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

Civil Air Regulations Amendment 26-3
Effective: January 28, 1948
Adopted: January 28, 1948

ADDITIONAL PRIVILEGES FOR AIR-TRAFFIC CONTROL-TOWER OPERATOR WITH JUNIOR RATING

Presently effective §§ 26.50 and 26.51 of the Civil Air Regulations provide that, except in emergencies under prescribed conditions, the holder of an air-traffic control-tower operator certificate with junior rating shall not control air traffic except with the consent and under the supervision of an operator holding an appropriate senior rating.

The number of operators holding senior ratings is insufficient to provide traffic control supervision at all airports. Moreover, under visual flight rule conditions traffic can be adequately supervised at many airports by an operator holding a junior rating. For these reasons the management of many airports, pilots, and aircraft owners have requested that Part 26 be amended so as to permit operators with junior ratings to supervise air traffic under visual flight rule conditions at other than major airports. The Board finds that the requested authorization will advance air safety by permitting the supervision of air traffic by properly qualified airmen at many airports where at present no control is exercised and where under conditions of high traffic density hazardous situations frequently exist.

For the reasons stated above, notice and public procedures hereon are impracticable, and the Board finds that good cause exists for making this amendment effective on less than 30 days' notice.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 26 of the Civil Air Regulations (14 CFR, Part 26, as amended) effective January 28, 1948:

1. By amending § 26.50 to read as follows:

26.50 Exercise of authority. A certificated air-traffic control-tower operator shall control traffic in accordance with the procedures and practices prescribed by the Administrator to provide for the safe, orderly, and expeditious flow of air traffic and in accordance with the following requirements:

(a) When weather conditions are equal to or better than the basic minimums prescribed for VFR flight by Part 60 of the Civil Air Regulations, air traffic may be controlled by an operator with either a junior or senior rating for the airport involved: *Provided,* That where the Administrator finds the volume or character of the air traffic, the type and equipment of aircraft utilizing the airport, or the airport facilities require that an operator with a junior rating be supervised, he may require all air traffic at such airport to be controlled under the supervision of an operator with a senior rating.

(b) When weather conditions are below the basic minimums prescribed for VFR flight by Part 60 of the Civil Air Regulations, air traffic shall be controlled by an operator with senior rating, and such operator shall not issue an air traffic clearance for flight without prior authorization from the appropriate air traffic control center.

(c) In an emergency an operator with a senior rating may delegate his authority to an operator with a junior rating.

2. By repealing §§ 28.51 and 28.55.

(Secs. 205 (a), 601, 602, 52 Stat. 984, 1007, 1008; 49 U.S.C. 425 (a), 551, 552)

By the Civil Aeronautics Board:

/s/ M. C. Mulligan

M. C. Mulligan
Secretary

(S E A L)

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