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Affects Parts: 41 & 42
Distribution: General

Regulation No. SR-368B

UNITED STATES OF AMERICA
CIVIL AERONAUTICS BOARD
WASHINGTON, D. C.

Effective: August 1, 1957
Adopted: July 31, 1957

SPECIAL CIVIL AIR REGULATION

AUTHORIZATION FOR SCHEDULED AIR TRANSPORTATION OF CARGO OUTSIDE THE CONTINENTAL LIMITS OF THE UNITED STATES UNDER THE PROVISIONS OF PART 42 OF THE CIVIL AIR REGULATIONS

Special Civil Air Regulation No. SR-368A currently authorizes air carriers, appropriately authorized by the Board to engage in scheduled cargo-only operations outside the continental limits of the United States, to conduct such operations under the provisions of Part 42 of the Civil Air Regulations. This authorization terminates July 31, 1957.

At the time the Board promulgated SR-368A, it indicated that the regulation was a temporary measure pending the development of adequate certification and operation rules for scheduled air transportation of cargo outside the continental limits of the United States. Although certain proposals in this matter have been circulated to interested persons for comment, the Board has not acted on these rules as yet; hence it is considered desirable to continue the authorization currently in effect.

Civil Air Regulations Draft Release No. 56-17, "Proposed Revision of Part 41 of the Civil Air Regulations - Certification and Operation Rules for Scheduled Air Carrier Operations Outside the Continental Limits of the United States," proposes that scheduled cargo-only operations be conducted under Part 42 when authorized by the Administrator. This was also proposed in the published notice of rule making on this special regulation and no adverse comment was received on this point. For this reason and because it is anticipated that revised Part 41, following publication in accordance with public rule making procedures, will contain a requirement that authorization be obtained from the Administrator prior to conducting such cargo operations, such a requirement has been incorporated in this special regulation.

Interested persons have been afforded an opportunity to participate in the making of this regulation (22 F.R. 4239), and due consideration has been given to all relevant matter presented. Since it imposes no additional burden on any person, this regulation may be made effective without prior notice.

In consideration of the foregoing, the Civil Aeronautics Board hereby makes and promulgates the following Special Civil Air Regulation effective August 1, 1957.

Any air carrier authorized by the Board pursuant to Title IV of the Civil Aeronautics Act of 1938, as amended, to engage in scheduled air transportation of cargo outside the continental limits of the United States may, upon authorization by the Administrator, conduct such transportation under the air carrier certification and operation rules prescribed in Part 42 of the Civil Air Regulations.

This regulation supersedes Special Civil Air Regulation No. SR-368A and shall remain in effect until such time as new certification and operation rules become effective for cargo operations outside the continental limits of the United States, unless sooner terminated or rescinded by the Board.

Sec. 205 (a), 52 Stat. 984; 49 U.S.C. 425 (a). Interpret or apply secs. 601, 604, 52 Stat. 1007, 1010; 49 U.S.C. 551, 554)

By the Civil Aeronautics Board:

/s/ M. C. Mulligan

M. C. Mulligan
Secretary

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