Regulations
Serial Number 91

THE UNITED STATES OF AMERICA
CIVIL AERONAUTICS AUTHORITY
WASHINGTON, D. C.

New Pt. 60
10-24-40

At a session of the Civil Aeronautics Authority held at its office in Washington, D. C. on the 18th day of June, 1940.

Acting pursuant to the authority vested in it by the Civil Aeronautics Act of 1938, particularly sections 205 (a), 601 (a), and 1102 of said Act, and finding that its action is desirable in the public interest and is necessary to carry out the provisions of, and to exercise and perform its powers and duties under said Act, the Civil Aeronautics Authority hereby amends the Civil Air Regulations as follows:

AMENDMENT NO. 59 OF THE CIVIL AIR REGULATIONS — REQUIRING AUTHORIZATION FOR FOREIGN AND OVERSEAS FLIGHTS

Effective June 18, 1940, the Civil Air Regulations, as amended, are amended by the addition to Part 60 of a new section, section 60.94, reading as follows:

"60.94 Authorization required. No person shall operate or attempt to operate any civil aircraft of the United States from any State, Territory or possession of the United States or the District of Columbia to or over any foreign country, over the high seas, or within or away from any foreign country, unless a Foreign Flight Authorization for such operation has been issued by the Authority prior to each such operation or

attempt to operate; nor shall such operation be conducted otherwise than in accordance with the terms, conditions, and limitations prescribed and set forth in such Authorization: Provided, That no Authorization is required for the operation of civil aircraft in overseas or foreign air transportation conducted pursuant to the terms of an Air Carrier Operating Certificate issued by the Authority, nor for the operation of civil aircraft within any of the following areas:

1. Those portions of the Dominion of Canada which lie within 250 miles of the territorial limits of the United States, provided that such aircraft are operated by and carry only United States or Canadian citizens or both;
2. The Republic of Cuba;
3. That portion of the Republic of Mexico which lies within 100 miles of the territorial limits of the United States; and
4. That portion of the high seas or international waters which lie within 100 miles of the territorial limits of the United States.

"60.940 General requirements. No Foreign Flight Authorization will be issued unless the Authority, or its representative, shall determine that:

1. The aircraft and aircraft equipment to be used for the proposed flight are adequate to insure the safe operation of such flight;
2. The airmen and other personnel are qualified for the type of flight contemplated;
3. The foreign countries through which the flight will proceed do not prohibit the entry of the passengers and goods to be carried;
4. The aircraft is not to be employed as a part of the military or naval forces of any foreign country. or any political subdivision thereof, or of any belligerent faction therein;
5. The purpose of the flight is lawful and consistent with the policies of the United States Government;
6. Each foreign country through which the flight will proceed, has or will accord permission to operate the aircraft therein*;

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* Note: After receipt by the Authority of application for foreign flight, the Authority will, if it perceives no objection, request the Secretary of State to obtain permission through the usual diplomatic channels from each of the foreign governments which requires special permission for flight by United States registered aircraft therein, except in respect to countries from which the pilot is permitted to obtain his own permit directly.

7. The airman who will be in command of the aircraft is familiar with all applicable provisions of International Conventions and Arrangements*, and of the laws and regulations of the foreign countries through which the proposed flight will take place.**

"60.941 Application. Application for a Foreign Flight Authorization shall be made in duplicate upon the applicable form prescribed and furnished by the Authority.***

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* Note: A list of such Conventions and Arrangements in force on June 1, 1940, as furnished by the Department of State, is appended to the end of these regulations, and copies of such conventions and arrangements may be obtained from the Superintendent of Documents, Government Printing Office, Washington, D. C., for five cents per copy.

** Note: Information concerning air traffic rules, prohibited articles, prohibited areas, ports of entry, customs and public health matters, etc., may be obtained from the Civil Aeronautics Authority, or from the Department of State, or from the respective foreign consulates.

*** Note: Applicant is advised to file application as far in advance as possible of the date of contemplated departure from the United States. Three weeks to two months are required to secure permission from certain foreign countries which require special permission for flight of United States registered aircraft therein and generally the more extensive the proposed flight and the greater the number of countries through which the flight is to proceed, the more time is required to secure permissions from each foreign country. Applications involving unusual circumatances, such as long distance over-water flights, should be made several months before the contemplated departure.

"60.942 Display. The Foreign Flight Authorization shall be kept in the personal possession of the pilot in command at all times during operation pursuant to the Authorization, and shall be presented for inspection upon the request of any authorized representative of the Authority, or when the aircraft is within any foreign country, upon the request of any authorized representative of such government, or political subdivision thereof.

"60.943 Duration. The duration of a Foreign Flight Authorization shall be limited to the period prescribed on such Authorization.

"60.944 Surrender. Upon the suspension, revocation, or expiration of a Foreign Flight Authorization, the holder of such Authorization shall, upon request, surrender such Authorization to any officer or employee of the Authority."

By the Authority:

/s/ Paul J. Frizzell

Paul J. Frizzell
Secretary

(SEAL)

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THE UNITED STATES OF AMERICA
CIVIL AERONAUTICS AUTHORITY
WASHINGTON, D. C.

CIVIL AVIATION CONVENTIONS AND ARRANGEMENTS IN FORCE BETWEEN THE UNITED STATES AND OTHER COUNTRIES, AS OF JUNE 1, 1940.

Multilateral Conventions

Treaty Series No.	Title	Effective Date
840	Habana Convention on Commercial Aviation between the United States of America and other American Republics, signed at Habana, February 20, 1928.	6-13-29 As to U.S.: 8-26-31
876	Warsaw Convention, International Air Transportation Convention, and Additional Protocal, between the United States of America and other Powers, concluded at Warsaw, October 12, 1929.	2-13-33 As to U.S.: 10-29-34
901	Sanitary Aerial Navigation Convention between the United States of America and other Powers, concluded at The Hague, April 12, 1933.	8-1-35 As to U.S.: 11-22-35

Bilateral Executive Arrangements

Executive Agreement Series No.	Country	Subject	Effective Date
Press Release of Dept. of State	Colombia	Air Navigation	2-23-29
24	Italy	Air Navigation, Pilot Licenses and Certificates of Airworthiness for Export	10-31-31
28	Union of South Africa	Certificates of Airworthiness for Imported Aircraft	12- 1-31
38	Germany	Air Navigation	6- 1-32
39	Germany	Certificates of Airworthiness for Imported Aircraft	6- 1-32

Executive Agreement Series No.	Country	Subject	Effective Date
43	Belgium	Certificates of Airworthiness for Imported Aircraft	11-21-32
Press Release of Dept. of State	Netherlands	Air Navigation	5-24-33
47	Sweden	Air Navigation	10- 9-33
48	Sweden	Pilot Licenses to Operate Civil Aircraft	10- 9-33
49	Sweden	Certificates of Airworthiness for Imported Aircraft	10- 9-33
50	Norway	Air Navigation	11-15-33
51	Norway	Pilot Licenses to Operate Civil Aircraft	11-15-33
52	Norway	Certificates of Airworthiness for Imported Aircraft	11-15-33
54	Union of South Africa	Air Navigation	9-20-33
55	Union of South Africa	Pilot Licenses to Operate Civil Aircraft	9-20-33
58	Denmark	Air Navigation	4-16-34
59	Denmark	Pilot Licenses to Operate Civil Aircraft	4-16-34
60	Denmark	Certificates of Airworthiness for Imported Aircraft	4-16-34
69	Great Britain	Certificates of Airworthiness for Imported Aircraft	10-17-34
76	Great Britain	Air Navigation	5- 5-35
77	Great Britain	Pilot Licenses to Operate Civil Aircraft	5- 5-35
110	Ireland	Air Navigation	12- 4-37

Executive Agreement Series No.	Country	Subject	Effective Date
129	Canada	Air Navigation	8- 1-38
130	Canada	Certificates of Competency or Licenses for Piloting of Civil Aircraft	8- 1-38
131	Canada	Certificates of Airworthiness for Export	8- 1-38
143	Canada	Use of Radio for Civil Aeronautical Services	2-20-39
152	France	Air Navigation	8-15-39
153	France	Air Transport Services	8-15-39
159	Canada	Air Transport Services	8-18-39
166	Liberia	Air Navigation	6-15-39
167	New Zealand	Validation of United States Certificate of Airworthiness for Exported Aircraft	3- 1-40

The above list includes only the aviation conventions and arrangements that have been published in the Treaty Series and Executive Agreement Series (except the press releases above noted) and does not include certain agreements concluded by an exchange of diplomatic notes which have not been made public, or reduced to the form of a single document. Furthermore, the list does not include agreements, permits and authorizations concluded by foreign governments with United States air transport enterprises, or vice versa.

The above listed documents published in the Treaty Series and Executive Agreement Series may be obtained from the Superintendent of Documents, Washington, D. C., for 5¢ a copy. Copies of the above mentioned Press Releases of the Department of State may be obtained by application to the Department of State, Washington, D. C.

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