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Regulation No. SR-393B

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

Effective: December 23, 1953
Adopted: December 23, 1953

SPECIAL CIVIL AIR REGULATION

DELEGATION OF AUTHORITY TO THE ADMINISTRATOR TO AUTHORIZE COMPLIANCE WITH REVISED PART 40, EFFECTIVE APRIL 1, 1954, IN LIEU OF PRESENTLY EFFECTIVE PARTS 40 AND 61

On April 13, 1953, the Board adopted a revision to Part 40 which contains major changes to the certification and operating rules applicable to domestic scheduled interstate air carriers. Revised Part 40 was made effective October 1, 1953. Present Parts 40 and 61 were accordingly rescinded effective that date.

In order to permit the orderly transition of air carrier operations from presently effective Parts 40 and 61 to the revised Part 40, it was considered desirable that the Administrator of Civil Aeronautics be permitted, upon application by a domestic scheduled interstate air carrier, to amend the operations specifications of such air carrier to authorize compliance with selected provisions of revised Part 40 in lieu of the provisions of presently effective Parts 40 and 61 prior to October 1, 1953. In view of the foregoing, the Board adopted Special Civil Air Regulation SR-393 on April 13, 1953, authorizing the Administrator to permit operation in compliance with revised Part 40 prior to October 1, 1953. Because of unforeseen delays in the publication of manual material and the issuance of operations specifications, it became necessary to extend the effective date of revised Part 40 to January 1, 1954, and accordingly the provisions of SR-393 were extended by SR-393A until January 1, 1954. It has now become apparent, however, that the delays in publication of manual material and issuance of operations specifications have been longer than anticipated and it is extremely doubtful that such materials will be in the hands of the airlines sufficiently in advance of the January 1, 1954, effective date to enable orderly implementation of revised Part 40 on that date. The Board, therefore, is postponing the effective date of revised Part 40 and extending the authority provided by SR-393A to April 1, 1954. It is anticipated that the Administrator, in exercising this authority with respect to any particular provision, will require compliance with all related provisions of revised Part 40.

Since the purpose of this rule is to provide a means of orderly transition from presently effective to newly adopted rules, notice and public procedure hereon are considered impracticable and unnecessary and the Board finds that good cause exists for making the regulation effective without prior notice.

In consideration of the foregoing the Civil Aeronautics Board makes and promulgates the following Special Civil Air Regulation, effective immediately:

Contrary provisions of the Civil Air Regulations notwithstanding, the Administrator of Civil Aeronautics may, upon application, amend the operations specifications of an air carrier coming under the provisions of section 40.1 of revised Part 40, effective April 1, 1954, to authorize such air carrier to operate, prior to April 1, 1954, in compliance with selected provisions of Part 40, effective April 1, 1954, in lieu of the equivalent provisions of presently effective Parts 40 and 61.

This regulation supersedes Special Civil Air Regulation SR-393A and shall terminate April 1, 1954, unless sooner superseded or rescinded.

(Sec. 205 (a), 52 Stat. 984; 49 U.S.C. 425 (a). Interpret or apply secs. 601, 604, 605, 52 Stat. 1007, 1010, 1011, as amended; 49 U.S.C. 551, 554, 555, 559)

By the Civil Aeronautics Board:

/s/M. C. Mulligan

(SEAL)

M. C. Mulligan
Secretary