



Miscellaneous

No: 1437

Regulation (EU) No. 1178/2011

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### General Exemption E 5210

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#### **Covid-19 Outbreak: Extension of Validity Periods for Licences, Ratings and Certificates of Helicopters Aircrew, Instructors, Examiners and Crews under a UK issued Air Operator's Certificate**

- 1 In response to the continued exceptional circumstances caused by the Covid-19 outbreak, the Civil Aviation Authority ('the CAA'), on behalf of the United Kingdom and pursuant to article 71(1) of Regulation (EU) No. 2018/1139, exempts all helicopter operators, aircrew, instructors, examiners for whom the CAA is the Competent Authority from the requirements detailed in paragraphs 2 and 3, as appropriate, subject to any conditions therein.
- 2 **Validity period of licences, ratings and certificates issued in accordance with Annex I (Part-FCL) to Commission Regulation (EU) No. 1178/2011**
  - 2.1 Subject to the conditions in paragraph 2.2, aircrew are exempted from the standard validity or other time periods of any of the following that expire on or after **23 March 2020** and before **28 February 2021**, which may be extended until the end of the validity period of this exemption:
    - a) type ratings and instrument ratings endorsed in Part-FCL commercial pilot licences (CPL, ATPL) for operating helicopters representing those types within an organisation for which Annex III (Part-ORO) to Commission Regulation (EU) No. 965/2012 is applicable;
    - b) Part-FCL instructor and examiner certificates the holders of which are involved in training and checking of holders of the type ratings and instrument ratings specified in (a) above; and
    - c) language proficiency endorsements as per FCL.055.
  - 2.2 The conditions mentioned in paragraph 2.1 are that:
    - a) **Part-FCL licence holders** shall comply with the following:
      - i) hold a valid type rating and instrument rating if applicable;
      - ii) operate under the management system of an organisation for which Part-ORO is applicable; and
      - iii) have received refresher training, followed by the completion of an assessment by means established by the operator to determine that the required level of knowledge to operate the applicable type has been maintained. That assessment shall include type specific abnormal and emergency procedures.
    - b) Upon successful completion of the refresher training and the assessment as per (a)(iii), the

licence shall be endorsed with the new expiry date preferably by a type rating examiner (TRE) nominated by the operator, or exceptionally the CAA. (See Note 4.)

- c) **Part-FCL instructor rating and examiner certificate** holders shall hold a valid instructor rating and, if applicable, a valid examiner certificate. A qualified TRE with (b)(4) privileges or Senior Examiner, nominated by the operator, or exceptionally the CAA, shall endorse the rating or certificate with the new expiry date. (See Note 4.)

### 3 **Validity period of training and checking in accordance with Annex III (Part-ORO) to Commission Regulation (EU) No. 965/2012**

3.1 Subject to the conditions in paragraph 3.2, operators are exempted from the standard validity periods of training and checking, as set out in the applicable training and checking requirements of Part-ORO listed below and that expire before **28 February 2021**. Validity periods may be extended to the end of the validity period of this exemption for all of the following:

- a) operator proficiency checks (OPC) in accordance with ORO.FC.230(b) and ORO.FC.330;
- b) operator line-oriented evaluation in accordance with ORO.FC.A.245(d), if applicable;
- c) operator line checks (LC) in accordance with point ORO.FC.230(c);
- d) operator emergency and safety equipment training and checking in accordance with ORO.FC.230(d);
- e) operator crew resource management recurrent training in accordance with ORO.FC.230(e)(1) and (e)(2);
- f) operator recurrent training and checking in accordance with ORO.FC.130 of Part-ORO;
- g) operator ground and flight training in accordance with ORO.FC.230(f);
- h) operator technical crew member recurrent training in accordance with ORO.TC.135.

3.2 The conditions mentioned in paragraph 3.1 are that:

- a) for OPCs in accordance with ORO.FC.230(b) and ORO.FC.330, as well as line checks in accordance with ORO.FC.230(c), if applicable, the **operator** shall ensure that flight crew benefitting from this exemption shall comply with paragraph 2.2(a) above and any additional Part-SPA related exercises, as appropriate; and
- b) for flight crew member operator emergency and safety equipment training and checking in accordance with ORO.FC.230(d), crew resource management recurrent training in accordance with ORO.FC.230(e)(1) and (e)(2), ground and flight training in accordance with ORO.FC.130 or ORO.FC.230(f), OPC for commercial SPO and CAT ORO.FC.005(b) (2), technical crew member recurrent training in accordance with ORO.TC.135, crew resource management recurrent training in accordance with point ORO.FC.230(e)(1) and (e)(2), the **operator** shall ensure all members complete additional training through any means.

### 4 **Interpretation**

4.1 In this exemption, "aircrew" has the same meaning as detailed in Commission Regulation (EU) No. 1178/2011.

4.2 In this exemption the intent of "through any means" is that operators provide additional training to crew members in order to compensate for the extended validity of the different training elements of Part-ORO and Part-SPA, as applicable. This could be done for example via

briefing/leaflet/bulletin/CBT/video.

5. This exemption supersedes Official Record Series 4 No. 1410.
6. This exemption has effect from 23 November 2020 until 31 March 2021, both dates inclusive, unless previously revoked.

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for the Civil Aviation Authority

20 November 2020

**Notes:**

1. The CAA is aware that helicopter operators and their employees may have difficulties in completing training and checking during the period of the COVID-19 pandemic and the continuing limited availability of Flight Simulator Training Devices (FSTDs) and has issued this exemption to continue the assistance to operators. This exemption does not preclude the revalidation of licences, ratings or certificates (which is always the preferred option), so long as the participants do not breach legal prohibitions on non-essential activities, as stated by the relevant devolved Government COVID-19 public health guidance, based on the location the individual is situated or CAA guidance, and they can be carried out safely.
2. Any questions or queries regarding the application of this exemption should be made, in the first instance, to the relevant CAA Flight Operations Inspector. Alternatively, contact the CAA for general queries at [Covid-19\\_licensingexemptions@caa.co.uk](mailto:Covid-19_licensingexemptions@caa.co.uk).
3. The CAA will keep this exemption under constant review and react as necessary to the circumstances which are expected to change.
4. Recording of extension of privileges:
  - a) Licence holders: Recording the extension of the validity period of the rating privileges for licence holders is to be inserted on the Certificate of Revalidation page of the licence, the Rating Certificate Endorsement to show the relevant endorsement as would normally be entered. At the Date of Rating Test and/or Date of IR Test as applicable, enter 'CAA **ORS4 No. 1437**', at 'Valid' enter the new expiry date as permitted by this exemption, the Examiner's Certificate Number and Examiner's Certificate and signed entries will be completed as normal.
  - b) Examiner certificate holders: Recording the extension of the validity period of privileges for examiner certificate holders, the authorised person is to enter on the Examiner's Certificate 'Extended to DD/MM/YYYY as permitted by CAA **ORS4 No.1437**' stating their Examiner's Certificate Number and signed.
  - c) Operators: Organisations using this exemption for their licence holders are to provide a spreadsheet monthly to the CAA via [Covid-19\\_licensingexemptions@caa.co.uk](mailto:Covid-19_licensingexemptions@caa.co.uk) detailing the revalidations.
  - d) Where the licence endorsement at paragraph 2.1(a) is carried out remotely, the instructor or examiner shall provide the pilot with a Temporary Certificate Extending Validity of Licence Privileges (Forms SRG1100 & SRG1100A). This may be done electronically or by post and the pilot shall carry a hard copy of the temporary certificate with their licence.

5. It is the intention of the CAA to resume normal licensing requirements as soon as the situation permits, operators and individuals should anticipate the extension of this exemption.