



Brussels, 16 February 2015  
(OR. en)

5108/15

AVIATION 2

**"I/A" ITEM NOTE**

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From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. Cion doc.:	5107/15 AVIATION 1
Subject:	COMMISSION DECISION of XXX authorising the United Kingdom to derogate pursuant to Article 14(6) of Regulation (EC) No 216/2008 of the European Parliament and of the Council from certain common aviation safety rules concerning restraint systems on flight crew seats of helicopters used in commercial air transport operations - Decision not to oppose the adoption (regulatory procedure with scrutiny)

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1. On 7 January 2015, the Council received draft COMMISSION DECISION of XXX authorising the United Kingdom to derogate pursuant to Article 14(6) of Regulation (EC) No 216/2008 of the European Parliament and of the Council from certain common aviation safety rules concerning restraint systems on flight crew seats of helicopters used in commercial air transport operations (doc. 5107/15).
2. Delegations were asked to submit any comments on this file by 13 February 2015. Delegations have not provided any indication that there is any reason to oppose the draft measures in question on the grounds described in Decision 1999/468, namely that they:
  - exceed the implementing powers provided for in the basic instrument;
  - are incompatible with the aim or content of the basic instrument; or

– do not respect the principles of subsidiarity or proportionality.

3. Following the above, COREPER is invited to approve this position and submit the file to Council for the adoption of a Decision not to oppose the measures in question as an "A" item allowing the Commission to adopt the above draft Decision.

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