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

Civil Air Regulations Amendment 44-1
Effective: February 7, 1957
Adopted: January 3, 1957

FOREIGN AIR CARRIER REGULATIONS

AIRWORTHINESS CERTIFICATION AND RESTRICTIONS
ON MAXIMUM WEIGHTS FOR CATEGORIES OF USE

Presently effective Part 44 provides that foreign aircraft shall not be operated in the United States at weights in excess of the weights established by the country of manufacture. To preclude any uncertainty as to the eligibility of certain aircraft to qualify under the maximum weight limitations prescribed under United States airworthiness requirements, the language of this amendment relates clearly the weight limitations to categories of use. The effect of this amendment will be that airplanes which have been manufactured in the United States but have not been certificated, for example, in the transport category and, therefore, for which no maximum weight has been established in that category, may not, although presently registered and certificated in foreign countries, qualify for operation in the United States in the transport category until operating weights have been established in accordance with transport category limitations. This policy is consistent with the resolution on aircraft weights adopted at the Council of the International Civil Aviation Organization Meeting on March 8, 1949, which acknowledged the right of the country of manufacture to set the maximum weights applicable to foreign registered and certificated aircraft which may be flown over such country of manufacture.

A note is being inserted after § 44.3 calling attention to Part 190 of the Civil Air Regulations, the provisions of which govern the operation for ferrying purposes of an aircraft whose certificate of airworthiness is invalidated due to damage to the aircraft or a change in its nationality.

Interested persons have been afforded an opportunity to participate in the making of this amendment (21 F.R. 2952), and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 44 of the Civil Air Regulations (14 CFR Part 44, as amended) effective February 7, 1957.

1. By amending § 44.3 to read as follows:

44.3 Airworthiness and registration certificates. Foreign aircraft shall carry aboard currently effective certificates of registration and airworthiness issued or rendered valid by the country of registry and shall display the nationality and registration markings of that country. Foreign aircraft shall not be operated in the United States except in accordance with the limitations on maximum certificated weights prescribed or authorized

for the particular variation of the type and for the particular category of use, by the country of manufacture of the aircraft type involved.

2. By adding a note following § 44.3 to read as follows:

NOTE: The applicable provisions of Part 190 of the Civil Air Regulations govern the operation for ferrying purposes of an aircraft whose certificate of airworthiness is invalidated due to damage to the aircraft or a change in its nationality.

(Sec. 205 (a), 52 Stat. 984; 49 U.S.C. 425 (a). Interpret or apply secs. 601, 610, 1102, 52 Stat. 1007, 1012, 1026, as amended; 49 U.S.C. 551, 560, 672)

By the Civil Aeronautics Board:

/s/ M. C. Mulligan

M. C. Mulligan
Secretary

(SEAL)

Part 44 last printed September 1, 1949.