



EXEMPTION NUMBER – BCAA-Exemptions-FCL-2020-02

EXEMPTION UNDER ARTICLE 71(1) REGULATION (EU) 2018/1139 IN RESPECT OF NON-COMPLIANCE WITH AN LICENSES REQUIREMENT

1 **Exemption.** The Belgian Civil Aviation Authority, on behalf of Belgium, pursuant to Article 71(1) of Regulation (EU) No 2018/1139, hereby exempts, the requirements of Regulation (EU) 2018/395 (hereinafter referred to as the Balloon Regulation) and Regulation (EU) No 1178/2011 as follows:

- (a) By way of derogation from Article 3a and Article 3c(2) of the Balloon Regulation, applicants for Part-BFCL balloon pilot licences whose training commenced prior to **8 December 2020** in accordance with Annex 1 to the Chicago Convention are permitted to have that training credited on the basis of a credit report as specified in Article 3c(3) of the Balloon Regulation. These credit reports will include conditions for granting credits for theoretical knowledge examinations and practical skill tests that were completed before **8 December 2020** in accordance with Annex 1 to the Chicago Convention.
- (b) By way of derogation from Article 3a and Article 3d of the Balloon Regulation, training organisations or instructors which before the issuance of this exemption were providing training in accordance with Annex 1 to the Chicago Convention are allowed to continue to provide that training for the purposes as specified in point (a) above.
- (c) Until **7 December 2020**, applicants for balloon pilot licences are entitled to continue to apply for licences in accordance with Appendix I to Annex VI (Part-ARA) to Regulation (EU) No 1178/2011, as in force before 8 April 2020 (Part-FCL licence).
- (d) By way of derogation from Article 3a and Article 3b(1) of the Balloon Regulation, Part-FCL balloon pilot licences ('BPL') issued before **8 December 2020** will be deemed to have been issued in accordance with the requirements of the Balloon Regulation.
- (e) By way of derogation from Article 3a and Article 3c(1) of the Balloon Regulation, applicants for a Part-BFCL balloon pilot licences whose training, in accordance with Annex I (Part-FCL) to Regulation (EU) No 1178/2011, commenced prior to **8 December 2020** are permitted to have that training credited in full, provided that the BPL is issued by **8 December 2021** at the latest.
- (f) For balloon pilot licences issued in accordance with points (c) or (d) above, paragraph 1 and 2 of Article 3b of the Balloon Regulation apply accordingly.

2 **Applicability.**

- Articles 3a, 3b, 3c and 3d of Regulation (EU) 2018/395, as amended by Regulation (EU) 2020/357
- Appendix I of Annex VI (Part-ARA) to Regulation (EU) 1178/2011 as applicable as from 8 April 2020

- 3 **Conditions of exemption.** This exemption is granted subject to the following conditions: since current comprehensive licensing requirements fully remain in place during the exemption period, no additional mitigation measures are deemed necessary.
- 4 **Validity.** This exemption shall have effect from 8/04/2020 until 7/12/2020.
- 5 **Notification.** This exemption is notified to EASA, the European Commission and the member states of the European Union.

For the director general of the Belgian Civil aviation Authority a.i.
By replacement,

Patrick Vanheyste
Director