

Patrick Ky  
Executive Director

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Mr Emeric Waziers  
Wingly - Agoranov  
96 bis boulevard Raspail  
75006 Paris  
FRANCE

**Subject: Cost-shared flights**

Reference: Your email dated 20 January 2016 - EASA ref. A/1497

Dear Mr Waziers,

Thank you for your email of 20 January 2016 regarding the relationship between your online platform 'Wingly' advertising cost-shared flights and Regulation (EU) No 965/2012 (Air OPS Regulation).

Under Art. 6.4a (a) of Commission Regulation (EU) No 965/2012 (Air OPS Regulation), cost-shared flights by private individuals on non-complex aeroplanes and helicopters, balloons and powered sailplanes may be operated in accordance with the rules of Part-NCO (non-commercial operations with non-complex aircraft), on the condition that the direct cost is shared by all the occupants of the aircraft, pilot included, and the number of persons sharing the direct costs is limited to six. Under the derogation, the sharing of annual costs is not permitted. Please note that Part-NCO of the Air OPS Regulation only applies in France as of 25 August 2016. Until then national rules apply. Additionally, Article 3.2 of Commission Regulation (EU) No 1178/2011 (Air Crew Regulation) establishes, that holders of private pilot licences may carry out flights referred to in Article 6.4a of the Air OPS Regulation, 'without prejudice to compliance with any additional requirements for the carriage of passengers or the development of commercial operations', defined in the Air Crew Regulation.

Therefore, I can confirm that the derogations of Art. 6.4a (a) of the Air OPS Regulation and Article 3.2 of the Air Crew Regulation apply to operations that advertise on 'Wingly', provided that those operations comply with the conditions mentioned above and that Part-NCO of the Air OPS Regulation applies. However, we would like to bring to your attention that it is important that the nature of these flights is clearly specified to the interested public. The Agency intends to initiate a discussion with Member States to agree on best practices to ensure that proper information is made available to the public. We have also invited you to a meeting on cost-shared flights at EASA on 13 April 2016 with national aviation authorities (NAAs), who are members of the EASA EPAS Action Group. We look forward to your participation to this meeting.

Yours sincerely,



Patrick KY

