Affects Parts: 40, 60, 61
Distribution: General

Regulation No. SR-396A

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

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Effective: September 25, 1953
Adopted: September 25, 1953

SPECIAL CIVIL AIR REGULATION

LONG-DISTANCE DOMESTIC SCHEDULED AIR CARRIER OPERATIONS

Special Civil Air Regulation SR-396 which terminates October 1, 1953, provides special operating rules for scheduled air carrier aircraft operating in long-distance domestic operations at altitudes in excess of 12,500 feet above sea level east of longitude 100° W and at altitudes in excess of 14,500 feet above sea level west of longitude 100° W. At the time SR-396 was adopted it was anticipated that revised Part 40, which incorporates similar provisions, would be in effect on October 1, 1953. It has become apparent, however, that unforeseen delays in publication of manual material and issuance of operations specifications make it extremely doubtful that such materials will be in the hands of the air carriers sufficiently in advance of the October 1, 1953, effective date to enable orderly implementation of revised Part 40 on October 1, 1953. In view of the foregoing, the Board is postponing the effective date of revised Part 40 to January 1, 1954, and it is, therefore, desirable to extend the rules provided in SR-396 until January 1, 1954, at which time revised Part 40 will apply.

Since the time remaining prior to October 1, 1953, is insufficient to permit normal rule making procedure and delay beyond that date would operate contrary to the purpose of the regulation, the Board finds that notice and public procedure hereon are impracticable; and since this regulation imposes no additional burden on any person, the 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 immediately:

Flights of scheduled air carriers while at altitudes in excess of 12,500 feet above sea level east of longitude 100° W and 14,500 feet above sea level west of longitude 100° W shall comply with the applicable provisions of the Civil Air Regulations except as follows:

(a) Such flights need not comply with the requirements of § 60.45, § 61.252, or any sections of Parts 40 and 61 concerning civil airways.

(b) Such flights need not comply with the requirements of § 60.21, § 60.43, § 60.47, and § 61.171 (c), except to the extent which the Administrator may prescribe.

(c) Each pilot in command engaged in those operations shall be qualified for the route, if he is qualified for operations over any regular authorized route for the air carrier involved between the regular terminals for such operations.

(d) Each dispatcher who dispatches aircraft on flights authorized by this regulation shall be qualified under § 61.154 of the Civil Air Regulations for operation over an authorized route for the air carrier involved between the regular terminals of such operations: Provided, That when he is qualified only on a portion of such route he may dispatch aircraft only after coordinating the dispatch with dispatchers who are qualified for the other portions of the route between the points to be served.

This regulation supersedes Special Civil Air Regulation SR-396 and shall terminate January 1, 1954, unless sooner superseded for rescinded.

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

By the Civil Aeronautics Board:

/s/ M. C. Mulligan

M. C. Mulligan
Secretary

(SEAL)