THE UNITED STATES OF AMERICA
CIVIL AERONAUTICS AUTHORITY
WASHINGTON, D. C.

Regulations
Serial Number 40

At a session of the Civil Aeronautics Authority
held at its office in Washington, D. C.,
on the 6th day of September, 1939.

Acting pursuant to the authority vested in it by the Civil Aeronautics Act of 1938, particularly sections 205 (a) and 601 (a) of said Act, and finding that its action is desirable in the public interest and is necessary to carry out the provisions of and to exercise and perform its powers and duties under said Act, the Civil Aeronautics Authority hereby amends the Civil Air Regulations as follows:

AMENDMENT NO. 26
OF THE CIVIL AIR
REGULATIONS

PROVIDING FOR A NEW METHOD OF DETERMINING PERFORMANCE CHARACTERISTICS OF AIR CARRIER AIRCRAFT

Effective September 6, 1939, Part 04, as amended, of the Civil Air Regulations is amended as follows:

1. By striking sections 04.73, 04.730, 04.731, 04.732, 04.7320, 04.733 and 04.734 and inserting in lieu thereof the following new section:

"04.73 Performance characteristics of air carrier aircraft. No air carrier shall operate aircraft in scheduled air transportation unless data shall have been submitted to and approved by the Authority, covering the determination of such performance characteristics, in addition to those specified in sections 04.70, 04.71 and 04.72, as are, in the opinion of the Authority, necessary to determine the ability of such aircraft to safely perform the type of operation which the air carrier proposes to conduct. The method used for the determination of such ability shall be subject to the approval of the Authority."

By the Authority:

/s/ Paul J. Frizzell

Paul J. Frizzell,
Secretary.

(SEAL)