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MMA/cbra/ED(2) 2014(D)55183

Subject: Your request on access to documents

Reference: Your email of 5 November 2014

Attachment: 1 – EASA CAW Meeting (PS-28 Cruiser) / 2 – EASA Form 18B

Cologne, **27. NOV. 2014**

Dear Mr Dr Paul A. Langley,

Thank you for your email of 5 November 2014, in which you apply for access to documents 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).

You requested access to the following documents related to a transition of SportCruiser aircraft under the permanent Permit to Fly:

1. Minutes of meetings, letters and records of conversations between EASA and the Czech national civil aviation authority on the subject of the transition to an unlimited permanent permit and in particular any requests or proposals concerning modifications to the aircraft.
2. Minutes of meetings, letters and records of conversations between EASA and the UK national civil aviation authority on the subject of the transition to an unlimited permanent permit and in particular any requests or proposals concerning modifications to the aircraft. Also, results of flight tests conducted by the UK CAA driving their requests.
3. Minutes of meetings, letters and records of conversations between EASA and the manufacturer of the Sportcruiser (Pipersport) aircraft, namely Czech Sport Aircraft (CSA), and in particular any requests or proposals concerning modifications to the aircraft.
4. Internal documents, memos and reports generated by EASA in relation to this subject, in particular the evaluation of different options considered.

The scope of Regulation (EC) No 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).

I would like to notify you that EASA does not hold any documents as requested under points 1 and 2.

With regard to point 3, I would like to inform you that EASA can release the conclusions of a meeting between EASA and CSA of 26th September 2014 where the status of the transition of SportCruiser aircraft under the permanent Permit to Fly was discussed (attachment 1).

Concerning the documents requested under point 4, EASA can disclose the generic Flight Conditions form (attachment 2) which will be used for releasing the technically compliant aircraft once all the open transition items are closed. The "AIRCRAFT Data Sheet [...]" as referred to in Flight Conditions form will be generated separately for each aircraft at the end of the technical evaluation to state the configuration of aircraft.

With regard to the transition of SportCruiser aircraft under the permanent Permit to Fly, please be informed that EASA and CSA are still working on a Transition Program for each individual SportCruiser aircraft in order to approve Flight Conditions. Once the Transition Program is finalised, it will be communicated by CSA to each individual aircraft owner.

I must remind you, however, that disclosed documents may not be reproduced or disseminated for commercial purposes without the Agency's prior authorisation.

You are hereby notified that you have a right to request the Agency to reconsider its decision regarding the above mentioned documents 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, either by granting you access to the document[s], or by confirming the refusal. In the latter case, he will also inform you of any further appeal routes you may take.

Yours sincerely,



Frank Manuhutu

Encl:

Attachment 1

Attachment 2