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Mr David Comarow

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DHOR/oco/ED(2)

Cologne, 19. JAN. 2015

Subject: Your request on access to documents regarding Tangara TB-360 by Socata

Reference: Your e-mail of 19 December 2014

Dear Mr Comarow,

Thank you for your email of 19 December 2014, in which you clarify your request for access to the certification or attempted certification documentation of the Tangara TB-360 aircraft by Socata, in accordance with Regulation (EC) No 1049/2001 regarding public access to European Parliament, Council and Commission documents (OJ L 145 of 31 May 2001, p. 43). More precisely you specify that you are interested in engineering and test data submitted related to certification of the model that was to use the Lycoming O-360 (180 HP) engines, not the predecessor model that used O-320 (160 HP engines).

The scope of Regulation (EC) 1049/2001 was extended to documents held by the European Aviation Safety Agency by Art. 58 para. 1 of Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC (OJ L 79 of 19.3.2008. p.1).

Please kindly note that Socata has never applied to the European Aviation Safety Agency (EASA) for the certification of the Tangara TB 360 model fitted with Lycoming O-360 (180 HP) engines. Furthermore, according to our information, this variant did also not have a type-certificate (TC) issued before 28 September 2003 by a European Union Member State either. If that would have been the case the aircraft would be deemed to have a TC issued in accordance with Regulation (EU) No 748/2012¹ and would fall under EASA's remit, however, as explained above, this did not happen. Please also note that prior to that date, the responsibility for the documentation of any certification attempts, where no certificate was issued, lies with the authority conducting the process.

¹ Commission Regulation (EU) No 748/2012 of 3 August 2012 laying down implementing rules for the airworthiness and environmental certification of aircraft and related products, parts and appliances, as well as for the certification of design and production organisations

In the light of the above, I regret to have to inform you that EASA does not hold any documentation concerning that aircraft variant, and consequently I cannot provide them to you.

However, I recommend you to contact directly the aircraft manufacturer or the issuer of the TC of the predecessor model in Europe, the French Direction Générale de l'Aviation Civile (DGAC France) as they may have further information related to the topic you are interested in.

Contact details of the *Direction Générale de l'Aviation Civile*:

50, rue Henry-Farman

75 720 Paris CEDEX 15

FRANCE

Tel: 01 58 09 43 21

Fax: 01 58 09 35 35

Web: www.developpement-durable.gouv.fr

You are hereby formally notified that you have a right to request the Agency to reconsider its decision by making a confirmatory application. In such case, you should send your justified confirmatory application in writing to the Executive Director of the Agency (Postfach 10 12 53, 50452 Cologne, Germany). Please note that you have 15 working days from receipt of this letter in which to make the confirmatory application. Any confirmatory application received beyond this deadline cannot be accepted.

Within 15 working days of receipt of your request the Executive Director will inform you regarding the outcome of this re-examination of your confirmatory application and will also inform you of any further appeal routes you may take.

Yours sincerely,



Frank MANUHUTU

