NOTICE OF WITHDRAWAL, D. R. 60-1

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FEDERAL AVIATION AGENCY

[14 CFR Part 60]

[Reg. Docket No. 234]

AIR TRAFFIC CONTROL CLEARANCES AND INSTRUCTIONS

Withdrawal of Notice of Proposed Rule Making

By Draft Release No. 60–1, published in the FEDERAL REGISTER (25 F.R. 391) as a notice of proposed rule making on January 16, 1960, the Federal Aviation Agency proposed an amendment to Part 60 to clarify and emphasize the authority of an air traffic controller to require immediate compliance with air traffic control instructions in situations wherein negotiation of an air traffic control clearance might compromise flight safety. The reasons therefor were outlined in detail in Draft Release No. 60–1.

Comments received in response to the draft release varied from unqualified endorsement through endorsement in principle but not in method to strong objection. At the request of some of those who commented, an informal conference was convened by representatives of the FAA at which all segments of industry were given an additional opportunity to present their views.

The Air Transport Association, the U.S. Air Force, the U.S. Army and the U.S. Navy endorsed the concept and supported the need to eliminate prolonged discussions between pilots and controllers as necessary for the safe and efficient operation of air traffic.

The Air Traffic Control Association recommended that all use of the term "instruction" be eliminated and that the "clearance" be made mandatory in all cases.

The Air Line Pilots Association, the Air Line Dispatchers Association and the Aircraft Owners and Pilots Association opposed the proposal.

While the Agency was considering these comments, it adopted Part 1—Definitions and Abbreviations, of the Federal Aviation Regulations in accordance with the regulatory recodification program. The definitions of "air traffic control" and "air traffic control clearance" were omitted to permit further study to determine whether they can be made more accurate or concise. It has been decided, therefore, that it would be appropriate to combine both studies. Should the studies warrant, a new notice of proposed rule making would be issued. This notice would propose to amend CAR §§ 60.10, 60.21 (14 CFR 60.10, 60.21) and the definitions of air traffic control, air traffic control clearance and air traffic control instructions.

In consideration of the foregoing, Draft Release No. 60–1, published in the FEDERAL REGISTER (25 F.R. 391) as a notice of proposed rule making on January 16, 1960, is hereby withdrawn.

This withdrawal shall become effective on publication in the FEDERAL REGISTER.

(Sec. 307; 72 Stat. 749, 49 U.S.C. 1348)

Issued in Washington, D.C., on September 14, 1962.

D. D. THOMAS,
Director, Air Traffic Service.