

Commission Regulation
(EU) 965/2012
as amending by
(EU) 2018/1042

The logo consists of the lowercase letters 'tm' in a white, sans-serif font, positioned on a black rectangular background. To the right of this black background is a solid orange rectangular area.

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MACE

November 2020

EPPSI Guide 2nd Edition - October 2020

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In the new reality, it will be even more important to promote and facilitate structures that allow safety critical staff in need to address their wellbeing and mental health issues and get help.

Capt. P. Reuter, October 2020

Commission Regulation (EU) 2018/1042

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- CAT.GEN.MPA.170 Psychoactive substances
- CAT.GEN.MPA.175 Endangering safety
- CAT.GEN.MPA.215 Support Programme

2020/745 - 14 February 2021

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CAT.GEN.MPA.170 - Psychoactive substances

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→ Regulation applicable to:

- All Flight Crew
- All Cabin Crew
- All Safety-sensitive personnel

all of whom fall under the direct employment of the operator.

→ Operator to ensure a policy is in place based on 'Just Culture' principles:

- Prevention and detection of misuse of psychoactive substances
- Training regarding the misuse of psychoactive substances
- Testing for psychoactive substances

→ In case of a confirmed positive result:

- Operator's competent Authority and licensing Authority needs to be informed

CAT.GEN.MPA.175 - Endangering safety

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- Regulation applicable to:
 - All Flight Crew

- Operator to ensure psychological assessment to flight crew:
 - Before commencing airline line flying

- Psychological assessment to include:
 - Identification of psychological attributes consistent with the operator's work environment
 - Unwarranted behaviour that could negatively effect safety operation of aircraft

CAT.GEN.MPA.170 - CAT.GEN.MPA.175

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→ The main scope of the two regulations:

The operator shall take all reasonable measures to ensure that no person enters or is in any of its aircraft that may pose a safety threat and endanger the aircraft and its occupants.

CAT.GEN.MPA.215 - Support programme

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→ Regulation applicable to:

- All Flight crew
- Irrespective if FC are on full-time employment, contracted, hired or otherwise

→ Operator responsible to ensure:

- A proactive and non-punitive support programme is in place
- Anonymity and confidentiality of the flight crew attending the programme

→ Reason for support programme

- Aid flight crew recognise, cope and overcome dilapidating problems that may affect negatively flight crew to exercise the privileges of their licence

Success of support programme

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→ Determined by:

- **Trust** by all concerned
- **Confidentiality** in the support process
- **Accessibility** to the programme
- Well trained **peer supporters/assistances/guides**
- Psychoeducation education of flight crew
- Management acceptance of programme
- Monitoring the effectiveness of the programme
- 'Return to work' support
- Escalation process in the event of serious cases

Oversight of support programme by TM-CAD

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- ➔ TM-CAD role and involvement as the Authority:
 - Fully supports operator in the implementation of the programme
 - Will review the operator's submitted documentation
 - Will 'approve' the initial implementation of the support programme
 - Will preferably form part of the meetings held by Oversight Committee
 - Will **only** be privy to de-identified data as supplied to the operator's management system
- ❖ TM-CAD will only intervene if the flight crew member is
 - A threat to self
 - A threat to others
 - In criminal offences

- Will any of the 3 regulations require approval from TM-CAD?
 - The 3 regulations will not form part of TM-CAD Form 0091
 - Submission to TM-CAD of any changes will be notifications under 'Not requiring prior Approval'
- Who will be responsible for passing the PA from one operator to another?
 - The pilot or
 - The responsible person of the operator only with the informed consent from the pilot
- How will the operator and TM-CAD ensure compliance to regulations?

When the SP is implemented:

 - Oversight Committee will ensure compliance with the assistance of CM
 - CM offers a supportive role to the Oversight Committee
 - TM-CAD will issue a non-exhaustive Compliance Checklist
 - Statistical data provided to SM to incorporate in the management system

Contact details

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Thank you