Civil Aeronautics Administration U. S. Department of Commerce

REGULATIONS OF THE ADMINISTRATOR

Amendments 9–10

To

PART 406—Certification Procedures

(Revised effective December 30, 1950)

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Amendment 9
Eff. Jan. 1, 1957
(21 Fed. Reg. 9595)

ISSUANCE OF CERTIFICATES

Form ACA–115, "Air Navigation Facility Certificate", is no longer used by the Administration to issue lawful authority to operate a true light. Form ACA–114, "Certification and Lawful Authority to Operate a True Light," is now issued for such lawful authority. In addition, a temporary certificate is no longer issued for such lights.

These proposed rules appeared as a Notice of Proposed Rule Making in 21 F. R. 6573 on August 31, 1956. All interested persons have been afforded an opportunity to submit written views, data, or argument and consideration has been given all relevant data presented.

Part 406 is amended as follows:

§ 406.17 *Air navigation certificate and notices.* The following air navigation certificate will be issued by the Administrator to qualified applicants. In addition, the following air navigation notices are required for the construction or alteration of certain structures and landing areas.

(a) *Authorization to operate true light*—(1) *Purpose.* Upon certification by an applicant that a light will be established, maintained and operated as an aid to air navigation in accordance with the applicable requirements of the Administration, the Administrator will issue an authorization to the applicant authorizing him to operate such light as a "true light."

(2) *Application.* The application shall be submitted on Form ACA–114, "Certification and Lawful Authority to Operate a True Light."

(b) *Notice of construction or alteration*—(1) *Purpose.* The purpose of this notice is to advise the Administrator of the construction or alteration of certain structures and landing areas along or near civil airways for which a notice is required under Part 625 of this chapter.

(2) *Submittal of notice.* Notice shall be submitted to the Administrator in accordance with the provisions of Part 625 of this chapter on Form ACA–117, "Notice of Construction or Alteration."

This amendment shall become effective on January 1, 1957.

Amendment 10
Eff. Feb. 12, 1957
(22 Fed. Reg. 864)

DENIAL OF AIRMAN, AIRCRAFT, AIR CARRIER, AIR NAVIGATION, OR AIR AGENCY CERTIFICATE

Section 406.32 of this part provides for appeal of orders denying issuance or renewal of certificates. As the right of judicial review is set forth in section 1006 of the Civil Aeronautics Act of 1938, § 406.32 of this part is unnecessary and should be revoked.

This amendment does not affect the rights nor does it impose any additional burden upon interested persons, thus no useful purpose would be served by compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act; therefore, compliance is unnecessary and is not required.

Section 406.32 is revoked.

This amendment shall become effective upon publication in the FEDERAL REGISTER.

COMM-DC-42755