

**BOSNIA AND HERZEGOVINA
DIRECTORATE OF CIVIL AVIATION**

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Pursuant to Article 16 and Article 61(2) of the Law on Administration (Official Gazette of BIH 32/02, 102/09 and 72/17) and Article 14(1) of the Aviation Law of Bosnia and Herzegovina (Official Gazette of BIH 39/09 and 25/18), the Director General of the Bosnia and Herzegovina Directorate of Civil Aviation has hereby adopted

RULEBOOK

**ON THE ACCEPTABLE MEANS OF COMPLIANCE
AND ALTERNATIVE MEANS OF COMPLIANCE,
CERTIFICATION SPECIFICATIONS, SPECIAL
CONDITIONS AND GUIDANCE MATERIAL**

PART ONE – INTRODUCTORY PROVISIONS

Article 1

(Subject Matter)

- (1) This rulebook lays down the conditions and manner in which the Bosnia and Herzegovina Directorate of Civil Aviation (hereinafter: BHDCA) adopts Acceptable Means of Compliance (hereinafter: AMC), Certification Specifications (hereinafter: CS), and Guidance Material (GM), and adopts and approves the Alternative Means of Compliance (hereinafter: AltMoC) and Special Conditions (hereinafter: SC), all for the purpose of harmonization with the regulations adopted by the BHDCA pursuant to Annex I of the Multilateral Agreement on the Establishment of a Common European Aviation Area (hereinafter: ECAA).
- (2) The BHDCA shall adopt the AMC, CS and GM and shall adopt and approve the AltMoC and SC for regulations adopted on the basis of the ECAA Agreement.

Article 2

(Terms)

The terms used in this Rulebook shall mean as follows:

- (1) Alternative Means of Compliance (AltMoC) are those means of compliance that provide an alternative to an existing Acceptable Means of Compliance or those that propose new means to establish compliance with regulations adopted by the BHDCA on the basis of Annex I to the ECAA Agreement, for which no AMC have been adopted by EASA;
- (2) Certification Specifications (CS) mean technical standards adopted by EASA indicating means to show compliance with regulations adopted by the BHDCA on the basis of Annex I to the ECAA Agreement and which can be used by an organisation for the purpose of certification. CS may become binding to an organisation as part of an agreed certification basis;
- (3) EASA means the European Union Aviation Safety Agency;
- (4) Special Conditions (SC) mean special detailed technical specifications adopted by the BHDCA for an organisation if the CS issued by EASA are inadequate or inappropriate, to ensure the organisation's compliance with the essential requirements contained in regulations adopted by the BHDCA on the basis of Annex I to the ECAA Agreement. The SC may become binding to an organisation as part of an agreed certification basis;
- (5) Acceptable Means of Compliance (AMC) means non-binding standards adopted by the Agency and transposed by the BHDCA in this Rulebook to

illustrate means to establish compliance with regulations adopted by the BHDCA on the basis of Annex I to the ECAA Agreement. The AMC issued by EASA does not constitute a legal basis;

- (6) Guidance Material (GM) means non-binding explanatory and interpretation material on how to achieve the requirements contained in regulations, AMCs and CSs. It contains information, including examples, to assist the user in the interpretation and application of the regulations, AMCs, and CSs.

PART TWO - AMC

Article 3

(Adoption of AMC)

- (1) On the basis of this Rulebook, the BHDCA shall adopt the AMC for a regulation adopted pursuant to Annex I to the ECAA Agreement, by publishing it on its official website once it is issued by EASA, and informing interested parties accordingly.
- (2) The BHDCA shall update and publish on its official website the latest version of the AMC issued by EASA for a regulation adopted by the BHDCA on the basis of Annex I to the ECAA Agreement.
- (3) The BHDCA is not obligated to translate AMC, as it does not constitute a legal basis for addressing an applicant's request.

Article 4

(Acting on AMC)

- (1) When deciding on a request for compliance with a requirement contained in a regulation issued by the BHDCA, which is included in Annex I to the ECAA Agreement, the authorised official responsible for conducting the procedure shall assess the evidence provided by the applicant as proof of completion of the request for compliance and shall decide on the level of compliance with the requirements.
- (2) "If the authorized official responsible for conducting the procedure determines that the evidence provided is sufficient to meet the request for compliance, it shall be deemed that the applicant has fulfilled all the conditions in regard to the request for compliance, without establishing additional conditions."

PART THREE - AltMoC

Article 5

(AltMoC adopted by the BHDCA)

- (1) If the BHDCA adopts AltMoC to achieve compliance with regulations adopted on the basis of Annex I to the ECAA Agreement, it shall:
 - (a) make them available to all interested parties by publishing them on the official website, and shall inform the interested parties accordingly, and
 - (b) inform EASA without delay.
- (2) The BHDCA shall provide EASA with a comprehensive description of the AltMoC, including all procedure amendments that may be relevant, as well as an assessment demonstrating compliance with the requirements set forth in the regulations issued by the BHDCA pursuant to Annex I to the ECAA Agreement.
- (3) The AltMoC issued by the BHDCA shall not be applied automatically for each subsequent identical or similar situation, and the BHDCA shall inform interested parties thereof through its official website.

Article 6

(The condition for the BHDCA to issue AltMoC)

- (1) The BHDCA shall issue AltMoC on the condition that EASA has not adopted AMC for the regulation contained in Annex I to the ECAA Agreement, which the BHDCA has enacted pursuant to the Agreement.

- (2) The BHDCA shall issue AltMoC only on the condition that the official responsible for conducting the procedure is authorised to develop AltMoC, based on the operational experience, competence, and qualifications prescribed by the BHDCA.

Article 7

(Acceptance of AltMoC)

- (1) Pursuant to this Rulebook, the BHDCA shall accept the AltMoC submitted by an applicant as a replacement for the existing AMC or a means of compliance with a regulation contained in Annex I to the ECAA Agreement for which no AMC has been issued, provided that:
- a) the applicant provides a detailed explanation of the AltMoC and the means of compliance with the regulation issued by the BHDCA, which is contained in Annex I to the ECAA Agreement;
 - b) the applicant submits, along with the request, a risk assessment for the proposed AltMoC regarding the regulation governing the safety management system, demonstrating that flight safety will not be compromised and that adopting the AltMoC serves the same purpose as the existing AMC, i.e. achieving compliance with the regulation for which no AMC has been issued;
 - c) the official responsible for conducting the procedure is authorised to accept AltMoC based on the operational experience, qualifications, and competence prescribed by the BHDCA.

Article 8

(Acting on AltMoC)

When deciding on a request for compliance with a requirement contained in a regulation issued by the BHDCA, which is contained in Annex I to the ECAA Agreement, the authorised official responsible for conducting the procedure shall act in accordance with the AltMoC, which serves to facilitate decision-making on the request, under the conditions specified in Articles 5, 6, and 7 of this Rulebook.

PART FOUR - CS

Article 9

(Adoption of CS)

- (1) Pursuant to this Rulebook, the BHDCA shall adopt CS by publishing them on the official website after they are issued by EASA, and shall inform interested parties accordingly.
- (2) The BHDCA shall update and publish on its official website the latest version of the CS issued by EASA and related to the regulation enacted by the BHDCA pursuant to Annex I to the ECAA Agreement.
- (3) The CS shall become binding for an organization when the organization has agreed with the BHDCA that it serves as a certification basis.

PART FIVE - SC

Article 10

(Adoption of SC)

- (1) The BHDCA shall adopt SC provided that the CS issued by EASA are inadequate or inappropriate, to ensure the organisation's compliance with the essential requirements for a regulation contained in Annex I to the ECAA Agreement and adopted by the BHDCA on the basis of the Agreement.
- (2) The BHDCA shall publish SC on its official website and shall inform interested parties accordingly.
- (3) The BHDCA shall adopt SC only on the condition that the official authorised for conducting the procedure is authorised to develop SC, based on the operational experience, competence and qualifications prescribed by the BHDCA.
- (4) The SC shall become binding for an organization when the organization has agreed with the BHDCA that it serves as a certification basis.

PART SIX - GM

Article 11
(Adoption of GM)

- (1) On the basis of this Rulebook, the BHDCA shall adopt the GM issued by EASA.
- (2) The BHDCA shall update and publish on its official website the latest version of the GM issued by EASA, and shall inform interested parties accordingly.
- (3) The BHDCA is not obligated to translate the GM, as it does not constitute a legal basis for addressing an applicant's request.

PART SEVEN - INTERNAL PROCEDURE

Article 12

(Internal procedure)

Based on this regulation, the BHDCA shall adopt an internal procedure governing procedural issues related to the implementation of this Rulebook.

PART EIGHT – FINAL PROVISIONS

Article 13

(Entry into force)

This Rulebook shall enter into force on the eighth day following the date of its publication in the Official Gazette of BIH.

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17 September 2021
Banja Luka

Director General
Čedomir Šušnjar, sgd.