) Changes requiring prior approval may only be implemented upon receipt of formal approval by the competent authority.

## GM2 ORO.GEN.130(a) Changes related to an AOC holder

ED Decision 2014/017/R

### CHANGE OF NAME

A change of name requires the operator to submit a new application as a matter of urgency.

Where this is the only change to report, the new application can be accompanied by a copy of the documentation previously submitted to the competent authority under the previous name, as a means of demonstrating how the operator complies with the applicable requirements.

## AMC1 ORO.GEN.130(b) Changes related to an AOC holder

ED Decision 2017/007/R

### MANAGEMENT OF CHANGES REQUIRING PRIOR APPROVAL

For changes requiring prior approval, the operators should conduct a safety risk assessment and provide it to the competent authority upon request.

## GM1 ORO.GEN.130(b) Changes related to an AOC holder

ED Decision 2022/012/R

### CHANGES REQUIRING PRIOR APPROVAL

The following GM is a non-exhaustive checklist of items that require prior approval by the competent authority as specified in the applicable Implementing Rules:

- (a) alternative means of compliance;
- (b) procedures regarding items to be notified to the competent authority;
- (c) cabin crew:
  - (1) conduct of the training, examination and checking required by Annex V (Part-CC) to [Commission Regulation \(EU\) No 1178/2011](#)<sup>1</sup> and issue of cabin crew attestations;
  - (2) procedures for cabin crew to operate on four aircraft types;
  - (3) training programmes, including syllabi;
- (d) leasing agreements;
- (e) procedure for the use of aircraft included in an AOC by other operators for NCC, NCO and specialised operations, as required by [ORO.GEN.310](#);
- (f) specific approvals in accordance with Annex V (Part-SPA);
- (g) dangerous goods training programmes;
- (h) flight crew:
  - (1) alternative training and qualification programmes (ATQPs);
  - (2) procedures for flight crew to operate on more than one type or variant;
  - (3) training and checking programmes, including syllabi and use of flight simulation training devices (FSTDs);

<sup>1</sup> Commission Regulation (EU) No 1178/2011 of 3 November 2011 laying down technical requirements and administrative procedures related to civil aviation aircrew pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council (OJ L 311, 25.11.2011, p. 1).

- (i) fuel schemes and special refuelling or defuelling of aeroplanes;
- (j) helicopter operations:
  - (1) over a hostile environment located outside a congested area, unless the operator holds an approval to operate according to [Subpart J HELICOPTER EMERGENCY MEDICAL SERVICE OPERATIONS](#) of Annex V (Part-SPA);
  - (2) to/from a public interest site;
  - (3) without an assured safe forced landing capability; and
  - (4) during refuelling with rotors turning;
- (k) mass and balance: standard masses for load items other than standard masses for passengers and checked baggage;
- (l) minimum equipment list (MEL):
  - (1) MEL;
  - (2) operating other than in accordance with the MEL, but within the constraints of the master minimum equipment list (MMEL);
  - (3) rectification interval extension (RIE) procedures;
- (m) minimum flight altitudes:
  - (1) the method for establishing minimum flight altitudes;
  - (2) descent procedures to fly below specified minimum altitudes;
- (n) performance:
  - (1) increased bank angles at take-off (for performance class A aeroplanes);
  - (2) short landing operations (for performance class A and B aeroplanes);
  - (3) steep approach operations (for performance class A and B aeroplanes);
  - (4) reduced required landing distance operations (for performance class A and B aeroplanes);
- (o) isolated aerodrome: using an isolated aerodrome as destination aerodrome for operations with aeroplanes;
- (p) method used to establish aerodrome operating minima;
- (q) approach flight technique:
  - (1) all approaches not flown as stabilised approaches for a particular approach to a particular runway;
  - (2) non-precision approaches not flown with the continuous descent final approach (CDFA) technique for each particular approach/runway combination;
- (r) maximum distance from an adequate aerodrome for two-engined aeroplanes without an extended range operations with two-engined aeroplanes (ETOPS) approval:
  - (1) air operations with two-engined performance class A aeroplanes with a maximum operational passenger seating configuration (MOPSC) of 19 or less and a maximum take-off mass less than 45 360 kg, over a route that contains a point further than 120 minutes from an adequate aerodrome, under standard conditions in still air;

- (s) aircraft categories:
  - (1) Applying a lower landing mass than the maximum certified landing mass for determining the indicated airspeed at threshold (VAT).
- (t) commercial air transport operations with single-engined turbine aeroplanes in instrument meteorological conditions or at night (CAT SET-IMC).

## ORO.GEN.135 Continued validity of an AOC

Regulation (EU) 2019/1384

- (a) The operator's certificate shall remain valid subject to all of the following:
  - (1) the operator remaining in compliance with the relevant requirements of Regulation (EU) 2018/1139 and its delegated and implementing acts, taking into account the provisions related to the handling of findings as specified under [ORO.GEN.150](#) of this Annex;
  - (2) the competent authority being granted access to the operator as defined in point [ORO.GEN.140](#) of this Annex to determine continued compliance with the relevant requirements of Regulation (EU) 2018/1139 and its delegated and implementing acts;
  - (3) the certificate not being surrendered or revoked.
- (b) Upon revocation or surrender the certificate shall be returned to the competent authority without delay.

## ORO.GEN.140 Access

Regulation (EU) 2019/1384

- (a) For the purpose of determining compliance with the relevant requirements of Regulation (EU) 2018/1139 and its delegated and implementing acts, the operator shall grant access at any time to any facility, aircraft, document, records, data, procedures or any other material relevant to its activity subject to certification, SPO authorisation or declaration, whether it is contracted or not, to any person authorised by one of the following authorities:
  - (1) the competent authority defined in point [ORO.GEN.105](#) of Annex III to this Regulation;
  - (2) the authority acting under the provisions of points [ARO.GEN.300\(d\)](#), [ARO.GEN.300\(e\)](#) or Subpart ARO.RAMP of Annex II to this Regulation.
- (b) Access to the aircraft mentioned under (a) shall, in the case of CAT, include the possibility to enter and remain in the aircraft during flight operations unless otherwise decided by the commander for the flight crew compartment in accordance with [CAT.GEN.MPA.135](#) in the interest of safety.

## ORO.GEN.150 Findings

Regulation (EU) No 965/2012

After receipt of notification of findings, the operator shall:

- (a) identify the root cause of the non-compliance;
- (b) define a corrective action plan; and
- (c) demonstrate corrective action implementation to the satisfaction of the competent authority within a period agreed with that authority as defined in [ARO.GEN.350\(d\)](#).