

such conditions may derogate the safety of persons and property on the ground and create a hazard to aircraft engaged in air commerce, the FAA proposed under the provisions of NPRM 68-33 to establish an expeditious method of immediately prescribing any air traffic limitations necessary to provide safeguards for the protection of aircraft and persons and property on the ground.

Interested persons were afforded an opportunity to participate in the making of this amendment and due consideration was given to all matters presented.

Six comments were received in response to the notice. Two supported the proposal, while four comments expressed concern over the possibility that freedom of operation would be unduly restricted by a casual application of the rule. In response to this concern the FAA wishes to assure aircraft operators that the rule will be applied only after due consideration of all factors involved and any restrictions imposed upon air traffic will be those found necessary for the protection of aircraft as well as persons and property on the ground.

Inasmuch as the Special Federal Aviation Regulation No. 20 (33 F.R. 11977) currently protecting the Vice President expired February 1, 1969, good cause exists for making this regulation effective in less than 30 days.

In consideration of the foregoing, § 91.104 of Part 91 of the Federal Aviation Regulations is amended, effective February 25, 1969, to read as follows:

§ 91.104 Flight restrictions in the proximity of the Presidential and other parties.

No person may operate an aircraft over or in the vicinity of any area to be visited or traveled by the President, the Vice President, or other public figures contrary to the restrictions established by the Administrator and published in a Notice to Airmen (NOTAM).

(Secs. 307, 313(a), Federal Aviation Act of 1958 (49 U.S.C. 1348, 1354); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c))

Issued in Washington, D.C., on February 18, 1969.

D. D. THOMAS,
Acting Administrator.

[F.R. Doc. 69-2244; Filed, Feb. 24, 1969;
8:46 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 9278; Amdt. 91-84]

PART 91—GENERAL OPERATING AND FLIGHT RULES

Flight Restrictions in Proximity of Presidential and Other Parties

The purpose of this amendment to Part 91 of the Federal Aviation Regulations is to establish a provision for restricting flight operations in the vicinity of the Vice President and certain other persons, when necessary to safeguard the public and these persons.

On November 30, 1968, notice of proposed rule making 68-33 was published in the FEDERAL REGISTER (33 F.R. 17854) stating that the Federal Aviation Administration was considering amending § 91.104 of the Federal Aviation Regulations to broaden its coverage to include the Vice President and other public figures. As stated in the notice, interest in public figures other than the President may also cause the assembly on the ground of a large number of persons, and numerous aircraft to maneuver in flight along the route and in the vicinity of the places visited by these persons. Since

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