

Pursuant to Article 100 (3), Article 107 (3), Article 108 (2), Article 114, Article 118 (3), Article 120 (4), Article 121 (4), Article 122 (3), Article 123 (3), Article 239, Article 249 (1) and Article 265 of the Air Transport Law (Official Gazette RS No 73/10, 57/11, 93/12, 45/15 and 66/15 - the other law),

Director of the Civil Aviation Directorate of the Republic of Serbia hereby enacts

REGULATION
on the conditions and the procedure for issuing aerodrome certificates

Article 1
Subject matter

This Regulation shall more closely regulate the conditions and procedure for issuing aerodrome certificates, the conditions and manner in which the aerodrome certificate, the conditions and procedure for issuing the temporary aerodrome certificate, the conditions and procedure for transferring the aerodrome certificate, the conditions under which the aerodrome certificate is changed, suspended or is being put off the aerodrome uses air traffic, the way in which the risk of presence of birds and other animals at the aerodrome and in its surroundings is reduced, as well as the way to protect the aerodrome from uncontrolled access to humans and wildlife.

This Regulation shall specify in detail the structure, content, method of conducting and approving the aerodrome manual and other documentation necessary for deciding on the application for the issue of the certificate, the content of the aerodrome certificate specification, the manner in which the aerodrome inspection and maintenance, the type of inspection and maintenance is carried out, as and plans and programs for the inspection and maintenance of the aerodrome, the conditions that must be fulfilled by the service providers of the platform management, as well as the conditions relating to the submission and validity of the statement of competence for the provision of those services.

This Regulation sets forth the classification of civil aerodromes according to the physical characteristics and equipment of the runway and the runway, the manner in which the object, installation or device is an obstacle, as well as the manner of marking the obstacles.

Article 2
Transposition

This Regulation transposes the 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. The Commission Regulation (EU) No 139/2014 is specified in the Appendix 1, which is printed with this Regulation and forms an integral part thereof.

This Regulation also transposes the certification requirements for the aerodromes, adopted by the European EASA, which are contained in the Annex to the director`s Decision No 2014/13/R - Volume 1 Certification Requirements for aerodromes and Annexes of the Executive Director's Decision No 2015/001/R.

The certification requirements for aerodromes referred to in paragraph 3 of this Article are given in Annex 2, which is published with this Regulation and forms an integral part thereof. Acceptable means of compliance (Acceptable Means of Compliance (AMC)) and Instructions (Guidance Material (GM)) to which the provisions of this Regulation refer and are available on the Internet, are to be applied as recommended practice.

Article 3 **Definitions**

The terms used in this Regulation shall have the following meanings:

- 1) Agency means the European Aviation Safety Agency (EASA);
- 2) Competent authority in the Republic of Serbia, the Civil Aviation Directorate of the Republic of Serbia (hereinafter: Directorate);
- 3) Regulation No 216/2008 means the Regulation (EU) No 376/2014 of the European Parliament and of the Council of 3 April 2014 on the reporting, analysis and follow-up of occurrences in civil aviation, amending Regulation (EU) No 996/2010 of the European Parliament and of the Council and repealing Directive 2003/42/EC of the European Parliament and of the Council and Commission Regulations (EC) No 1321/2007 and (EC) No 1330/2007. This regulation has been implemented in the Republic of Serbia by the Regulation on Basic Rules in the Field of Civil Aviation and the competencies of EASA (Official Gazette of RS No 23/12);
- 4) Regulation (EU) No 996/2010 of the European Parliament and of the Council of 20 October 2010 on the investigation and prevention of accidents and incidents in civil aviation. This regulation is implemented in the Republic of Serbia by the Law on Accidents and Incidents Investigation in air, railway and water transport (Official Gazette of the Republic of Serbia No. 66/15);
- 5) Directive 2003/42 / EC means the Directive 2003/42/EC of the European Parliament and of the Council of 13 June 2003 on occurrence reporting in civil aviation. This directive has been implemented in the Republic of Serbia by the Regulation on occurrence reporting in civil aviation Official Gazette of the Republic of Serbia No. 54/12 and 86/16;
- 6) Commission Regulation (EC) 1321/2007 means Commission Regulation (EC) No 1321/2007 of 12 November 2007 laying down implementing rules for the integration into a central repository of information on civil aviation occurrences exchanged in accordance with Directive 2003/42/EC of the European Parliament and of the Council. This regulation is in the Republic of Serbia implemented by way of the Regulation on reporting occurrences in civil aviation (Official Gazette of RS No 54/12 and 86/16);

7) Commission Regulation (EC) No 1330/2007 of 24 September 2007 laying down implementing rules for the dissemination to interested parties of information on civil aviation occurrences referred to in Article 7(2) of Directive 2003/42/EC of the Directive 2003/42/EC of the European Parliament and of the Council of 13 June 2003 on occurrence reporting in civil aviation. This Regulation was applied in the Republic of Serbia by way of the Regulation on Occurrence reporting in Civil Aviation Official Gazette of RS No 54/12 and 86/16.

The terms Member State used in Appendix 1 to this Regulation shall be interpreted in accordance with points 2 and 3.2 and 3 of Annex II to Multilateral Agreement between the European Community and its Member States, the Republic of Albania, Bosnia and Herzegovina, the Republic of Bulgaria, the Republic of Croatia, the former Yugoslav Republic of Macedonia, the Republic of Iceland, the Republic of Montenegro, the Kingdom of Norway, Romania, the Republic of Serbia and the United Nations Interim Administration Mission in Kosovo (under the Security Council Resolution 1244 (1999)) on the establishment of a European Common Aviation Area.

Other terms used in this Regulation shall have the meanings as in and Annex I to Commission Regulation (EU) No 139/2014, as well as in CS ADR-DSN.A.002 of the Annex *ED* Decisions 2014/13 / R - Book 1.

Article 4

Transfer of aerodrome certificates

An aerodrome operator (certificate transferor) may, with the approval of the Directorate, transfer the valid aerodrome certificate to another legal or natural person (the recipient of the certificate), thereby becoming an aerodrome operator.

In case of transfer of the aerodrome certificate, the transferor of the certificate must, at least 60 days prior to the termination of the use of the aerodrome, notify in writing the Directorate of its intention to cease using the aerodrome on the day specified in the notification, as well as the name of the recipient of the certificate.

Within the deadline referred to in paragraph 2 of this Article, the recipient of the certificate shall submit to the Directorate a written request for the approval of the transfer and shall submit along with the request:

- 1) sales contract, contract on concession or any other document proving the right of ownership or the right to use the aerodrome;
- 2) the statement of the aerodrome operator granting the approval for the transfer, unless such approval arises from the contents of the document itself;
- 3) the documentation required by this Regulation for the issuance of an aerodrome certificate.

The Directorate approves the transfer of the certificate if it finds that the recipient of the certificate meets the requirements for the issuance of the aerodrome certificate under the Air Transport Law and this Regulation.

The transferor of the certificate continues to have the responsibility for the use of the aerodrome being the subject matter of the transfer until the Directorate grants the transfer of the aerodrome certificate.

If the Directorate grants the transfer of the certificate, the aerodrome certificate is issued to the recipient of the certificate as a new entrant aerodrome operator, while the data on the newly established aerodrome operator are entered on the records.

Article 5

Granting a temporary aerodrome certificate

In the course of the procedure for issuing or transferring the aerodrome certificate, the Directorate may, at the proposal of the applicant for the issuance or transfer of the aerodrome certificate issue a temporary aerodrome certificate.

The Directorate shall issue a temporary aerodrome certificate if the following conditions are met:

- 1) if the procedure for establishing the fulfilment of conditions for the issuance or transfer of aerodrome certificates has begun, and there is a significant probability that the procedure will be completed in a satisfactory manner;
- 2) if the issuance of the temporary aerodrome certificate is of public importance and does not endanger aviation safety and security.

The temporary aerodrome certificate shall be valid for a maximum of one year from the date of the issue and shall cease to be valid:

- 1) when a decision on the issuance of an aerodrome certificate or rejecting a request for the issuance of that certificate is issued; or
- 2) when issuing a decision approving the transfer of aerodrome certificates or rejects the request for transfer of aerodrome certificates; or
- 3) when the validity period elapses for which the temporary aerodrome certificate was issued.

Article 6

Transitional provisions

Licenses for the use of aerodromes issued pursuant to the Aerodrome Regulation (Official Gazette of the republic of Serbia No 23/12 and 60/12 - corrigendum) to the operators of those aerodromes to which Article 4, paragraph 3a applies. Regulation of the European Parliament and of the Council (EC) No 216/2008 shall cease to be applicable on the day of issuing the aerodrome certificate in accordance with the provisions of this Regulation, and no later than 31 December 2017.

Aerodrome operators referred to in paragraph 1 of this Article shall submit to the Directorate a request for issuing aerodrome certificates with the documentation as required by this Regulation no later than four months from the date of entry into force of this Regulation.

Article 7
Termination of other regulations

On the date of entry into force of this Regulation, the aerodrome Rules (Official Gazette of the Republic of Serbia No. 23/12 and 60/12 - correction) shall cease to apply in respect of the aerodrome to which Article 4, paragraph 3a applies. Regulation of the European Parliament and of the Council (EC) No 216/2008.

Article 8
Entry into force

This Regulation shall enter into force on the eighth day from the date of its publication in the Official Gazette of the Republic of Serbia.

No 7 / 1-01-0001 / 2017-0001
In Belgrade, January 12, 2017

Director
Mirjana Cizmarov