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

Civil Air Regulations Amendment 60-12
Effective: August 15, 1958
Adopted: August 14, 1958

AIR TRAFFIC RULES

CRUISING ALTITUDES

On June 6, 1958, the Civil Aeronautics Board adopted Amendment 60-10 to Part 60 of the Civil Air Regulations which established a simplified system of cruising altitude rules. The rules in this amendment are to become effective August 15, 1958.

One of the provisions which was intended to be included in this amendment was the specification that all aircraft being operated under the instrument flight rules and cleared "on top" would be operated at altitudes prescribed for VFR flight.

While such a provision was included in the amendment, it was inadvertently placed in § 60.44 (a) which is entitled "Within controlled airspace." This arrangement technically limits the applicability of this provision to flights within controlled airspace. Contrary to the intent, this would require a flight operating "on top" on an IFR flight plan to change altitude as it transited from or to uncontrolled airspace.

In order to make this provision consistent with the intent and to make it clear that all flights being operated "on top" should comply with the cruising altitude rules prescribed for VFR flight whether in or outside of controlled airspace, it is considered appropriate to amend § 60.44.

This amendment replaces the provision dealing with "on top" flights in the introductory paragraph of § 60.44 which makes it applicable to all IFR flights being conducted in or outside of controlled airspace.

Since this amendment is of a clarifying nature and does not impose additional burden on any person, it may be made effective on less than 30 days' notice.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends Part 60 of the Civil Air Regulations (14 CFR Part 60, as amended) effective August 15, 1958:

1. By amending the introductory paragraph of § 60.44 to read as follows:

60.44 IFR cruising altitudes. When an aircraft is operated in level cruising flight, it shall be operated in accordance with the following cruising altitudes except that, in the absence of a specific altitude authorized by air traffic control, aircraft operating "on top" shall be flown at altitudes specified in § 60.32.

2. By amending § 60.44 (a) to read as follows:

60.44 IFR cruising altitudes. * * *

(a) Within controlled airspace. At altitudes authorized by air traffic control.

(Sec. 205 (a), 52 Stat. 984; 49 U.S.C. 425 (a). Interpret or apply sec. 601, 52 Stat. 1007, as amended; 49 U.S.C. 551)

By the Civil Aeronautics Board:

/s/ Mabel McCart

Mabel McCart
Acting Secretary

(SEAL)