

Miscellaneous

No: 1096

Regulation (EU) No. 965/2012

Publication date: 31 March 2015

General Approval

Leasing Agreements Entered into by a United Kingdom Air Carrier

1) Dry Lease by a United Kingdom Air Carrier of a United Kingdom Registered Aircraft

The Civil Aviation Authority, being the competent authority of the United Kingdom for the purposes of Commission Regulation (EU) No. 965/2012, approves, in accordance with ARO.OPS.110(a)(3) or ARO.OPS.110(a)(4), any dry lease of a United Kingdom registered aircraft under which the aircraft is to be operated by an air carrier holding an operating licence granted by the CAA.

It is a condition of this approval that there is a valid written lease agreement in place.

It is a further condition of this approval that prior notification of the leases to the CAA is made in accordance with paragraphs 4(a), 4(b) and 4(c) below.

2) Wet Lease by a United Kingdom Air Carrier of a United Kingdom Registered Aircraft from Another United Kingdom Air Carrier

The Civil Aviation Authority, being the competent authority of the United Kingdom for the purposes of Commission Regulation (EU) No. 965/2012, approves, in accordance with ARO.OPS.110(a)(4), any wet lease of a United Kingdom registered aircraft by an air carrier holding an operating licence granted by the CAA from another air carrier holding an operating licence granted by the CAA.

It is a condition of this approval that there is a valid written lease agreement in place.

It is a further condition of this approval that prior notification to the CAA is made in accordance with paragraphs 4(a) and 4(c) below.

3) Wet Lease by a United Kingdom Air Carrier of an Aircraft Registered in the Community but not in the United Kingdom from a Community Air Carrier

The Civil Aviation Authority, being the competent authority of the United Kingdom for the purposes of Commission Regulation (EU) No. 965/2012, approves, in accordance with ARO.OPS.110(a)(4), any wet lease of an aircraft registered in the Community but not in the United Kingdom by an air carrier holding an operating licence granted by the CAA from a Community air carrier.

It is a condition of this approval that there is a valid written lease agreement in place.

This approval is subject to the further conditions in paragraph 5 below.

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4) Required CAA Notification Upon Use of this Approval

- a) UK air carriers must notify their CAA assigned Flight Operations Inspector of all leases entered into pursuant to paragraphs 1 and 2 of this approval, prior to the commencement of the lease.
- b) UK air carriers must notify their CAA assigned Airworthiness Surveyor of all leases entered into pursuant to paragraph 1 of this approval, prior to the commencement of the lease.
- c) All dry and wet lease-in agreements entered into pursuant to paragraphs 1 and 2 of this approval are to be reported to CAA Safety & Airspace Regulation Group (Leasing Co-ordinator) by e-mail to aircraft.leasing@caa.co.uk, prior to the commencement of the lease, with:
 - i) details of the circumstances which led to the lease;
 - ii) a copy of the required documentation listed in AMC1 ORO.AOC.110 (GENERAL). This documentation must be accompanied by a statement signed by the United Kingdom air carrier that the parties to the lease agreement fully understand their respective responsibilities under the applicable requirements;
 - iii) the routes to be flown;
 - iv) in the case of a wet lease-in, the name of the operator of the leased aircraft; and
 - v) the operator contact details should any further information be required.

5) Condition for Use of Approval in Paragraph 3

- a) Subject to paragraph 5(b) below an aircraft operated by or for a UK air carrier in reliance on the approval under paragraph 3 must not be operated for any period or periods of time of more than five days in total (the period of reliance) during any one calendar month.
- b) Where a UK air carrier submits an application to the CAA for a separate and specific lease approval before the five-day period of reliance has been used in full in any one calendar month and that application is granted, the period or periods during which it has relied on this general approval in that calendar month will be disregarded for the purposes of calculating the period of reliance in paragraph 5(a) and the UK air carrier may use the aircraft for a further period or periods of up to five days in total during the remainder of that calendar month (and this paragraph shall apply each time a further specific lease approval is granted during that same calendar month).
- c) A valid written lease agreement must be in place between the UK air carrier (lessee) and the operating air carrier (lessor) and submitted to the CAA Leasing Co-ordinator via aircraft.leasing@caa.co.uk, prior to commencement of the lease term.
- d) The CAA has received prior notification from the UK air carrier using the wet leasing online form, submitted at least 30 minutes before the commencement of the wet lease of the specified aircraft.
- e) For the purposes of these conditions a UK air carrier means an air carrier holding an operating licence granted by the CAA.

6) Revocation

This approval replaces the approval published in the Official Record Series 4 No. 1053, which is revoked.