

From: [REDACTED]
To: [REDACTED]
Subject: ACP-2021-014: NR-EWR BVLOS Decision
Date: 07 September 2021 13:34:00

Title: NR-EWR BVLOS
Reference: ACP-2021-014
Date: 7 September 2021

I am writing to you today in relation to the Airspace Change Proposal (ACP) titled “NR-EWR BVLOS (ACP-2021-014)”. Following the Assessment Meeting, you have conducted targeted stakeholder engagement and you have provided evidence of your engagement in a Summary Report. My colleagues and I have reviewed your engagement report, final proposal and all associated correspondence. We have determined that the level of engagement undertaken is proportionate for this airspace change proposal. The post engagement report meets the requirements set out in the process and the summary of feedback is a fair and accurate representation of stakeholders views. With that in mind, I can confirm that the decision has, noting the conditions and restrictions outlined below, been to **approve** the request for a Temporary Danger Area complex in relation to ACP-2021-014.

We note that through the use of Letters of Agreement (LoA) you have agreed a process with other airspace users to ensure their requirements are considered. This combined with the limited duration and number of activations and the use of pre- and inflight contact telephone numbers ensures a low impact to stakeholders, thus embracing core tenants of the Flexible Use of Airspace, including elements of Collaborative Decision Making. Any substantive change to the principles presented in these documents should be referred to the CAA to ensure this process remains in place.

We noted from the conversation with [REDACTED] that you stated the CAA only made you aware of the stakeholder in the final phases of the process. We would highlight Airspace Regulation strive to help sponsors identify relevant stakeholders and offered assistance in this matter at the Assessment Meeting and by follow-up email sent on 26 April. We would appreciate this information is corrected with the stakeholder and that the correct position is reflected at page 1 in your revised submission.

You are approved to activate the TDA for 2 days within the 90-day validity period. When satisfied that you have met the criteria for project success before the end of the 90-day TDA applicability period, you are to withdraw the AIC for the TDA immediately. The following conditions should be met prior to activation of the TDA:

- The Operational Safety Case for this activity must be approved and signed off prior to activation of the TDA;
- All Letters of Agreement should be presented to CAA Airspace Regulation in final, signed form prior to activation of the TDA;
- You should continue to engage with local stakeholders effected by the proposal highlighting the approval and notifying them when implementation is anticipated, providing an update on operational dates and advising that there will be no DACS or DAAIS provision;
- The full range of stakeholder groups must be informed of the CAA’s regulatory decision and be provided with clarification of when the TDA will be activated;

- Appropriate measures must be put in place for the monitoring, collating and reporting on the level and contents of complaints to the CAA once it has been implemented and throughout its period of operation. Stakeholders should be notified of the arrangements. The CAA expect reporting on complaints on a two-weekly basis throughout the operation of the TDA;
- You must record all approvals and denials to enter the TDA whilst it is active.

The next stage for this ACP is 'Implementation'. The CAA will submit an Aeronautical Information Circular (AIC) which will be published on **21st October 2021**. You will be unable to activate the required TDA until at least that date, when your 90 day notification period will commence.

In order to activate the required Temporary Danger Areas, please contact Airspace Regulation Operations on arops@caa.co.uk quoting an activity number and TDA reference, both will be provided to you in due course, with the required activation timings.

For example:

Activation Request:

Activity Number: 2020-XX-XXX

Date: 21 October 2021

Timings: 0800-1600L (it is important to specify local (L) or UTC (UTC or Z))

TDA: EG DXXX

Please ensure that at least 24 hours' notice is provided noting Airspace Regulations operating hours are Mon-Fri 0830-1630L. NOTAM promulgation is usually between 0900-1600L. Please provide as much lead in time as possible to ensure the required TDA is activated with sufficient notice for other airspace users.

Kind regards,

[Redacted]
Airspace Regulator

Airspace Regulation (Technical)
Airspace, ATM & Aerodromes
Civil Aviation Authority
Floor 1E
Aviation House
Gatwick Airport South
West Sussex
RH6 0YR



Skype: [Redacted]

Email: [Redacted]

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