
GEN 1.6 Summary of National Regulations and International Agreements / Conventions

1 IN BELGIUM

The following national regulations apply:

- Act of 27 June 1937 on revision of the Act of 16 November 1919 on the regulation of air navigation;
- Royal Decree of 15 March 1954 regulating air navigation;
- Ministerial Decree of 31 July 1980 regulating civil flight engineer licences;
- Ministerial Decree of 27 October 1982 regulating civil free balloon pilot licences;
- Royal Decree of 11 July 2003 laying down the conditions to be met by pilots of the Belgian Armed Forces to obtain civil airplane pilot licences and ratings;
- Royal Decree of 25 April 2007 laying down the conditions to be met by helicopter pilots of the Belgian Armed Forces to obtain civil helicopter pilot licences and ratings;
- Ministerial Decree of 15 April 1997 laying down the conditions to be met by holders of military flight engineer certificates to obtain civil flight engineer licences and ratings;
- Royal Decree of 25 May 1999 laying down the particular conditions for the admission of ultra-light motorised aircraft to air traffic;
- Ministerial Decree of 8 May 2009 laying down the conditions for the physical and mental fitness of flight crew members of civil aircraft;
- Royal Decree of 8 April 2003 on certifying staff according to the JAR-66 standard;
- Royal Decree of 25 April 2007 laying down the conditions to be met by helicopter pilots of the Belgian Armed Forces to obtain civil airplane pilot licences and ratings;
- Royal Decree of 9 May 2008 regulating air traffic controller licences;
- Royal Decree of 13 July 2008 on the issue of "initial safety training" certificates for cabin crew members;
Ministerial Decree of 14 July 2008 laying down the conditions for the physical and mental fitness of air traffic controllers;
- Royal Decree of 19 March 2014 regulating the knowledge of languages in civil aviation;
- Royal Decree of 12 July 2013 organising the verification of the physical and mental fitness conditions for flight and cabin crew members of civil aircraft, as well as for air traffic controllers;
- Royal Decree of 25 October 2013 implementing Commission Regulation (EU) No 1178/2011 of 3 November 2011 laying down technical requirements and administrative procedures related to civil aviation aircrew pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council;
- Royal Decree of 11 June 1954 prohibiting the overflight of certain parts of the territory of the Kingdom;
- Royal Decree of 14 April 1958 prohibiting the overflight of certain parts of the territory of the Kingdom;
- Ministerial Decree of 29 May 2013 regulating helicopter landings and take-offs outside aerodromes;
- Ministerial Decree of 12 July 1988 regulating the issue and keeping of the aircraft journey log;
- Royal Decree of 19 December 2014 on the rules of the air and the operational provisions relating to air navigation services and procedures;
- Ministerial Decree of 9 July 1957 determining the position lights to be displayed by certain aircraft;
- Ministerial Decree of 13 February 1970 on the regulation laying down the technical measures to be taken for the operation in commercial air transport of aircraft with a maximum total weight authorised of 5.700 kg or more;
- Ministerial Decree of 16 April 1971 laying down the conditions for the approval of technical services for the construction of aircraft and the manufacture of aircraft components;
- Royal Decree of 5 June 1980 laying down, with regard to noise emissions, the conditions for the issue and renewal of the certificate of airworthiness and the conditions of operation of subsonic airplanes;
- Ministerial Decree of 2 August 1990 determining the maintenance work to which aircraft must be subject, the procedures for submitting an application for the renewal of the certificate of airworthiness and the documents to be produced in order to establish the continued airworthiness of aircraft;
- Ministerial Decree of 12 September 1991 laying down technical measures for the operation of aircraft used in commercial air transport with a maximum total weight authorised of less than 5.700 kg;
- Ministerial Decree of 29 May 1996 on the approval of aircraft maintenance technical services according to the common reference standards JAR 145;
- Royal Decree of 17 September 2000 on the limitation of the operation of airplanes covered by Annex 16 to the Convention on International Civil Aviation, Volume 1, Part II, Chapter 2, second edition (1988);
- Royal Decree of 25 June 2001 determining the conditions for adding the words "in accordance with the requirements of Jar-Ops 1" or "in accordance with the requirements of Jar-Ops 3" on the Air Operator's Certificate;
- Royal Decree of 11 July 2003 regulating air navigation passes for aircraft registered or recorded in Belgium;
- Royal Decree of 9 January 2005 laying down the conditions for the technical operation of general aviation airplanes;
- Royal Decree of 18 November 2005 regulating the air transport of dangerous goods;

- Royal Decree of 16 March 2009 laying down the conditions for granting access to the air traffic for certain aircraft without a certificate of airworthiness;
Ministerial Decree of 28 May 2014 laying down the conditions for the temporary permit to fly of certain gyroplanes;
- Royal Decree of 10 June 2014 laying down the particular conditions for the admission of paramotors to air traffic;
- Royal Decree of 24 September 2017 laying down the technical conditions for the admission to air traffic of historical aircraft and aircraft without type certificate holder;
- Act of 6 June 1990 on airlines;
- Royal Decree of 16 November 1990 implementing the Act of 6 June 1990 on airlines;
- Ministerial Decree of 3 August 1994 laying down the conditions for issuing operating licences to air carriers;
- Royal Decree of 18 August 2010 on the designation of Community air carriers and the granting of traffic rights for the operation of scheduled air services between Belgium and non-Community countries;
- Ministerial Decree of 23 January 1998 determining the classification of aircraft into acoustic categories;
- Royal Decree of 6 November 2010 regulating the access to the groundhandling market at Brussels National Airport;
- Royal Decree of 23 June 2003 on slot coordination at Brussels National Airport;
- Royal Decree of 25 September 2003 establishing rules and procedures concerning the introduction of operating restrictions at Brussels National Airport;
- Ministerial Decree of 3 May 2004 on noise pollution management at Brussels National Airport;
- Royal Decree of 27 May 2004 on the transformation of Brussels International Airport Company (B.I.A.C.) into a public limited company under private law and on airport facilities;
- Royal Decree of 21 June 2004 granting the operating licence for Brussels National Airport to the public limited company BIAC;
- Ministerial Decree of 19 November 2014 on the approval of the maintenance programme for rolling stock and essential stock, as well as on conditions for the roadworthiness testing of rolling stock at Brussels National Airport;
- Ministerial Decree of 19 November 2014 on the approval of groundhandling service providers at Brussels National Airport;
- Royal Decree of 15 March 2002 establishing a mediation service for Brussels National Airport;
- Act of 31 July 2017 establishing an appeal procedure against a decision concerning the selection procedure for limited categories of ground handling services at Brussels National Airport;
- Act of 31 July 2017 confirming the imposition of action plans and the implementation of security measures at Brussels Airport Company;
- Decree of the Regent of 10 January 1950 fixing the control and surveillance taxes relating to the inspection of radio-electric installations on board aircraft;
- Royal Decree of 14 February 2001 fixing the charges to which the use of public services relevant for air navigation is subject;
- Royal Decree of 20 July 1971 on the establishment of a national civil aviation security committee and local airport security committees;
- Royal Decree of 3 May 1991 regulating civil aviation security;
- Ministerial Decree of 6 May 1991 regulating the terms and conditions under which airlines themselves take security measures that are not imposed by Belgian aviation authorities for passenger flights;
- Royal Decree of 23 August 2004 regulating the conditions for the training and certification of aviation inspectorate members;
- Royal Decree of 4 May 1999 regulating the conditions for the training and certification of the inspectors and deputy chief inspectors of the airport inspectorate;
- Royal Decree of 4 May 1999 regulating the conditions for the training and certification of the auxiliary staff and staff of the airport inspectorate;
- Ministerial Decree of 11 April 2000 regulating the conditions of carriage on board civil aircraft of "inadmissible passengers and persons to be removed";
- Royal Decree of 2 December 2001 on critical infrastructure in the air transport sub-sector;
- Royal Decree of 2 December 2018 granting warrants for aviation inspectorate inspectors;
- Royal Decree of 28 April 2016 determining rules for the drafting, implementation and maintenance of a national civil aviation security programme and a national quality control programme;
- Royal Decree of 18 June 2017 regulating the granting of the warrant for airport inspectorate inspectors with security qualification;
- Royal Decree of 17 January 2019 granting warrants for aviation inspectorate inspectors;
- Royal Decree of 14 February 2006 on the establishment of a National Supervisory Authority (NSA) for air navigation services;
- Royal Decree of 20 November 2006 on the certification of air navigation service providers and the designation of air traffic and meteorological service providers;
- Act of 29 April 2013 giving assent to the Treaty relating to the establishment of the Functional Airspace Block "Europe Central" between the Federal Republic of Germany, the Kingdom of Belgium, the French Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands and the Swiss Confederation, done at Brussels on 2 December 2010;
- Treaty of 2 December 2010 relating to the establishment of the Functional Airspace Block "Europe Central" between the Federal Republic of Germany, the Kingdom of Belgium, the French Republic, the Grand Duchy of Luxembourg, the Kingdom of the Netherlands and the Swiss Confederation;

- Ministerial Decree of 4 October 2013 on the designation of customs aerodromes as defined in Article 45 of the Royal Decree of 15 March 1954 regulating air navigation;
- Royal Decree of 9 December 1998 regulating the investigations on civil aviation accidents and incidents;
- Royal Decree of 22 April 2005 on occurrence reporting in civil aviation;
- Royal Decree of 16 December 2005 on the safety of third-country aircraft using Belgian airports;
- Royal Decree of 11 December 2006 on the obligation of air carriers to communicate passenger data;
- Royal Decree of 12 November 2008 fixing the minimum insurance cover with regard to the liability towards passengers for the non-commercial operation of aircraft with a maximum take-off weight of 2.700 kg or less;
- Royal Decree of 25 April 2014 approving the third management contract between the State and Belgocontrol;
Royal Decree of 13 November 2009 on administrative fines applicable in the event of infringement of aviation regulations;
- Air transport. - EASA. - Designation;
- Royal Decree of 19 December 2014 laying down the cost funding arrangements for the provision of terminal air navigation services at Belgian airports in 2015;
- Royal Decree of 26 December 2015 laying down the cost funding arrangements for the provision of terminal air navigation services at Belgian airports in 2016;
- Royal Decree of 25 December 2016 laying down the cost funding arrangements for the provision of terminal air navigation services at Belgian airports in 2017;
- Royal Decree of 7 December 2017 laying down the cost funding arrangements for the provision of terminal air navigation services at Belgian airports in 2018;
- Royal Decree of 7 December 2018 laying down the cost funding arrangements for the provision of terminal air navigation services at Belgian airports in 2019;
- Royal Decree of 20 December 2019 laying down the cost funding arrangements for the provision of terminal air navigation services at Belgian airports in 2020;
- Royal Decree of 10 April 2016 on the use of remotely piloted aircraft in Belgian airspace;
- Ministerial Decree of 30 November 2016 delegating authority to the Director General of the Belgian Civil Aviation Authority under the Royal Decree of 10 April 2016 on the use of remotely piloted aircraft in Belgian airspace.

The following international regulations and conventions apply:

- Convention on international civil aviation signed at Chicago, on 7 december 1944;
- Convention of October 12, 1929 on the Liability of the Air Carrier towards Passengers and Shippers (Warsaw Convention);
- International Convention of May 29, 1933 relating to the precautionary seizure of aircraft;
- Convention of 7 October 1952 on Damage Caused to Third Parties on the Surface by Foreign Aircraft (Rome Convention);
- Convention of September 18, 1961, complementary to the Warsaw Convention - Carriage performed by a person other than the contractual carrier (Guadalajara Convention);
- Convention of 28 May 1999 for the unification of certain rules relating to international transport by air (Montreal Convention);
- Convention of September 14, 1963 on Offenses and Certain Other Acts Committed on Board Aircraft (Tokyo Convention);
- Convention of 16 December 1970 relating to the unlawful seizure of aircraft (Hague Convention);
- Convention of September 23, 1971 for the Suppression of Unlawful Acts against Civil Aviation (Montreal Convention);
- 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;
- 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;
- Commission Regulation (EU) 2015/640 of 23 April 2015 on additional airworthiness specifications for a given type of operations and amending Regulation (EU) No 965/2012;
- Commission Regulation (EU) No 1321/2014 of 26 November 2014 on the continuing airworthiness of aircraft and aeronautical products, parts and appliances, and on the approval of organisations and personnel involved in these tasks;
- Commission Regulation (EU) No 1178/2011 of 3 November 2011 laying down technical requirements and administrative procedures related to civil aviation aircrew pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council;
- Commission Regulation (EU) No 965/2012 of 5 October 2012 laying down technical requirements and administrative procedures related to air operations pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council;
- Commission Regulation (EU) 2018/395 of 13 March 2018 laying down detailed rules for the operation of balloons as well as for the flight crew licensing for balloons pursuant to Regulation (EU) 2018/1139 of the European Parliament and of the Council;

- Commission Implementing Regulation (EU) 2018/1976 of 14 December 2018 laying down detailed rules for the operation of sailplanes as well as for the flight crew licensing for sailplanes pursuant to Regulation (EU) 2018/1139 of the European Parliament and of the Council;
- Commission Regulation (EU) No 452/2014 of 29 April 2014 laying down technical requirements and administrative procedures related to air operations of third country operators pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council;
- Commission Implementing Regulation (EU) 2017/373 of 1 March 2017 laying down common requirements for providers of air traffic management/air navigation services and other air traffic management network functions and their oversight, repealing Regulation (EC) No 482/2008, Implementing Regulations (EU) No 1034/2011, (EU) No 1035/2011 and (EU) 2016/1377 and amending Regulation (EU) No 677/2011;
- Commission Implementing Regulation (EU) No 1079/2012, Commission Implementing Regulation (EU) No 1207/2011, Commission Implementing Regulation (EU) No 1206/2011, Commission Regulation (EU) No 73/2010, Commission Regulation (EC) No 262/2009, Commission Regulation (EC) No 29/2009, Commission Regulation (EC) No 633/2007, Commission Regulation (EC) No 1033/2006, Commission Regulation (EC) No 1032/2006;
- Commission Regulation (EU) 2015/340 of 20 February 2015 laying down technical requirements and administrative procedures relating to air traffic controllers' licences and certificates pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council, amending Commission Implementing Regulation (EU) No 923/2012 and repealing Commission Regulation (EU) No 805/2011;
- Commission Regulation (EU) No 1332/2011 of 16 September 2011 - Airspace Usage Requirements and Operating Procedures for Airborne Collision Avoidance;
- Commission Implementing Regulation (EU) 2018/1048 of 18 July 2018 laying down airspace usage requirements and operating procedures concerning performance-based navigation;
- Commission Implementing Regulation (EU) No 923/2012 of 26 September 2012 laying down the common rules of the air and operational provisions regarding services and procedures in air navigation and amending Implementing Regulation (EU) No 1035/2011 and Regulations (EC) No 1265/2007, (EC) No 1794/2006, (EC) No 730/2006, (EC) No 1033/2006 and (EU) No 255/2010;
- Commission Regulation (EU) No 139/2014 of 12 February 2014 laying down requirements and administrative procedures related to aerodromes pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council;
- Commission Implementing Regulation (EU) 2019/947 of 24 May 2019 on the rules and procedures for the operation of unmanned aircraft;
- Commission Implementing Regulation (EU) 2019/945 of 12 March 2019 on unmanned aircraft systems and on third-country operators of unmanned aircraft systems;
- Commission Regulation (EC) No 104/2004 of 22 January 2004 laying down rules on the organisation and composition of the Board of Appeal of the European Aviation Safety Agency;
- Commission Implementing Regulation (EU) 2019/2153 of 16 December 2019 on the fees and charges levied by the European Union Aviation Safety Agency, and repealing Regulation (EU) No 319/2014;
- Commission Implementing Regulation (EU) No 646/2012 of 16 July 2012 laying down detailed rules on fines and periodic penalty payments pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council;
- Commission Implementing Regulation (EU) No 628/2013 of 28 June 2013 on working methods of the European Aviation Safety Agency for conducting standardisation inspections and for monitoring the application of the rules of Regulation (EC) No 216/2008 of the European Parliament and of the Council and repealing Commission Regulation (EC) No 736/2006;
- Commission Implementing Regulation (EU) 2019/317 of 11 February 2019 laying down a performance and charging scheme in the single European sky and repealing Implementing Regulations (EU) No 390/2013 and (EU) No 391/2013.

These documents can be consulted via the website of the CAA:

URL: <https://mobilit.belgium.be/nl/luchtvaart/wetgeving-en-regelgeving> (Dutch)

URL: <https://mobilit.belgium.be/fr/aviation/legislation-et-reglementation> (French)

2 IN LUXEMBOURG

A list containing all national regulations and international agreements / conventions concerning air navigation in Luxembourg may be downloaded from the following address:

URL: https://ops.skeyes.be/html/belgocontrol_static/eaip/eAIP_Product/Documents/Releve_Legislation_Aviation-Legislation_nationale_05_04_2019.pdf

Further information on the national regulations and the international agreements / conventions concerning air navigation in Luxembourg can be found on the website of Legilux:

URL: www.legilux.public.lu

3 EUROPEAN REGULATIONS

European regulations can be consulted on the website of EASA:

URL: <https://www.easa.europa.eu/regulations#regulations-atmans---air-traffic-managemantair-navigations-services>

Note: The above link also allows to directly access related Acceptable Means of Compliance and Guidance Material in support of EASA rules incl. the comprehensive EASA Access Rules. Single European Sky Regulations are indicated through a further link within that homepage. For any queries linked with this webpage please use: <https://www.easa.europa.eu/contact-us>.

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