



Council of the  
European Union

026259/EU XXVII. GP  
Eingelangt am 08/07/20

Brussels, 8 July 2020  
(OR. en)

9460/20

TRANS 302  
DELECT 79

#### COVER NOTE

From:	Secretary-General of the European Commission, signed by Mr Jordi AYET PUIGARNAU, Director
date of receipt:	22 June 2020
To:	Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of the European Union
No. Cion doc.:	C(2020) 4034 final
Subject:	COMMISSION DECISION of 22.6.2020 to withdraw Delegated Regulation C(2020)710 final of 13 February 2020 amending Regulation (EU) No 139/2014 as regards runway safety and aeronautical data

Delegations will find attached document C(2020) 4034 final.

Encl.: C(2020) 4034 final



EUROPEAN  
COMMISSION

Brussels, 22.6.2020  
C(2020) 4034 final

## **COMMISSION DECISION**

**of 22.6.2020**

**to withdraw Delegated Regulation C(2020)710 final of 13 February 2020 amending  
Regulation (EU) No 139/2014 as regards runway safety and aeronautical data**

## COMMISSION DECISION

of 22.6.2020

**to withdraw Delegated Regulation C(2020)710 final of 13 February 2020 amending Regulation (EU) No 139/2014 as regards runway safety and aeronautical data**

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) 2018/1139 of the European Parliament and of the Council of 4 July 2018 on common rules in the field of civil aviation and establishing a European Union Aviation Safety Agency, and amending Regulations (EC) No 2111/2005, (EC) No 1008/2008, (EU) No 996/2010, (EU) No 376/2014 and Directives 2014/30/EU and 2014/53/EU of the European Parliament and of the Council, and repealing Regulations (EC) No 552/2004 and (EC) No 216/2008 of the European Parliament and of the Council and Council Regulation (EEC) No 3922/91<sup>1</sup>, and in particular Article 39(1) thereof,

Whereas:

- (1) Measures introduced to contain the COVID-19 pandemic severely hamper the ability of Member States and the aviation industry to prepare for the application of a number of recently introduced requirements in the field of aviation safety.
- (2) Confinement and changes in the working conditions and availability of employees combined with the additional workload required to manage the significant negative consequences of the COVID-19 pandemic for all stakeholders are impairing preparations for the application of these requirements.
- (3) Before the outbreak of the COVID-19 pandemic the Commission adopted Delegated Regulation C(2020)710 final of 13 February 2020 amending Regulation (EU) No 139/2014 as regards runway safety and aeronautical data ('Delegated Regulation'). The Delegated Regulation implements the applicable International Civil Aviation Organisation Standards and Recommended Practices (ICAO SARPs) on runway surface condition assessment and reporting<sup>2</sup>, in order to achieve the objective of the global harmonisation. The provisions related to runway safety introduced by the Delegated Regulation are to apply from 5 November 2020.
- (4) Measures introduced to contain the COVID-19 pandemic have made it impossible for Member States to implement the new rules on runway surface condition assessment and reporting within the timeframe required by the Delegated Regulation.
- (5) The application of the provisions related to runway safety introduced by the Delegated Regulation should therefore be postponed. This will not affect the aviation safety level across the Union, as the current legal framework applicable to aerodromes, as set out

---

<sup>1</sup> OJ L 212, 22.8.2018, p. 1.

<sup>2</sup> ICAO Doc 9981 'Procedures for Air Navigation Services – Aerodromes' Second Edition, 2016 (<https://skybrary.aero/bookshelf/books/3597.pdf>).

in Commission Regulation (EU) No 139/2014<sup>3</sup>, provides for sufficient levels of aviation safety.

- (6) In order to postpone the date of application, the Delegated Regulation should be withdrawn before a new delegated regulation with an appropriate date of application is adopted,

HAS DECIDED AS FOLLOWS:

*Sole Article*

Delegated Regulation C(2020)710 final of 13 February 2020 amending Regulation (EU) No 139/2014 as regards runway safety and aeronautical data is withdrawn.

Done at Brussels, 22.6.2020

*For the Commission*  
*Adina-Ioana VĂLEAN*  
*Member of the Commission*

---

<sup>3</sup> Commission Regulation (EU) No 139/2014 of 12 February 2014 laying down requirements and administrative procedures related to aerodromes pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council (OJ L 44, 14.2.2014, p. 1).