

EUROPEAN ORGANISATION FOR THE SAFETY OF AIR NAVIGATION

EUROCONTROL

- Directives of the Permanent Commission -

DIRECTIVE No. 84/52

concerning the signing of an Agreement for Co-operation between EUROCONTROL and the Joint Aviation Authorities (JAA)

THE PERMANENT COMMISSION FOR THE SAFETY OF AIR NAVIGATION:

Having regard to the EUROCONTROL International Convention relating to Co-operation for the Safety of Air Navigation, amended by the Protocol signed at Brussels on 12 February 1981, and in particular Articles 6.1, 7.3 and 13 thereof;

GIVES THE FOLLOWING DIRECTIVE TO THE AGENCY:

1. The Agency shall seek to establish a closer basis for co-operation with the Joint Aviation Authorities in those areas of air navigation in which the responsibilities of both parties complement or interface each other.
2. The Agency shall to this end conclude an Agreement of Co-operation with the Joint Aviation Authorities (JAA) on behalf of the Organisation, on the lines of the text of the attached draft Agreement, it being understood that the Permanent Commission is duly notified of its action in this respect.

Done at Brussels on **18.06.96**



Adamos ADAMIDES
President of the Permanent Commission

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AGREEMENT FOR COOPERATION BETWEEN THE EUROPEAN ORGANISATION FOR THE SAFETY OF AIR NAVIGATION (EUROCONTROL) AND THE JOINT AVIATION AUTHORITIES (JAA)

The European Organisation for the Safety of Air Navigation, hereinafter referred to as EUROCONTROL, represented by its Director General

and

the Joint Aviation Authorities, hereinafter referred to as JAA, represented by the Chairman of the JAA Board,

hereinafter referred to as "the Parties"

Having regard to the EUROCONTROL International Convention relating to Cooperation for the Safety of Air Navigation of 13 December 1960 as amended by the Protocol signed in Brussels on 12 February 1981, hereinafter referred to as the "amended EUROCONTROL Convention", and in particular to Articles 6.1, 7.3 and 13 thereof;

Having regard to the Arrangements Documents for the Joint Aviation Authorities of 11 September 1990;

Having regard to the Council Regulation (EEC) N° 3922/91 dated 16 December 1991 on the Harmonisation of Technical Requirements and Administrative Procedures in the field of Civil Aviation;

Considering that in accordance, *inter alia*, with the recommendations of the Ministers of Transport of the Member States of the European Civil Aviation Conference (ECAC), facilities and standards have been or are being developed and implemented in respect to the Harmonisation and Integration of air traffic management within the airspace of ECAC Member States;

Considering that many of these facilities impact on regulatory authorities in the fields of airworthiness and flight operations, and impact on the performance requirements for airborne equipment as well as providers of air traffic services;

Considering that the introduction of advanced technologies will impact both the provision of air traffic services and the provisions of safety regulations, and create interfaces between the two fields;

Considering that it is therefore in the common interest of both EUROCONTROL and JAA to ensure that the development of requirements of both air traffic service authorities and safety regulatory authorities are coordinated, and to guarantee their compatibility with one another;

Desiring to establish, in working towards this end, a closer basis for cooperation;

Have agreed as follows:

ARTICLE 1

1. The scope of the cooperation shall embrace the area of air navigation in which the responsibilities of EUROCONTROL and those of JAA complement or interface with one another.
2. Such cooperation shall be exercised, *inter alia*, in the following areas:
 - a) implementation of the European component of the ICAO Global Communications, Navigation and Surveillance (CNS) and Air Traffic Management (ATM) system;
 - b) realisation of the objectives of the ECAC Strategies through EUROCONTROL's European Air Traffic Control Harmonisation and Integration Programme (EATCHIP) as well as those aspects of the Airports and Air Traffic Services Interface (APATSI) programme which involve EUROCONTROL;
 - c) provision of functional and/or operational requirements for airborne equipment, including interfaces with ground equipment;
 - d) provision of support for States' efforts in achieving the goals of the ICAO CNS/ATM system and the EATCHIP Programme;
 - e) regulatory and certification issues related to airborne equipment and aircraft operations with regard, *inter alia*, to GPS/GNSS, ACAS/TCAS, RVSM, BRNAV/PRNAV issues; and
 - f) training programme for flight crew.

ARTICLE 2

Cooperation between the Parties to the present Agreement shall be based, *inter alia*, on the following arrangements:

- a) EUROCONTROL and JAA shall consult each other on a regular basis with a view to coordinating their activities and eliminating any duplication of effort;
- b) in order to coordinate their work programmes and to gain mutual benefit from their respective experience, EUROCONTROL and JAA shall inform one another of the progress made in activities and programmes of common interest and submit/transmit documents, studies and minutes of meetings relating to areas of common interest, subject to their own rules on exchange of information.

ARTICLE 3

1. Each Party shall invite representatives from the other Party to participate, as observers or full members as specified by annex to the present Agreement, in meetings relating to those areas of common interest which form the basis of this Agreement.

2. These shall include, *inter alia*, EUROCONTROL EATCHIP Team, Sub-Group, and Task Force Meetings as well as JAA Committee and Joint Boards, JAA Regulation and Operations Meetings and meetings of Working Groups of the European Organisation for Civil Aviation Equipment working on behalf of the JAA.

ARTICLE 4

1. A JAA representative shall be invited to follow the proceedings of EUROCONTROL Committee of Management and other appropriate management meetings within EUROCONTROL as an observer when subjects of interest to JAA are discussed.
2. Likewise, a EUROCONTROL representative shall be invited to follow the proceedings of the JAA Committee and other appropriate management meetings within JAA as an observer when subjects of interest to EUROCONTROL are discussed.

ARTICLE 5

1. JAA establishes regulations in respect of, *inter alia*, airborne equipment. JAA shall invite EUROCONTROL to comment on the drafts of these regulations and on draft amendments thereto.
2. EUROCONTROL Standards specify in detail the physical characteristics and configurations of equipment, personnel or procedures which must be applied uniformly within the EUROCONTROL Member States in order to obtain an integrated Air Navigation system. JAA shall be invited to comment on draft EUROCONTROL Standards or draft amendments thereto.

ARTICLE 6

Execution of the present Agreement should not, under normal circumstances, entail any financial implication for either party.

Should this not prove to be the case, the matter will be subject to a special agreement between the two Parties.

ARTICLE 7

The channel of communication for achieving the desired cooperation under this Agreement shall normally be between:

Regulation Director
JAA HQ
Saturnusstraat 8-10
P.O. Box 3000
2130 KA Hoofddorp
Netherlands

for JAA, and

Director EATCHIP Development
Rue de la Fusée, 96
1130 Brussels
Belgium

for EUROCONTROL
supported at technical level by:

Head of Regional Implementation
Division DEI.2
Rue de la Fusée, 96
1130 Brussels

Detailed provisions for cooperation may be agreed between the two Parties through an exchange of letters or Annexes to the present Agreement.

ARTICLE 8

This Agreement may be revised in writing upon the consent of both Parties.

ARTICLE 9

Either Party shall be entitled to terminate this Agreement with six months' written notice.

ARTICLE 10

This Agreement shall enter into force on the date of its signature.

In witness thereof, the undersigned, having been duly authorised, have signed the present Agreement in both the English and French languages, which are equally authentic. In the event of inconsistency, the text in the French language shall prevail.

Done at _____ on _____

For the European Organisation
for the Safety of Air Navigation

For the Joint Aviation Authorities

Yves Lambert
Director General

V.K.H. Eggers
Chairman of the JAA Board

ANNEX 1

TO

**THE AGREEMENT FOR COOPERATION
BETWEEN THE EUROPEAN ORGANISATION FOR THE SAFETY OF
AIR NAVIGATION (EUROCONTROL) AND
THE JOINT AVIATION AUTHORITIES (JAA)**

ARTICLE 1 - PURPOSE OF THE ANNEX

This Annex identifies those bodies of each Party in which the other Party shall be invited to be represented and specifies the Status of such representation (observer or member) as provided for in Articles 3 and 4 of the present Agreement.

ARTICLE 2 - PARTICIPATION OF JAA IN EUROCONTROL BODIES

The JAA shall be invited to participate as observer in the following bodies of EUROCONTROL:

- The Committee of Management
- The EATCHIP Project Board
- The EATCHIP Liaison Officers' meetings.

Furthermore, the JAA shall be entitled to participate as member in:

- all EATCHIP Teams, as well as their Subgroups and Task Forces
- ACAS Implementation Group
- EATCHIP Standards Group
- Specialist Panel on Air Traffic Statistics and Forecasts.

ARTICLE 3 - PARTICIPATION OF EUROCONTROL IN JAA BODIES

EUROCONTROL shall be invited to participate as observer in the following bodies of the JAA:

- JAA Committee
- Operations Committee
- Joint Boards
- Regulation Advisory Panel
- Joint Steering Assembly (permanent invitation).

Furthermore, EUROCONTROL shall be entitled to participate as member in:

- Study Groups
- Workings Groups
- Steering Groups (e.g. CNS/ATM Steering Group).

ARTICLE 4 - COSTS

The costs of participation of one Party in any body of the other Party shall be borne by the participating Party.

ARTICLE 5 - AMENDMENTS

This Annex may be amended from time-to-time by exchange of letters between the two Parties.

Done at _____ on _____

For the European Organisation
for the Safety of Air Navigation

For the Joint Aviation Authorities

Yves Lambert
Director General

V.K.H. Eggers
Chairman of the JAA Board