

II

(Non-legislative acts)

REGULATIONS

COMMISSION DELEGATED REGULATION (EU) 2021/1087

of 7 April 2021

amending Regulation (EU) 2018/1139 of the European Parliament and of the Council, as regards updating the references to the provisions of the Chicago Convention

(Text with EEA relevance)

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 ⁽¹⁾, and in particular Article 19(3) thereof,

Whereas:

- (1) Aircraft, other than unmanned aircraft, and their engines, propellers, parts and non-installed equipment should comply with the environmental protection requirements. Regulation (EU) 2018/1139 provides for them by referring to specific provisions of the Chicago Convention, which contain those requirements.
- (2) On 11 March 2020, at the fifth meeting of its 219th Session, the ICAO Council adopted Amendment 13 to Annex 16 Volume I 'Aircraft Noise' to the Chicago Convention, Amendment 10 to Volume II 'Aircraft Engine Emissions' to the Chicago Convention, and Amendment 1 to Volume III 'Aeroplane CO₂ Emissions' to the Chicago Convention. These amendments entered into force and became applicable to all Member States on 1 January 2021.
- (3) The references to the provisions of the Chicago Convention should therefore be updated, Regulation (EU) 2018/1139 should be amended accordingly.
- (4) The measures provided for in this Regulation are based on Opinion No 03/2020 issued by the European Union Aviation Safety Agency (EASA) in accordance with Article 76(1) of Regulation (EU) 2018/1139,

⁽¹⁾ OJL 212, 22.8.2018, p. 1.

HAS ADOPTED THIS REGULATION:

Article 1

In Article 9(2) of Regulation (EU) 2018/1139, the first subparagraph is replaced by the following:

'As regards noise and emissions, those aircraft and their engines, propellers, parts and non-installed equipment shall comply with the environmental protection requirements contained in Amendment 13 to Volume I, in Amendment 10 to Volume II, and in Amendment 1 to Volume III, all as applicable on 1 January 2021, of Annex 16 to the Chicago Convention.'

Article 2

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 7 April 2021.

For the Commission
The President
Ursula VON DER LEYEN
