



Exemption notification Art. 71(1)

Ref#:ACW/19/0001

Article 71(1) of Regulation (EU) 2018/1139
Exemption notification form

This template reflects the information needed to notify a flexibility provision which duration or cumulative duration (when it is a repetitive measure) is up to 8 months.

Providing the information in English will assist in processing the Agency recommendation in a timely manner, increase transparency and facilitate further enquiry.

EASA reference	Will be given by FlexTool once registered
----------------	---

Fields marked with * are compulsory.

Notifying State	
* Member State or Associated State ⁱ	Portugal
* Reference of the notification from the State ⁱⁱ	XXX
* Contact Details of the competent authority (CA) ⁱⁱⁱ	José Queiroz Jose.queiroz@anac.pt
* Date of the notification ^{iv}	Given by FlexTool
Exemption	
* Title ^v	Covid19 – outbreak: Deferral of applicability of requirements on PBN training.
* Domain ^{vi}	ACW
* Repetitive exemption? ^{vii}	A) NO <input checked="" type="checkbox"/> (duration should be up to 8 months): Valid from *2020/08/26 to *2021/04/25 B) YES <input type="checkbox"/> a) Valid from *..... to *..... b) List of previous exemption(s): 1. State reference: 2. EASA reference: 3. Valid from *..... to *.....
* Exempted requirements ^{viii}	Paragraph 5 of Article 4a of Regulation (EU) No 1178/2011
* Summary of the exemption ^{ix}	Portugal will defer from the requirements of Regulation (EU) No 1178/2011 as follows:





Exemption notification Art. 71(1)	Ref#:ACW/19/0001
-----------------------------------	------------------

	By way of derogation from Article 4a (5) of Regulation (EU) No 1178/2011 pilots holding an instrument rating (IR) without Performance Based Navigation (PBN) privileges may only fly on routes and approaches that do not require PBN privileges and no PBN items will be required for the renewal of their IR, until 25 April 2021 . After that date, PBN privileges will be required for every IR in accordance with Article 4a (5) of Regulation (EU) No 1178/2011.
* Reasons for granting it ^x (as applicable)	<input checked="" type="checkbox"/> Urgent unforeseeable circumstances The COVID-19 outbreak has necessitated the closure of all flight training activities so that training organisations are unable to provide PBN training in accordance with Article 4a of Regulation (EU) No 1178/2011. <input checked="" type="checkbox"/> Urgent operational needs With no exemption in place, the stop of any training activity in the context of the COVID-19 outbreak would result in pilots not being able to comply with the PBN requirement in Article 4a of Regulation (EU) No 1178/2011 and, consequently, not being able to continue with their flying activity even if this was possible on non-PBN routes and approaches. Postponing the deadline for completion of PBN training grants the pilots sufficient time for completion of this training after the end of the COVID-19 lockdown measures that are affecting flight training.
* Summary of Mitigating measures, if any ^{xi}	Since current comprehensive licensing requirements, including limitations to IR pilots without PBN privileges, fully remain in place during the exemption period, no additional mitigation measures are deemed necessary.
* Type of operation ^{xii}	<input type="checkbox"/> N/A <input checked="" type="checkbox"/> If applicable: NCO
In case of non-approved change/repair ^{xiii}	<input type="checkbox"/> EASA project number:Not applicable..... <input type="checkbox"/> If no project number, indicate if change/repair, is: <ul style="list-style-type: none"> • Minor <input type="checkbox"/> • Major <input type="checkbox"/>
Concerned entity(ies)	
* Organisation, operator, aerodrome or person whom the exemption is granted to ^{xiv}	Holders of instrument ratings as well as training organisations for instrument rating training.
Product	
Serial no. ^{xv}	
Registration ^{xvi}	
Attached documentation ^{xvii}	

For instructions, please see details next page.





Exemption notification Art. 71(1)

Ref#:ACW/19/0001

Instructions

- ⁱ State where the notification of exemption comes from.
- ⁱⁱ Identification code given by the State to that measure. Every notification should relate to one exemption only.
- ⁱⁱⁱ Provide contact details (e-mail and phone) of the CA official in charge of this exemption in the case where additional information would be required by the Agency.
- ^{iv} Date of submission of exemption's notification.
- ^v Briefly describe the issue the exemption addresses.
- ^{vi} Only one domain per notification:
- IAW – Initial Airworthiness
 - CAW – Continuing Airworthiness – Maintenance
 - OPS – Air Operations
 - ACW – Aircrew
 - MED – Medical
 - ATM – Air traffic Management – Air Navigation Systems
 - ADR – Aerodromes
- If the flexibility measure is related to several domains, encode only the main one but mention the other(s) in the field "Summary of the exemption".
- ^{vii} Please encode dates with the format YYYY-MM-DD.
- ^{viii} Refer to Implementing Act or Delegated Act, specifying the point, paragraph, alinea, etc...
- ^{ix} The description of the exemption should allow the Agency to provide a recommendation and demonstrate compliance with essential requirements.
- Note: In the case where the change/repair is handled by an approved Design Organisation, brief description of the change/repair shall allow the experts to evaluate the technical status of the change/repair and to assess if the exemption complies with the general safety objectives of the Basic Regulation.*
- ^x Please describe the unforeseeable circumstance or the urgent operational need or both.
- ^{xi} Please indicate the mitigation measures taken, if any, for ensuring:
- Safety, environmental protection;
 - Market distortion;
 - Essential requirements.
- ^{xii} If the information is relevant to the exemption, indicate the category of operations (e.g. Commercial Air Transport, private).
- ^{xiii} Please indicate classification (Minor / Major) of the change/repair.
- ^{xiv} Name of the organisation, operator or person whom the exemption is granted to. In case of aerodrome it must then also be entered the ICAO location indicator.
- ^{xv} Refer to the serial number of the aircraft concerned by the exemption.
- ^{xvi} Refer to the registration of the aircraft concerned by the exemption.
- ^{xvii} Please list all attached documents, e.g.:
- Notification granted by the CA (compulsory)
 - Rough translation into English from other relevant documents
 - Etc...

