

Guide for the submission of the  
**Responsible Declaration** for  
overflights of ULM, historic and  
amateur-built aircraft registered  
in other **EU Member States**

EDITION REGISTER		
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REFERENCES	
CODE	TITLE
OPS-UAH-ITR01-F01	Responsible declaration for overflights of ULM, historic and amateur-built aircraft registered in other EU Member States

ACRONYM LIST	
ACRÓNIMO	DESCRIPTION
AESA	Agencia Estatal de Seguridad Aérea
EASA	European Aviation Safety Agency
MTOW	Maximum Take Off Weight
ICAO	International Civil Aviation Organization
ULM	Ultralight Structure Aircraft

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## 1. INTRODUCTION

Aircraft registered in other States which do not hold a certificate of airworthiness issued in accordance with the provisions of Annex 8 to the Convention on International Civil Aviation are not covered by Article 5 of the mentioned Convention and therefore may not enter the airspace of another State or make stopovers in its territory for non-commercial purposes without prior authorisation from that State.

The aircraft referred to in the previous paragraph include ULMs, amateur-built and historic aircraft whose certificate of airworthiness does not comply with Annex 8, which are also excluded from the scope of Regulation (EU) 2018/1139 of the European Parliament and of the Council of 4 July, as they comply with the characteristics listed in Annex I of the Regulation.

In this regard, Article 2.3 of Regulation (EU) 2018/1139 provides that, without prejudice to Member States' obligations under the Chicago Convention, aircraft covered by Annex I to this Regulation and registered in one Member State may operate in other Member States, subject to the agreement of the Member State in whose territory the operation takes place.

## 2. PURPOSE AND SCOPE

This guide is prepared in accordance with the provisions of the Resolution of 27 June 2019, the correction of errors to the Resolution published on 3 April 2020, and the Resolution of 27 November 2023 published to report the nullity of various sections of the initial Resolution of the Direction of the AESA, determining the conditions applicable to the operation in Spain of ultralight, amateur-built and historic aircraft registered in other EU Member States, which establishes the responsible declaration system provided for in Article 69 of Law 39/2015 of 1 October to allow the aforementioned aircraft to fly in Spain.

This document is intended to provide guidance to those interested in operating ULMs, historic and amateur-built aircraft registered in other EU Member States in Spain.

If you have any queries, do not hesitate to contact via the following e-mail address: [sobrevuelos.aesa@seguridadaerea.es](mailto:sobrevuelos.aesa@seguridadaerea.es)

### 3. DEFINITIONS

CONCEPT	DEFINITION
Ultralight Aircraft	Ultralight aircraft are powered aircraft complying with the characteristics of subparagraphs (e) and (f) of Annex I to Regulation 2018/1139.
Historical Aircraft	Those meeting the requirements of subparagraphs a) i) and ii) of Annex I to Regulation 2018/1139 and which have held a certificate of airworthiness issued in compliance with the provisions of ICAO, and thereafter have been operated on the basis of a restricted national certificate of airworthiness or a restricted national permit to fly with a maximum take-off weight (MTOW) of less than 5700kg.
Amateur-built aircraft	Those at least 51% of which are built by an amateur or a non-profit association of amateurs for their own purposes and without any commercial objective, with a maximum take-off weight (MTOW) of less than 5700 kg.

### 4. DOCUMENT DEVELOPMENT

The declarant must submit a Declaration of Responsibility to carry out non-commercial operations in Spain with ultralight (ULM), historical and amateur-built aircraft registered in other States, in accordance with the provisions of Article 69 of Law 39/2015, on the common administrative procedure for public administrations.

The latest edition of the model of responsible declaration for this type of operation (**OPS-UAH-ITR01-F01**) is available for applicants at the AESA website.

This Responsible Declaration, according to the format (**OPS-UAH-ITR01-F01**), must be submitted together with the required complementary documentation online by the **Virtual Office** of the electronic site.

To submit a PNR86 application online through the Virtual Office, you must access:

- **Cl@ve system** through digital certificate or electronic ID, PIN code, permanent key and EU citizens.
- **e4F system** for foreigners who do not have Cl@ve.

## e4F Registration

For first-time access to the e4F system for foreigners, prior registration of the declarant is required.

 	 e4F eSignature For Foreigners 
Access with Cl@ve system through digital certificate or electronic DNI, Claves PIN, permanent Cl@ve and citizens of the European Union.	Access through the e4F system for foreign people that cannot use Cl@ve. To access it is necessary to <a href="#">register</a>

### Access application


From this section you can request the processing of a new password. Fill in the data and once the request is made, you will receive an email to verify the request for a new password. Once the request has been verified and your data has been verified by the AESA staff, you will receive an email with the password. Keep in mind that this check may take days. **Please note that this verification may take days.**

If you have NIF or spanish NIE, you must not apply for new key.



To proceed with the registration, click on the hyperlink "**register**". The declarant will then be given access to a form to be filled in with personal data.

Once this step has been completed, an email will be sent to the declarant informing about the activation of the "**Clave Concertada**". Once this activation has been received, the declarant will be able to create their own password. Once the declarant has created the password, access to the online procedure will be granted and the declarant will be able to submit the application via PNR86.



Su clave concertada ha sido aprobada.  
*Your agreed password has been approved.*

El usuario con identificación [REDACTED] puede cambiar su clave concertada.  
*The user with identification number [REDACTED] can change his/her agreed password.*

Para cambiar su clave pinche [aquí](#)  
*Click [here](#) to change your password*

Por favor, guarde su clave en un lugar seguro y no la comparta con nadie.  
*Please keep your password in a safe place and do not share it with anyone.*

Agencia Estatal de Seguridad Aérea  
*Spanish Aviation Safety and Security Agency*

#### 4.1. Conditions

The Declarant must comply with the requirements defined in the Resolution of 27 November 2023 of the Direction of the AESA which establishes the nullity of some sections of the Resolution of 27 June 2019 of the same organisation. AESA may require at any time that documentation accrediting compliance with the requirements is provided.

It must be taken into account:

- Correct completion of the Responsible Declaration Form (**OPS-UAH-ITR01-F01**).

#### 4.2. Proof of submission

At the end of the procedure for submitting the responsible declaration via the E-Office, you will obtain a proof of submission which will validate that the procedure has been correctly submitted to the AESA.