A D V A N C E C O P Y

UNITED STATES OF AMERICA
FEDERAL AVIATION AGENCY

WASHINGTON, D.C.

Effective: September 2, 1962
Issued: August 3, 1962

Special Civil Air Regulation No. SR-452

[Reg. Docket No. 1328]
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PART 60—AIR TRAFFIC RULES

Prohibition of Flight During Operation Sky Shield III

A large-scale military aerial exercise known as "Sky Shield III" will be conducted in the contiguous 48 States between 1900Z, September 2, 1962, and 0030Z, September 3, 1962, and in the State of Alaska between 1900Z and 2230Z, Septmber 2, 1962. This exercise will be executed over the entire North American land and water north of the Mexican border. The conduct of this exercise is in the interest of the national defense.

The number of participating military aircraft, the types of maneuvers conducted, the widespread use of electronic counter measures and chaff and the consequent jamming of Agency air traffic control radars and air-ground communications, all combine to render unsafe the simultaneous use of the navigable airspace by civil aircraft. Therefore, nonparticipating aircraft shall not be permitted to operate in the continental United States including Alaska during the exercise, unless specifically exempted in this regulation.

Information is available in all Agency air route traffic control centers which will enable pilots to determine the latest times that aircraft intending to depart from the continental United States and Alaska will be authorized to take off so as to be clear of the exercise area when the exercise begins. Similar information is available to pilots who intend to depart overseas points at a time which will insure arrival in the contiguous United States or Alaska after the exercised has terminated. Pilots must plan their flights so as to be either on the ground or outside the exercise area by 1900Z, September 2, 1962, giving consideration to such delay factors as weather and air traffic delays.

This regulation permits certain operations which may be required in the interest of health or safety, such as those which may be necessary to prevent or to provide relief from fire, flood, or accidents or for emergency medical treatment or assistance. It is emphasized that during the period of Sky Shield III, air traffic separation service by the FAA will not be provided to any nonparticipating aircraft; however, advisory information will be provided to the extent possible.

In addition, provision is made in this regulation to exempt pilots, participating in Sky Shield III, from certain other regulations in consonance with the requirements of the exercise. Such action is considered justified as necessary for the national security and in consideration of the fact that nonparticipating pilots are required to avoid the exercise area.

I have determined that a situation exists which requires the immediate adoption of this regulation for the safety of air commerce. Accordingly, I find that notice and public procedure hereon are impracticable, and that good cause exists for making this regulation effective immediately.

In consideration of the foregoing, the following Special Civil Air Regulation is adopted:

1. A person shall not operate an aircraft within the contiguous 48 States of the United States during the period 1900Z, September 2, 1962, through 0030Z, September 3, 1962, and in the State of Alaska during the period of 1900Z through 2230Z, September 2, 1962, except:

a. Aircraft operated under the auspices of the Department of Defense in the military exercise known as "Sky Shield III" or any other operation accorded a higher priority by DOD, and

b. Aircraft operated in the interest of health or safety, such as those which may be necessary to prevent or to provide relief from fire, flood, accident or for emergency medical treatment or assistance: *Provided*, That air traffic control is advised by the operator prior to take-off of the point of departure, route, altitude, destination and purpose of flight.

2. To the extent necessary, aircraft operated under the auspices of the Department of Defense in the military exercise known as Sky Shield III are exempted from the following Civil Air Regulations:

a. Special Civil Air Regulation No. SR-424C.

b. Special Civil Air Regulation No. SR-444.

c. Civil Air Regulations, § 60.44 (b) and (c).

This regulation is effective upon issuance and is terminated at 0030Z, September 3, 1962.

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

Issued in Washington, D.C., on August 3, 1962.

N. E. HALABY,
Administrator.

(As published in 27 F.R. 7758, August 7, 1962)