

**SIGURNOSNI NALOG**

**BROJ: 2022/001**

**SAFETY ORDER**

**NUMBER: 2022/001**



CRNA GORA  
AGENCIJA ZA CIVILNO VAZDUHOPLOVSTVO

**Naslov: Sigurnosni nalog** o maksimalno dozvoljenoj količini alkohola u organizmu članova posade vazduhoplova koji obavljaju dužnosti od značaja za sigurnost vazduhoplovstva

**Title: Safety order** related to alcohol limit of aircraft crew member while on duty related to aviation safety.

**Na inicijativu: Agencija za civilno vazduhoplovstvo Crne Gore (u daljem tekstu: Agencija)**

*Initiated by: The Civil Aviation Agency of Montenegro (hereinafter: the CAA)*

Na osnovu člana 6 stav 1 tačka 10, a u vezi sa članom 95 stav 1 Zakona o vazдушnom saobraćaju ("Službeni list CG", br. 30/12, 30/17 i 82/20), Agencija za civilno vazduhoplovstvo donijela je:

**SIGURNOSNI NALOG**

**Broj: 2022/001**

**Područje primjene:**

Ovaj sigurnosni nalog primjenjuje se na:

- Članove posade domaćih i stranih vazduhoplova, koji obavljaju poslove od značaja za sigurnost vazdušnog saobraćaja.

**Referentni propisi:**

Zakon o vazдушnom saobraćaju („Službeni list CG“, br. 30/12,30/17 i 82/20)

Pravilnik o načinu, pravilima i postupcima letenja vazduhoplova i operativnim uslugama u vazдушnom saobraćaju ("Službeni list CG", broj 11/16, 40/18 i 35/19), kojim je preuzeta Regulativa Komisije br. 923/2012 od 26. septembra 2012. godine, kojom se utvrđuju zajednička pravila letenja i operativne odredbe u vezi sa uslugama i postupcima u vazdušnoj plovidbi.

**Svrha:**

Ovim sigurnosnim nalogom utvrđuje se najveća dozvoljena koncentracija alkohola u organizmu člana posade vazduhoplova koji obavlja poslove od značaja za sigurnost vazdušnog saobraćaja (sigurnosno značajno osoblje).

In accordance with Article 6, paragraph 1, point 10, in conjunction with Article 95 paragraph 1 of the Law on Air Transport ("Official Gazette of Montenegro", No. 30/12, 30/17 and 82/20), the Agency for Civil Aviation, issued:

**SAFETY ORDER**

**Number: 2022/001**

**Scope:**

This Safety Order applies to:

-Crew members of national and foreign aircrafts, performing activities relevant for air traffic safety

**Regulation Reference:**

Law on Air Transport ("Official Gazette of Montenegro", No. 30/12,30/17 and 82/20)

Regulation on method, rules and procedures for flight operations and operational air traffic services ("Official Gazette of Montenegro", No. 11/16, 40/18 and 35/19), transposing Commission Regulation 923/2012 of September 26 2012, laying down the common rules of the air and operational provisions regarding services and procedures in air navigation.

**Purpose:**

This Safety Order shall determine the maximum permitted alcohol concentration in the body of an aircraft crew member who performs activities relevant for air traffic safety (safety-relevant personnel).

## 1. Uvod

Odredbom člana 95 stav 1 Zakon o vazdušnom saobraćaju propisano je da vazduhoplovno i kabinsko osoblje, za vrijeme obavljanja poslova, ne smiju biti pod uticajem alkohola ili psihoaktivnih supstanci, niti u psiho-fizičkom stanju koje ih onemogućava da pravilno obavljaju poslove.

U članu 169 st.1 i 2 Zakona o vazdušnom saobraćaju su propisane prekršajna kazna i zaštitna mjera zabrane vršenja dužnosti vazduhoplovnom osoblju od dva do šest mjeseci za nepostupanje po odredbi člana 95 stav 1 navedenog zakona.

Odredbom člana SERA.2020 Pravilnika o načinu, pravilima i postupcima letenja vazduhoplova i operativnim uslugama u vazdušnom saobraćaju utvrđeno je da nijedno lice čija je funkcija od važnosti za sigurnost vazduhoplovstva (sigurnosno značajno osoblje) ne smije da obavlja tu funkciju dok je pod uticajem bilo koje psihoaktivne supstance, zbog koje se smanjuju ljudske performanse.

## 2. Zloupotreba psihoaktivnih supstanci

a) Član posade vazduhoplova koji obavlja poslove od značaja za sigurnost vazdušnog saobraćaja ne smije obavljati takve dužnosti pod uticajem jedne ili više psihoaktivnih supstanci koje:

- predstavljaju neposrednu opasnost za korisnika ili ugrožavaju život, zdravlje ili dobrobit drugih osoba i/ili
- uzrokuju, odnosno pogoršavaju profesionalni, socijalni, mentalni ili fizički problem ili poremećaj.

b) U smislu ovoga Sigurnosnog naloga, smatra se da je pod uticajem alkohola član posade vazduhoplova koji obavlja poslove od značaja za sigurnost vazdušnog saobraćaja ako mu se utvrdi koncentracija alkohola u organizmu veća od 0,2 g/kg (gram alkohola po kilogramu krvi) odnosno odgovarajući iznos miligrama u litri izdahnutog vazduha.

c) Članu posade vazduhoplova koji odbije saradnju tokom alkotestiranja ili za kojeg je pozitivnim alkotestom utvrđeno da je pod uticajem alkohola zabranice se obavljanje dužnosti.

## 1. Introduction

The provision of Article 95, paragraph 1 of the Law on Air Traffic stipulates that air and cabin crew, while performing their duties, must not be under the influence of alcohol or psychoactive substances, or in a psychophysical condition that prevents them from performing their duties properly.

Article 169, paragraphs 1 and 2 of the Law on Air Transport prescribes a misdemeanour penalty and a protection measure prohibiting the performance of duties by aviation personnel from two to six months for failure to act in accordance with Article 95, paragraph 1 of the mentioned law.

The provision of SERA.2020 of the Regulation on method, rules and procedures for flight operations and operational air traffic services stipulates that no person whose function is relevant for aviation safety (safety-relevant personnel) may perform that function while under the influence of any psychoactive substances, due to which human performance is reduced.

## 2. Abuse of psychoactive substances

a) An aircraft crew member performing duties relevant for air traffic safety shall not perform such duties under the influence of one or more psychoactive substances which:

- pose an imminent danger to the user or endanger the life, health or well-being of others and / or
- cause or exacerbate an occupational, social, mental or physical problem or disorder.

b) For the purposes of this Safety Order, it is considered that under the influence of alcohol is an aircraft crew member performing activities relevant for air safety if it is determined that the alcohol concentration in the body exceeds 0.2 g / kg (gram of alcohol per kilogram of blood) that is, the corresponding amount of milligrams per liter of exhaled air.

c) A member of the aircraft crew who refuses to cooperate during alcohol testing or who is found to be under the influence of alcohol by a positive alcohol testing shall be prohibited from performing his / her duties.

<b>3.Stupanje na snagu</b> Ovaj sigurnosni nalog stupa na snagu osmog dana od dana objavljivanja na internet stranici Agencije.		<b>3. Entry into force</b> This Safety Order shall enter into force on the 8 <sup>th</sup> day following its publication on Agency's website.	
<b>Direktor / Director</b> <b>Zoran Maksimović</b>		<b>Datum / Date</b>	<b>31.01.2022.</b>