

**CAA Decision to amend AMC and GM for UK Reg (EU) 2017/373
pursuant to Article 76(3) UK Reg (EU) 2018/1139**

DECISION No. 7

Publication date: 2 September 2021

Decision amending Acceptable Means of Compliance (AMC) and Guidance Material (GM) for UK Reg (EU) 2017/373 Annex IV Part-ATS regarding the problematic use of psychoactive substances

Background

1. CAA UK-EU Transition Decision No. 1 adopted a form of Acceptable Means of Compliance (“**AMC**”) as means by which the requirements in Regulation (EU) 2017/373 as retained (and amended in UK domestic law) under the European Union (Withdrawal) Act 2018 (“**UK Reg (EU) 2017/373**”) could be met. That decision also adopted Guidance Material (“**GM**”) as non-binding explanatory and interpretation material on how to achieve the requirements in UK Reg (EU) 2017/373. The CAA has decided to adopt revised AMC and GM in respect of UK Reg (EU) 2017/373.

Decision

1. The CAA, under Article 76(3) of Regulation (EU) 2018/1139 as retained (and amended in UK domestic law) under the European Union (Withdrawal) Act 2018, has decided to adopt the AMC and GM attached at Schedule 1.
2. This AMC and GM supplements and/or replaces that which was adopted for UK Reg (EU) 2017/373 Annex IV ‘Part-ATS’ ATS.OR.305 by CAA UK-EU Transition Decision No. 1 dated 22 December 2020.

This Decision will remain in force unless revoked or amended by the CAA.

The AMC and GM attached at Schedule 1 to this Decision comes into force on 7 March 2022.

Definitions

All references to UK Reg (EU) 2017/373 are to the UK law bearing that title or number, being EU retained law as retained (and amended in UK domestic law) pursuant to the European Union (Withdrawal) Act 2018.



Rob Bishton
For the Civil Aviation Authority and the United Kingdom

Date of Decision: 2 September 2021

Date of Decision Coming into force: 7 March 2022

Schedule 1**Includes the Acceptable Means of Compliance (AMC) and Guidance Material (GM) documents referenced below.**

The text of the amendment is arranged to show deleted text, new or amended text as shown below:

- (a) ~~Text to be deleted is shown struck through~~;
- (b) New text is highlighted in grey;
- (c) ~~Text to be deleted is shown struck through~~ followed by the replacement text which is highlighted in grey.

AMC and GM to ATM/ANS IR Annex IV Part-ATS ATS.OR.305**AMC1 ATS.OR.305(a) Responsibilities of air traffic control service providers with regard to the problematic use of psychoactive substances by air traffic controllers****POLICY AND PROCEDURES**

Within the context of the policy, the air traffic control service provider should:

- (a) provide training or educational material to air traffic controllers relating to:
 - (1) the effects of psychoactive substances on individuals and subsequently on air traffic control service provision;
 - (2) established procedures within its organisation regarding this issue; and
 - (3) their individual responsibilities with regard to legislation and policies on psychoactive substances.
- (b) make available appropriate support for air traffic controllers who are dependent on psychoactive substances;
- (c) encourage air traffic controllers who think that they may have such a problem to seek and accept help made available by their air traffic control service provider;
- (d) ensure that air traffic controllers are treated in a consistent, just and equitable manner as regards the problematic use of psychoactive substances; and
- (e) establish and implement principles and procedures for occurrence investigation and analysis to consider the problematic use of psychoactive substances as a contributing factor.