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

Civil Air Regulations Amendment 42-24
Effective: July 1, 1954
Adopted: June 30, 1954

IRREGULAR AIR CARRIER AND OFF-ROUTE RULES

ELIMINATION OF THE REQUIREMENT THAT CERTAIN NONTRANSPORT CATEGORY AIRPLANES USED IN PASSENGER OPERATIONS BE CERTIFICATED IN THE TRANSPORT CATEGORY

Section 42.15 of Part 42 of the Civil Air Regulations requires that large airplanes certificated as a basic type after June 30, 1942, and used in passenger operations, be certificated as transport category airplanes. Airplanes certificated as a basic type after June 30, 1942, and prior to July 1, 1951, which are not transport category airplanes are required to be so certificated prior to July 1, 1954. The C-46 is the only aircraft type utilized in irregular air carrier service which was certificated as a basic type between June 30, 1942, and July 1, 1951. Under this provision of Part 42 the C-46 would be required to be certificated in the transport category prior to July 1, 1954, in order to continue to be used in passenger service.

In establishing the date of July 1, 1954, as the date by which certification of the C-46 in the transport category was required, it was intended that full opportunity be provided for interested persons to submit proposed alternative requirements for consideration by the Board. Two such proposals were circulated by the Board in Civil Air Regulations Draft Release No. 54-15 and comment thereon solicited. Other proposals have since been received by the Board. On the basis of comments received with respect to Draft Release 54-15, other proposals also received by the Board, and the voluminous record compiled by the Board during the several years of rule-making with respect to the C-46, the Board has determined that final disposition of this matter should be made without further delay.

In disposing of this matter the Board has found it necessary to adopt Special Civil Air Regulation SR-406 which contains requirements for the modification of the C-46 to enable it to comply substantially with the transport category requirements, and which extends the provisions of SR-391 until April 1, 1956, to enable carriers to complete these modifications. Since SR-406 permits the continued operation of C-46 aircraft under certain conditions until April 1, 1956, no provision need be made in this part for their continued operation.

Interested persons have been afforded an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented. Since this amendment imposes no additional burden on any person it may be made effective on less than thirty days' notice.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 42 of the Civil Air Regulations (14 CFR Part 42, as amended) effective July 1, 1954:

By deleting the proviso clause in § 42.15 (b).

(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 and 554)

By the Civil Aeronautics Board

/s/ M. C. Mulligan

M. C. Mulligan
Secretary

(SEAL)

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