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

Civil Air Regulations Amendment 43-10
Effective: February 3, 1959
Adopted: December 30, 1958

GENERAL OPERATION RULES

MEDICAL CERTIFICATE AND RENEWAL

Section 43.41 of Part 43 of the Civil Air Regulations provides that no person shall pilot an aircraft under the authority of a pilot certificate issued by the Administrator, unless he has in his personal possession at all times while piloting an aircraft a medical certificate or other evidence satisfactory to the Administrator showing that he has met the physical requirements appropriate to his rating within the following time limits:

(a) Student or private pilot - 24 calendar months.

(b) Commercial pilot - 12 calendar months, or 24 calendar months for operations requiring only a private pilot certificate.

(c) Airline transport pilot - 6 calendar months, or 12 calendar months for operations requiring only a commercial pilot certificate, or 24 calendar months for operations requiring only a private pilot certificate.

In commenting on Civil Air Regulations Draft Release No. 58-17 which proposed an amendment to Part 29 of the Civil Air Regulations to provide for the inclusion of an electrocardiogram in the physical examination for first class medical certificates, several persons who hold airline transport ratings called attention to the fact that they are not engaged in airline flight activities, but are engaged in operations requiring only a commercial pilot certificate. They are, nevertheless, required to pass a first class medical examination on each subsequent physical examination or, conversely, voluntarily surrender their pilot certificate for one of a lesser grade if they wish to secure a valid medical certificate of a lesser class. Such persons contend that it is unrealistic and unreasonable to require a class of medical certificate of a higher grade than necessary for the flight privilege in which they are engaged, and an undue burden is thus imposed upon them. They also contend that it is equally unreasonable to expect them to voluntarily surrender ratings which have cost them a considerable amount of effort, time, and money to secure, and for which they may have need at some time in the future. The Board considers that there is merit in these contentions.

Recognition has been given to the fact that a pilot may engage in lesser flight activities than those authorized in his pilot certificate in that the duration of the validity of any class medical certificate is directly related to the flight privilege in which a pilot may subsequently engage. It is the Board's view that § 43.41 should be modified to more clearly relate the class of medical certificate required, except when originally qualifying for a particular class of pilot certificate, to the flight privilege in which the pilot is engaged rather than solely to the pilot certificate held.

Since the changes effected by this amendment are less restrictive in nature than the present requirements, and impose no additional burden on any person, notice and public procedure thereon are unnecessary.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 43 of the Civil Air Regulations (14 CFR Part 43, as amended) effective February 3, 1959.

By amending § 43.41 to read as follows:

43.41 Medical certificate and renewal. No person shall pilot an aircraft under the authority of a pilot certificate issued by the Administrator unless he has in his personal possession at all times, while piloting aircraft, a medical certificate or other evidence satisfactory to the Administrator showing that he has met the physical requirements appropriate to the flight privilege exercised. Medical certificates shall be valid within the following time limits:

(a) First Class - Six calendar months for those operations requiring an airline transport pilot rating, or 12 calendar months for those operations requiring only a commercial pilot certificate, or 24 calendar months for those operations requiring only a private pilot certificate.

(b) Second Class - 12 calendar months for those operations requiring a commercial pilot certificate, or 24 calendar months for those operations requiring only a private pilot certificate.

(c) Third Class - 24 calendar months for those operations requiring a private or student pilot certificate.