



Miscellaneous

No: 1364

Air Navigation Order 2016

Publication date: 31 March 2020

Air Navigation (Dangerous Goods)
Regulations 2002

Commission Regulation (EU) No. 965/2012

General Exemption E5035

Covid-19 - Extension of the Validity Period for Recurrent Dangerous Goods Training

1. The Civil Aviation Authority ('the CAA'), in exercise of its powers under article 266 of the Air Navigation Order 2016 ('the Order') exempts any UK shipper and agent thereof, any UK aircraft operator and any agent thereof, and any agent for a non-UK aircraft operator from the requirements of the Air Navigation (Dangerous Goods) Regulation 2002 ("AN(DG)R") Regulation 13(5) that recurrent dangerous goods training shall take place not less than every two years subject to the conditions specified in paragraph 3.
2. Additionally, the CAA, on behalf of the United Kingdom and pursuant to article 71(1) of Regulation (EU) No. 2018/1139, exempts any aircraft operator for whom the CAA is the Competent Authority from the requirements of Commission Regulation (EU) No. 965/2012 ORO.GEN.110(j) and SPA.DG.105(a) that dangerous goods training programmes shall be established as required by the Technical Instructions in so far as recurrent training is to be completed every 24 months, subject to the conditions specified in paragraph 4.
3. The conditions specified in paragraph 1 are that:
 - a. the validity period of any recurrent dangerous goods training programme due to expire before 31 October 2020 may be extended to the end of the validity period of this exemption;
 - b. this exemption is only to be relied upon when normal revalidation facilities are unavailable due to Covid-19 precautions;
 - c. any UK shipper and agent thereof, any UK aircraft operator and any agent thereof, and any agent for a non-UK aircraft operator, ensures that affected personnel complete alternative training through any means which should be recorded in accordance with AN(DG)R regulation 13(6); and
 - d. any UK shipper and agent thereof, any UK aircraft operator and any agent thereof, and any agent for a non-UK aircraft operator shall ensure that personnel are aware of their safety obligations and remain competent to perform their duties.
4. The conditions specified in paragraph 2 are that:
 - a. the validity period of any operator recurrent dangerous goods training programme due to expire before the 31 October 2020 may be extended beyond the normal 24 months

- period, detailed in Part 1, Chapter 4.2.3 of the Technical Instructions, until the end of the validity period of this Exemption;
- b. this exemption is only to be relied upon when normal revalidation facilities are unavailable due to Covid-19 precautions; and
 - c. the operator shall ensure that affected personnel complete alternative training through any means which shall be recorded in training records;
 - d. the operator shall ensure that affected personnel are aware of their safety obligations and remain competent to perform their duties.
5. In this exemption:
- a. 'Technical Instructions' means the latest effective edition of the Technical Instructions for the Safe Transport of Dangerous Goods by Air (Doc 9284-AN/905), including the Supplement and any Addendum, approved and published by decision of the Council of the International Civil Aviation Organization (ICAO);
 - b. the intent of "through any means" is that the responsible organisation provides alternative training to their affected personnel in order to compensate for the extended validity of the different training elements. This could be done for example via briefing/leaflet/bulletin/CBT/video; and
 - c. any "alternative training" provided through any means does not replace the requirement for completion of CAA approved recurrent training and testing in accordance with the ICAO Technical Instructions when this exemption expires or is revoked.
6. This exemption is issued to meet urgent operational needs and unforeseeable circumstances due to the Covid-19 outbreak.
7. This exemption has effect from the date it is signed until 22 November 2020, both dates inclusive, unless previously revoked.

J Hanafin
for the Civil Aviation Authority

31 March 2020

Explanatory Notes:

1. The CAA is aware that organisations with responsibilities for the Safe Transport of Dangerous Goods by Air may have difficulties in completing recurrent training during the period of the COVID-19 infection and has issued this exemption in line with information provided by EASA to all Member States.
2. Any questions or queries regarding the application of this exemption should be made, in the first instance, to the relevant IO(DG). Alternatively, contact the CAA Dangerous Goods office at dgo@caa.co.uk.
3. The CAA will keep this exemption under constant review and react as necessary to the circumstances which are expected to change.
4. This exemption does not apply to initial dangerous goods training, which must be carried out in accordance with Regulation 13 of the AN(DG)Rs.