

Manager for Space Transportation System Contingency Operations."
EFFECTIVE DATE: September 15, 1986.
FOR FURTHER INFORMATION CONTACT: Mr. Brent A. Fernald, Airspace and Air Traffic Rules Branch, ATO-230, Airspace-Rules and Aeronautical Information Division, Office of the Associate Administrator for Air Traffic, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone (202) 426-8626.

SUPPLEMENTARY INFORMATION:

The Rule

FAR § 91.102, Flight Limitation in the Proximity of Space Flight Operations, prohibits the operation of aircraft within areas designated by a Notice to Airmen (NOTAM) for space flight operations except when authorized by air traffic control (ATC), or operated under the operational control of the DOD Manager for Manned Space Flight Operations. This DOD office title has been changed to the "DOD Manager for Space Transportation System Contingency Support Operations." This amendment to the rule reflects this office title change but makes no substantive change to the regulation. Because this amendment involves only a minor technical amendment which would not be of particular interest to the public, I find that notice and public procedure under 5 U.S.C. 553 are unnecessary. For the above reasons, I find that good cause exists for making the amendment effective less than 30 days after publication.

For the reasons listed above, the FAA has determined that this regulation: (1) Is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. For the same reasons, this rule will have no significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 91

Air traffic control, Aircraft, Aviation safety.

The Amendment

Accordingly, Part 91 of the Federal Aviation Regulations (14 CFR Part 91) is amended as follows:

PART 91—[AMENDED]

1. The authority citation for Part 91 continues to read as follows:

Authority: 49 U.S.C. 1301(7), 1303, 1344, 1348, 1352 through 1355, 1401, 1421 through 1431, 1471, 1472, 1502, 1510, 1522, and 2121 through 2125; Articles 12, 29, 31, and 32(a) of the Convention on International Civil Aviation (61 Stat. 1180); 42 U.S.C. 4321 et seq.; E.O. 11514; 49 U.S.C. 106(g) (Revised Pub. L. 97-449, January 12, 1983).

2. Section 91.102 is revised to read as follows:

§ 91.102 Flight limitation in the proximity of space flight operations.

No person may operate any aircraft of U.S. registry, or pilot any aircraft under the authority of an airman certificate issued by the Federal Aviation Administration within areas designated in a NOTAM for space flight operations except when authorized by ATC, or operated under the control of the Department of Defense Manager for Space Transportation System Contingency Support Operations.

Issued in Washington, DC, on August 25, 1986.

Donald D. Engen,
Administrator.

[FR Doc. 86-19662 Filed 8-29-86; 8:45 am]

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14 CFR Part 91

[Docket No. 25069; Amdt. 91-195]

Flight Limitation in the Proximity of Space Flight Operations

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment corrects the reference to the Department of Defense (DOD) office in the FAA regulation restricting the flight of aircraft near space flight operations. The reference to "DOD Manager for Space Flight Operations" is changed to "DOD

ATO