

In accordance with paragraph (2) of Article 10 and paragraph (1) of Article 31 of the Aviation Act ("Official Gazette of the Republic of North Macedonia" No.14/24) and in reference to the Article 3 of the Multilateral Agreement between the European Community and its Member States, the Republic of Albania, Bosnia and Herzegovina, the Republic of Bulgaria, the Republic of Croatia, the Republic of Macedonia, the Republic of Iceland, the Republic of Montenegro, the Kingdom of Norway, Romania, the Republic of Serbia and the United Nations Interim Administration Mission in Kosovo on the establishment of a European Common Aviation Area ratified with the Act for Ratification on Multilateral Agreement ("Official Gazette of the Republic of Macedonia No. 27/07 and 98/09 and "Official Gazette of the Republic of North Macedonia" No.259/19), the Director General of the Civil Aviation Agency endorsed the following

REGULATION on unmanned aircraft

Article 1

The present Regulation stipulates the special requirements for safe use, provision of appropriate services and carrying out unmanned aircraft flight operations, unmanned aircraft systems and model aircraft, competency training of the persons operating such aircraft and systems and obtaining the relevant certificates, as well as the form, content, records and procedure for their issuance or modification.

Article 2

The special conditions for safe use, provision of appropriate services and carrying out unmanned aircraft flight operations, unmanned aircraft systems (hereinafter: UAS) and model aircraft, as well as competency of the persons operating such aircraft and systems are prescribed in the 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, amended by EU Regulation 2021/1087 (hereinafter: **EU Regulation 2018/1139**) enclosed in accordance to the Article 2 of the Regulation for common basic rules for safety for the activities in the civil aviation, Commission Delegated Regulation (EU) 2019/945 of 12 March 2019 on unmanned aircraft systems and on third-country operators of unmanned aircraft systems (Chapters III, IV of its Annex), amended by EU Regulation No. 2020/1058 (hereinafter: **EU Regulation 2019/945**), in the Commission Implementing Regulation (EU) 2019/947 of 24 May 2019 on the rules and procedures for the operation of unmanned aircraft, amended by EU Regulations No. 2020/639, 2020/746, 2021/1166 and 2022/425 (hereinafter: **EU Regulation 2019/947**) and in the Commission Implementing Regulation (EU) 2021/664 of 22 April 2021 on a regulatory framework for the U-space, amended by EU Regulation No. 2023/203 (hereinafter: **EU Regulation 2021/664**), that are accepted and directly applied, and are published on the Civil Aviation Agency (hereinafter: Agency) web site.

Article 3

(1) During the implementation of the provisions from this Regulation, certain terms have the following meaning:

- 1) EASA means the European Union Aviation Safety Agency;

2) National aviation authority, competent authority, competent authority of Member States shall be interpreted, if applicable, as the Civil Aviation Agency.

(2) The terms Community, Community Law, Community Legislation, Community Instruments, EC Treaty, Community Airport, Official Journal of the European Communities, Official Journal of the European Union), Community Air Carrier and Member State(s) that are used in the EU Regulations 2018/1139, 2019/947, 2019/945 и 2021/664 are read in accordance with the paragraphs 2 and 3 of Annex II of the Multilateral Agreement between the European Community and its Member States, the Republic of Albania, Bosnia and Herzegovina, the Republic of Bulgaria, the Republic of Croatia, the Republic of Macedonia, the Republic of Iceland, the Republic of Montenegro, the Kingdom of Norway, Romania, the Republic of Serbia and the United Nations Interim Administration Mission in Kosovo on the establishment of a European Common Aviation Area ratified with the Act for Ratification on Multilateral Agreement ("Official Gazette of the Republic of Macedonia No. 27/07 and 98/09 and "Official Gazette of the Republic of North Macedonia" No.259/19).

(3) Other terms during the implementation of this Regulation shall have the meaning established in the EU Regulations 2018/1139, 2019/947, 2019/945 and 2021/664, unless otherwise established by paragraphs (1) and (2) of this Article.

Article 4

(1) During the implementation of EU Regulation 2019/947 and its amendments from Article 2 of this Regulation, the Acceptable Means of Compliance – AMC and Guidance Material – GM, enacted with the Decision No. 2019/021/R of the EASA Executive Director are used, including all its amendments relating to those EU Regulations, which are published on the EASA website and are accepted and directly applied.

(2) During the implementation of EU Regulation 2021/664 and its amendments from Article 2 of this Regulation, the Acceptable Means of Compliance – AMC and Guidance Material – GM enacted with the Decision No. 2022/022/R of the EASA Executive Director are used, including all its amendments relating to those EU Regulations, which are published on the EASA website, as well as the EUROCONTROL U-space Airspace Risk Assessment - Method and Guidelines Document, which are accepted and directly applied.

Article 5

(1) For obtaining the relevant certificates, a request should be submitted to the Agency accompanied by the proof of the paid administrative tax, proof of paid fee according to the Tariff Regulation of the Agency and proof of the compliance with the requirements form Article 2 of this Regulation.

(2) The form, content, records and procedure for issuance and modification of the certificates for Article 2 of this Regulation are established in the EU Regulations 2019/947 and 2021/664, as well as in the appropriate AMC/GM of Article 4 from this Regulation.

(3) The provisions of the Law on General Administrative Procedure are applied subsidiary to the procedures determined in paragraph (2) unless otherwise determined by the EU Regulations 2019/947 and 2021/664, as well as by the appropriate AMC/GM of Article 4 from this Regulation.

(4) Without prejudice to paragraph (3) of this Article, in the procedures provided by this Regulation, the parties may submit the documents for fulfilment of the conditions in English.

(5) Without prejudice to paragraph (3) of this Article the administrative procedures for issuing or modification of the certificates from Article 2 of this Regulation are completed in the shortest term possible, and or not later than within six months from the date of their application.

(6) The deadline referred to in paragraph (5) of this Article shall start to expire as of the day when the client has submitted the complete documentation defined in this Regulation for the adequate application.

Article 6

(1) The Agency shall establish and maintain accurate registration systems for UAS whose design is subject to certification and for UAS operators whose operation may present a risk to safety, security, privacy and protection of personal data or environment in accordance to Article 14 of EU Regulation 2019/947.

(2) The registration systems for UAS whose design is subject to certification is laid down in the Regulation on Registration of Aircraft.

(3) In accordance to Article 16 paragraph 4 of EU Regulation 2019/947, the Agency may enable model aircraft clubs and associations to register their members into the registration systems established in accordance with paragraph (1) of this Article on their behalf.

Article 7

(1) The Agency with operational directive may in accordance to Article 15 of the EU Regulation 2019/947 and the AMC/GM from paragraph (1) of Article 4 of this Regulation establish UAS geographical zones for safety, security, privacy or environmental reasons.

(2) The Agency should make publicly available the information on UAS geographical zones from paragraph (1) of this Article, including the period of their validity.

(3) The Civil-Military Committee may, pursuant to Article 3 of the EU Regulation 2021/664, determine UAS geographic zones as U-space airspace after a previously implemented coordination process by the Agency established pursuant to point (f) of Article 18 of the EU Regulation 2021/664 and the AMC/GM referred to in paragraph (2) of Article 4 of this Regulation.

Article 8

The Agency may pursuant to paragraph (6) of Article 5 of EU Regulation 2021/664 to designate a single common information service provider to supply the common information services on an exclusive basis in all or some of the U-space airspaces.

Article 9

(1) UAS types that are not in accordance with EU Regulation 2019/945 and which are not privately-built are allowed to continue to be operated under the conditions from Article 20 of the EU Regulation 2019/947, if they have been placed on the market before 1 January 2026.

(2) Without prejudice to paragraph (1) of this Article, the use of UAS in the 'open' category which do not comply with the requirements of Parts 1 to 5 of the Annex to EU Regulation 2019/945 shall be allowed until 31 December 2026, under the conditions from Article 22 of the EU Regulation 2019/947.

(3) The Agency shall convert the licenses and authorization issued pursuant to the Regulation for conditions under which unmanned aircraft can fly into Macedonian Airspace („Official Gazette of the Republic of Macedonia“ No. 187/17 and 152/18), into certificates in accordance with the provisions of this Regulation not later than 1 January 2025.

(4) UAS operations in the framework of model aircraft clubs and associations may continue to be performed in accordance with the applicable national rules and without authorization in accordance with the Article 16 from EU Regulation 2019/947 not later than 1 January 2027.

(5) The provisions from this Regulation referring to the EU Regulation 2021/664 shall begin to apply from 1 March 2027.

(6) Without prejudice to paragraph (5) of this Article, the provisions from point b) paragraph (5) of Article 3 and paragraph (8) of Article 5 from EU Regulation 2021/664 are not applied until the period set in Article 4 of the Regulation for common basic safety rules related to the various activities in the field of civil aviation.

(7) To physical and legal entities that have registered UAS in the Aircraft Register-Book for unmanned aircraft, in accordance to the Regulation on the form, content, record keeping and amendment of the Certificate of Registration and Temporary Certificate of Registration of an aircraft („Official Gazette of the Republic of North Macedonia“ No. 294/21), the Agency shall issue operator registration number in accordance to the provisions of this Regulation not later than 31 December 2024.

(8) All physical and legal entities holding valid operational certificate for operating unmanned aircraft or certificate for training of pilots on unmanned aircraft issued in accordance with the Regulation for conditions under which unmanned aircraft can fly into Macedonian Airspace („Official Gazette of the Republic of Macedonia“ No. 187/17 and 152/18) should submit an application to the Agency for obtaining relevant certificates in accordance with the provisions from this Regulation not later than 31 December 2025.

Article 10

On the day of the commencement of the application of this Regulation, the Regulation on the manner and rules of modelling, (“Official Gazette of the Republic of Macedonia” No. 134/08 and Regulation on manner and conditions on launching rockets and other flying objects for scientific, sports and other purposes that could endanger flight safety (“Official Gazette of the Republic of Macedonia No. 134/08) shall cease to be valid.

Article 11

This Regulation shall enter into force on the day following its publication in the "Official Gazette of the Republic of North Macedonia", and shall start to apply from 1 January 2025.

No. 10-704/1

Director General

30 May 2024

Civil Aviation Agency

Skopje

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