

Article 71(1) of Regulation (EU) 2018/1139

Exemption with duration (cumulative) up to 8 months Notification Form

Date of the Notification	2020-03-24
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Notifying State									
Member or Associated State / National Authority	LV								
Reference of the notification from the State	01-8/523; 01-8/512; 01-8/527								
Contact Details of NAA	<table> <tr> <td>First name</td> <td>Inese</td> </tr> <tr> <td>Surname</td> <td>Liege</td> </tr> <tr> <td>E-mail</td> <td>inese.liege@caa.gov.lv</td> </tr> <tr> <td>Phone</td> <td>00037167507903</td> </tr> </table>	First name	Inese	Surname	Liege	E-mail	inese.liege@caa.gov.lv	Phone	00037167507903
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Exemption		
Title	<p>Covid19 – outbreak: Extension of validity periods for licenses, ratings, certificates and attestations of aircrew, instructors, examiners and air traffic controllers as well as theoretical knowledge examination for Part-FCL licence candidates.</p> <p>PLEASE BE INFORMED THAT THE EXEMPTIONS IS APPLICABLE TO THE FOLLOWING DOMAINS: ACW / MED /ATCO. DUE TO THE RESTRICTED ENTRY POSSIBILITIES WHICH ALLOWS THE SELECTION OF ONE DOMAIN ONLY IT IS SUBMITTED AS ACW-EXEMPTION. IN THE ATTACHED PDF FILE THE ADDITIONAL INFORMATION FROM THE OTHERS DOMAIN (MED / ATCO) ARE LISTED FROM YOUR ASSESSMENT.</p>	
Domain	ACW - Aircrew	
Exemption Requirements	Related Regulation	Commission Regulation (EU) No 1178/2011
	Sub-part	Part-FCL - Flight Crew Licensing

	Exemption requirements	<p>Regulation (EU) No 1178/2011:</p> <ul style="list-style-type: none"> - points FCL.025 (a)(3),(b)(2),(c); FCL.055 (c); FCL.060 (a)(b); FCL.140.A (a); FCL.140.H (a); FCL.140.S (a)(b); FCL.140.B (a); FCL.210.S (b); FCL.210.B (b); FCL.230.B (a); FCL.625.IR. (a) (d); FCL.725 (c); FCL.735.A (b); FCL.735.H (c); FCL.740 (a); FCL.805 (e); FCL.940; FCL.1025 (a) of Annex I (Part-FCL) - points MED.A.045; MED.C.030 of Annex IV (Part-MED) <p>Regulation (EU) No 2015/340:</p> <ul style="list-style-type: none"> - points ATCO.B.020; ATCO.B.035 of Annex I (Part-ATCO) - points ATCO.MED.A.045 of Annex IV (Part - ATCO.MED)
Repetitive Exemption	No, duration up to 8 months	
Duration of exemption	2020-03-22 to 2020-11-22	
Summary of the exemption	<p>Due to the health situation determined by Covid-19 and given the suspension of the theoretical examination sessions, the temporal validity required by FCL.025 of Regulation (EU) 1178/2011 and subsequent amendments will be extended to 22 months instead of 18 (4 months extension) for exams started from 1st September 2018 to 31 st March 2020.</p> <p>Subject to fulfilling the applicable mitigating conditions as specified in this Exemption (see field "Summary of mitigations"), with regard to licenses, ratings, certificates and attestations issued by the CAA of Republic of Latvia, including associated medical certificates and reports, all of the following shall apply:</p> <p>(a) Licences, ratings, certificates and attestations issued in accordance with Annex I (Part-FCL), Annex IV (Part-MED) and Annex V (Part-CC) to Regulation (EU) No 1178/2011</p> <p>Provided that the regular validity period of a rating or a certificate expires before 31 July 2020, that validity period is extended as follows:</p> <p>(1) by 4 months, in the case of:</p> <ul style="list-style-type: none"> (i) class ratings, type ratings and group ratings endorsed in Part-FCL general aviation pilot licences (LAPL, PPL SPL, BPL); (ii) class ratings, type ratings and instrument ratings endorsed in Part-FCL commercial pilot licences (CPL, MPL, ATPL) for operating aeroplanes representing those classes and types within an organisation for which Annex III (Part-ORO) to Regulation (EU) No 965/2012 is applicable; (iii) Part-MED Class 1 medical certificates (NOTE!!! Duration of exemption for Part-MED are 2020-03-20 to 2020-11-19) (except medical certificates with limitation codes - Operational multi-pilot limitation OML, Specific regular medical examination(s) contact the medical assessor of the licensing authority SIC, Special restriction as specified SSL, and Limited period of validity of the medical certificate TML), of holders of the ratings and certificates specified in point (i) above; <p>(2) until the end of the application of this Exemption, in the case of:</p> <ul style="list-style-type: none"> (i) Part-FCL instructor and examiner certificates the holders of which are involved in training and checking of holders of the class and type ratings specified in point 1(i) and (ii) above; (ii) language proficiency endorsements as per point FCL.055 of Part-FCL; (iii) recent experience as required point FCL.060 of Part-FCL; (iv) privileges of Part-MED aeromedical examiner certificates related to Class 1 	



medical certificates(NOTE!!! Duration of exemption for Part-ATCO-MED are 2020-03-20 to 2020-11-19);

(v) medical reports of cabin crew as per point MED.C.030 of Part-MED, except medical reports with limitation codes as:

- a restriction to operate only in multi-cabin crew operations MCL,
- a requirement to undergo the next aero-medical examination and assessment at an earlier date TML, and
- a requirement to undergo specific medical examination(s) SIC.

If, towards the end of the 4-month period specified in point (1), the competent authority considers that the reasons for granting this Exemption still apply, the validity period of the rating or certificate may be further extended for a period of up to 4 months or the end of the application of this Exemption, whichever comes first.

(c) Licences, endorsements and certificates issued in accordance with Annex I (Part-ATCO) and Annex IV (Part-ATCO.MED) to Regulation (EU) 2015/340

Provided that the regular validity period of an endorsement or a certificate expires before 31 July 2020, the validity period of all of the following is extended as follows:

(1) by 4 months, in the case of:

- (i) ATCO unit endorsements as per point ATCO.B.020 of Part-ATCO;
- (ii) Part-ATCO Class 3 medical certificates (NOTE!!! Duration of exemption for Part-ATCO-MED are 2020-03-20 to 2020-11-19) (except medical certificates with limitation codes - Restriction of the period of validity of the medical certificate TML, Specific medical examination(s) SIC, Special restrictions as specified SSL) as per point ATCO.MED.A045 of Part-ATCO-MED;
- (ii) ATCO language proficiency endorsements as per point ATCO.B.035 of Part-ATCO.

(2) until the end of the application of this Exemption, privileges of Part-ATCO.MED aeromedical examiner certificates related to Class 3 medical certificates.

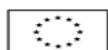
If, towards the end of the 4-month period specified in point (1), the competent authority considers that the reasons for granting this Exemption still apply, the validity period of the endorsement or the certificate may be further extended for a period of up to 4 months or the end of the application of this Exemption, whichever comes first.

Reasons for granting it

Urgent unforeseeable circumstances

The COVID-19 outbreak has resulted in drastic travel restrictions and closure of borders between a majority of States.

- Holders of Part-FCL pilot licences who are required to perform their flights for maintain flight experience and perform their licence proficiency check (LPC) to revalidate the validity period of their class, type and instrument ratings are not able to timely reach or gain access to aircraft or flight simulation training devices (FSTD) to complete the necessary flight experience, trainings and checking. This would result in expiry of their ratings.



- Holders of Part-FCL instructor and examiner certificates who are required to perform an assessment of competence to revalidate their instructor or examiner privileges in order to continue to exercise their training and checking privileges on behalf of their operator are not able to timely reach or gain access to FSTD to complete the necessary assessment of competence. This would result in expiry of said certificate.

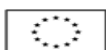
- Holders of Part-MED Class 1 medical certificates who are required to undergo a recurrent medical examination to revalidate their Class 1 medical to continue to exercise their licence or certificate privileges on behalf of their operator are not able to timely reach or gain access to an aeromedical examiner (AME) or aeromedical centre (AeMC) to complete the necessary medical examination. In addition, in many cases medical examiners have been reassigned to support the COVID-19 outbreak in their State. This would result in expiry of said certificates. Due to safety reasons this exemption does not apply to holders of medical certificates with limitation codes as:

- i) Operational multi-pilot limitation OML,
- ii) Specific regular medical examination(s) contact the medical assessor of the licensing authority SIC,
- iii) Special restriction as specified SSL, and
- iv) Limited period of validity of the medical certificate TML.

- Holders of a cabin crew medical report as per Annex IV (Part-MED) to Regulation 1178/2011 who are required to undergo a recurrent aero-medical assessment, in accordance with the applicable requirements of Part-MED, are not able to undergo aero-medical assessment. Due to safety reasons this exemption does not apply to holders of medical reports with limitation codes as:

- i) a restriction to operate only in multi-cabin crew operations MCL,
- ii) a requirement to undergo the next aero-medical examination and assessment at an earlier date TML, and
- iii) a requirement to undergo specific medical examination(s) SIC.

- Holders of air traffic controller licences as per Regulation (EU) 2015/340 experience difficulties in both the use of synthetic training devices (STDs) to complete their scheduled recurrent training / assessment activities and the access to examination for maintaining their language proficiency.



		<p>- Holders of Class 3 medical certificates issued in accordance with Annex IV (Part-ATCO) to Regulation (EU) 2015/340 who are required to undergo a recurrent medical examination to revalidate their Class 3 medical certificate to continue to exercise their licence privileges on behalf of their air navigation service provider (ANSP) are not able to timely reach or gain access to an AME or AeMC to complete the necessary medical examination. In addition, in many cases medical examiners have been reassigned to support the COVID-19 outbreak in their State. This would result in expiry of said certificates. Due to safety reasons this exemption does not apply to holders of medical certificates with limitation codes as:</p> <ul style="list-style-type: none"> i) Restriction of the period of validity of the medical certificate TML, ii) Specific medical examination(s) SIC, iii) Special restrictions as specified SSL. <p>- Holders of aeromedical examiner certificates as per (Part-MED) to Regulation 1178/2011 and Annex IV (Part-ATCO.MED) who are required to perform medical examinations of the applicants for a Class 1 or Class 3 medical certificate in order to revalidate their relevant AME privileges are not able to timely reach or gain access to their competent authorities. This would result in expiry of said certificates.</p>
	Urgent operational needs	<p>As a result of the aforementioned unforeseen circumstances, it is needed to apply this exemption to said holders of European licences, ratings, certificates and attestations as well as operators, ANSPs when the said circumstances are declared to the CAA by either the holder (of the licence, rating, endorsement, certificate or attestation) or organisations, ANSP to ensure a certain level of business continuity for organisations for which Annex III (Part-ORO) to Regulation (EU) No 965/2012 or Annex I and Annex IV of Regulation (EU) No 2015/340 are applicable. This Exemption aims to reduce the severity of the disruptions that would otherwise occur due to non-availability of a sufficient number of flight crew members as well as ATCOs licence holders to operate on behalf of said organisations.</p>
Summary of mitigating measures	Safety, environmental protection	



A) Safety:

(1) Part-FCL licence holders benefiting from this exemption shall comply with all of the following:

- (a) they shall hold a valid class or type rating;
- (b) they shall operate under the management system of an organisation for which Part-ORO is applicable;
- (c) they shall 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 class or type are maintained. That assessment shall include class- or type – specific abnormal and emergency procedures.

Upon successful completion of the refresher training and the assessment as per point (c), either the CAA of the Republic of Latvia or a type rating examiner (TRE) nominated by the operator shall endorse the licence, as appropriate, with the new expiry date.

(2) Part-FCL instructors and examiners certificate holders benefiting from this exemption shall hold a valid instructor and, if applicable, a valid examiner certificate. The CAA of the Republic of Latvia or a (senior) TRE nominated by the operator shall endorse the certificate, as appropriate, with the new expiry date.

(3) Part-MED Class 1 medical certificate (without limitations as OML, SIC, SSL, TML) holders and Part-ATCO Class 3 medical certificate (without limitations as TML, SIC, SSL) holders benefitting from this exemption shall hold a valid Class 1 or Class 3 medical certificate without restrictions, except visual ones.

(4) Part-MED cabin crew medical report (without limitations as MCL, TML, SIC) holders benefiting from this exemption shall hold a valid cabin crew medical report without limitations, except visual ones.




(5) Part-MED and Part-ATCO.MED aero-medical examiner certificate holders benefiting from this exemption shall hold a valid aero-medical examiner certificate. This exemption is applicable until the end of the COVID-19 epidemic outbreak or 12 months after the expiry date of their current AME certificates whichever date is earlier.

(6) In the case of ATCO unit endorsement in ATCO licences, the air navigation service provider (ANSP) should ensure that the potential unavailability of STDs is mitigated by other means, e.g. computer-based training or the rescheduling refresher training as soon as possible.



		<p>(7) In the case of ATCO language proficiency endorsements, in the case of unavailability of an LABs, ANSPs should ensure that language training is ensured through other means, e.g. online courses.</p> <p>B) Environment: The circumstances and needs addressed by the exemption do not have an impact on environment.</p> <p>C) Market distortion: Due to the exceptional circumstances affecting all EU Member States, and given its limited duration, the exemption does not have a distorting effect on the market conditions.</p> <p>E) Essential requirements: Not applicable.</p>
	Market distortion	Due to the exceptional circumstances affecting all EU Member States, and given its limited duration, the exemption does not have a distorting effect on the market conditions.
	Essential requirements	Not applicable.
Type of Operation	N/A	
Non-approved change/repair	N/A	

Concerned Entity(ies)	
Concerned entity	Organisation
Concerned entity details	All Part-FCL licence`s candidates and holders of licences, ratings, certificates, endorsements and attestations issued by the CAA the Republic of Latvia in accordance with the Regulations specified above in the field "Exempted requirements"
Product	N/A

Attached Documentation	
MS Original Granting Document	 Exemption_FCL.pdf
Supporting Documentation	 Exemption_MED.pdf  Exemption_ATCO.pdf

