

Federal Aviation Administration (FAA)

And

**Agência Nacional de Aviação Civil
Airworthiness Superintendent (ANAC/SAR)**

SPECIAL ARRANGEMENT

**Production of Airplanes in Accordance with
FAA Type Certificates A59CE and A60CE**

by

**Embraer Executive Aircraft, Inc. in Melbourne, Florida in the
United States of America as
STATE OF MANUFACTURE**

And

**Embraer, S.A. as Type Certificate Holder in Brazil as
STATE OF DESIGN**

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CHAPTER 1: INTRODUCTION

1.1 PURPOSE

The Federal Aviation Administration (FAA) and Agência Nacional de Aviação Civil – Brasil, Airworthiness Superintendent (ANAC/SAR) have agreed to a Special Arrangement for mutual technical assistance for the production of airplanes in accordance with the FAA Type Certificates (TC) A59CE and A60CE by Embraer Executive Aircraft, Inc. (EEA) in Melbourne, Florida, United States of America, as State of Manufacture, and Embraer S.A. as Type Certificate Holder from Brazil, as State of Design.

1.2 BACKGROUND

- 1.2.1 EEA is licensed by Embraer S.A. to manufacture airplanes in accordance with FAA TCs A59CE and A60CE. Embraer S. A., is the Type Certificate Holder for TCs A59CE and A60CE. FAA policy allows U.S. companies to obtain a production approval based on a licensing agreement with the holder of a type certificate under Title 14 Code of Federal Regulations (CFR) section 21.132(c).
- 1.2.2 The Bilateral Aviation Safety Agreement Implementation Procedures (BASA IP) between the United States of America and Brazil contains provisions for companies licensing the rights to design approvals held in each other's country.
- 1.2.3 EEA applied for an FAA production certificate on the basis of its licensing agreement with Embraer S.A. To specifically provide additional procedural guidance in regulatory responsibility and manufacturing surveillance, a Management Plan has been developed in accordance with the Government of the United States of America and the Government of the Federative Republic of Brazil Bilateral Aviation Safety Agreement (BASA), Section V of the Implementation Procedures (IP), Revision 1, dated September 8, 2006. This Special Arrangement confirms that 1) ANAC/SAR, will undertake responsibility for these type designs on behalf of Brazil, the State of Design for FAA TCs A59CE and A60CE; and 2) ANAC will recognize the eligibility for import of EEA assembled aircraft for FAA TCs A59CE and A60CE.
- 1.2.4 International Civil Aviation Organization Annex 8, Chapter 4, Paragraph 4.2.2, requires an acceptable agreement between two States. This Special Arrangement between the FAA and ANAC/SAR fulfills this requirement. This Special Arrangement, once implemented, supersedes the interim letters signed by both authorities, dated April 21, 2011 and May 17, 2011.

CHAPTER 2: GENERAL RESPONSIBILITIES

2.1 FAA RESPONSIBILITIES

Acting for the State of Manufacture, FAA will:

- a. Perform surveillance of EEA, the Production Approval Holder (PAH) in accordance with their policies, practices, and /or procedures;
- b. Issue FAA airworthiness approvals for production flight tests;
- c. Perform flight test support;
- d. Issue airworthiness approvals for aircraft produced;
- e. Review the information systems of EEA to ensure that they are prepared to collect, analyze, and transmit service difficulty information;
- f. Provide service difficulty information to ANAC;
- g. Amend the FAA TC data sheet to provide for identification and traceability of EEA manufactured aircraft;
- h. Conduct suspected unapproved parts investigations; and
- i. Conduct compliance and enforcement actions.

2.2 ANAC GGCP RESPONSIBILITIES

Acting for the State of Design, ANAC will:

- a. Be responsible for the approval of all design changes:
 - Changes to processes, material and/or design for replacement parts;
 - Modifications and repair designs; and
 - Changes to support the manufacturing process (material review board);
- b. Be responsible for determining compliance, surveillance and oversight, inspections and certifications on behalf of the FAA for materials produced under its Production Organization Approvals and as suppliers;

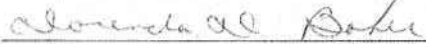
- c. Be responsible for the continued airworthiness for TC and responding to service difficulty information, taking mandatory action when required;
- d. Assist the FAA by investigating any potential unsafe conditions or service difficulty problems on EEA manufactured aircraft that may be related to the approved design;
- e. Amend the ANAC TC data sheet to provide for identification and traceability of EEA manufactured aircraft;
- f. Support suspected unapproved parts investigations; and
- g. Support compliance and enforcement actions.

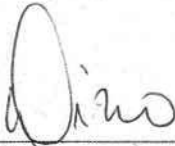
CHAPTER 3: AUTHORITY

Clarification or revision of this document will only be made after approval by both authorities.

FEDERAL AVIATION ADMINISTRATION

NATIONAL CIVIL AVIATION AGENCY -
BRAZIL

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