

14 CFR Part 99

[Amdt. 99-11; Docket No. 22142]

**Security Control of Air Traffic;
Revocation of Panama Canal Air
Defense Identification Zone**

AGENCY: Federal Aviation
Administration (FAA), DOT.

ACTION: Final rule; request for
comments.

SUMMARY: This action removes from the Federal Aviation Regulations (FAR's) all references to the Panama Canal Zone Domestic Air Defense Identification Zone (ADIZ). The ADIZ's are established to identify airspace wherein, for national defense purposes, flight must be approved and monitored by military authority through an appropriate aeronautical facility.

The Territory known as the Panama Canal Zone ceased to exist on October 1, 1979, when the Panama Canal Treaty between the United States and the Republic of Panama became effective. Accordingly, this action removes from the Federal Aviation Regulations regulatory language dealing with flight within the Republic of Panama's sovereign airspace.

DATES: Effective date—October 21, 1981. Comments on the rule must be received before October 21, 1981.

ADDRESSES: Send comments on the rule in duplicate to: Federal Aviation Administration, Office of the Chief Counsel, Attn: Rules Docket (AGC-204), Docket No. 22142, 800 Independence Avenue, SW., Washington, DC 20591, or deliver comments in duplicate to: FAA Rules Docket, Room 916, 800 Independence Avenue, SW., Washington, DC.

Comments may be examined in the Rules Docket, weekdays except Federal holidays, between 8:30 a.m. and 5:00 p.m.

FOR FURTHER INFORMATION CONTACT: William C. Davis, Air Traffic Rules Branch (AAT-223), Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone (202) 426-3128.

SUPPLEMENTARY INFORMATION:

Comments Invited

Although this action is in the form of a final rule which involves airspace modifications which are dictated by international treaty, and, thus, was not preceded by notice and public procedure, comments are invited on the rule. When the comment period ends, the FAA will use the comments

submitted together with other available information, to review the regulations. After the review, if the FAA finds that changes are appropriate, it will initiate rulemaking proceedings to amend the regulation. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in evaluating the effects of the rule and determining whether additional rulemaking is needed.

Background

The Panama Canal Treaty, effective October 1, 1979, returned sovereign control of the United States Territory known as the Panama Canal Zone to the Republic of Panama. That transfer of control included sovereignty over the airspace above the former Canal Zone. Accordingly, the authority of the FAA to regulate that airspace ended on the date that the treaty became effective.

By letter received on May 28, 1980, the Chief, Aviation Program and Policy Division, United States Department of State, requested that the phrase "Panama Canal Zone" in the FAR's be changed to "Republic of Panama." This action will eliminate entirely those FAR's which reference the Panama Canal Zone.

The ADIZ's were established to ensure that the Department of Defense could monitor and identify all aircraft entering United States airspace. Since the Panama Canal Zone is no longer sovereign airspace of the United States, the need and authority for surrounding it with a domestic ADIZ no longer exist. On April 10, 1980, the Republic of Panama established its own ADIZ around the former Canal Zone.

The United States Department of Defense has approved this cancellation of the Panama Canal Zone ADIZ.

Because the Panama Canal Treaty has already effectively invalidated the Panama Canal Zone ADIZ, this amendment merely alters the FARs to conform to a situation which already exists. I, therefore, find that advance notice and public procedure are unnecessary in this instance.

Adoption of the Amendment

Accordingly, Part 99 of the Federal Aviation Regulations (14 CFR Part 99) is amended, effective 0900 GMT, October 21, 1981, as follows:

**PART 99—SECURITY CONTROL OF
AIR TRAFFIC**

§ 99.33 [Reserved]

1. Section 99.33 of Subpart A is removed. This section is reserved.

§ 99.43 [Amended]

2. In § 99.43 of Subpart B, paragraph (c) is removed.

(Secs. 307, 313(a), 1102, 1110, and 1202, Federal Aviation Act of 1958 (49 U.S.C. §§ 1348, 1354(a), 1502, 1510, and 1522))

Note.—This action merely alters the Federal Aviation Regulations to conform to rules and procedures previously established by international agreement. The FAA has thus determined that this action—(1) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034); February 26, 1979); and (2) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this regulation is being issued as a result of a Treaty with the Republic of Panama, it is excluded from the provisions of Executive Order 12291.

Issued in Washington, DC, on September 11, 1981.

J. Lynn Helms,
Administrator.

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on page 34284 in the issue of Friday, August 18, 1989, make the following corrections:

§ 91.185 [Corrected]

1. On page 34303, in the second column, in § 91.185(c)(2) introductory text, in the third line, "segment" was misspelled.

§ 91.323 [Corrected]

2. On page 34310, in the third column, in § 91.323(a)(2), in the fourth line, "1" should be removed.

§ 91.409 [Corrected]

3. On page 34312, in the first column, in § 91.409(d)(2)(ii), in the third line, after "routine", insert "and detailed inspections will be performed and including".

§ 91.801 [Corrected]

4. On page 34322, in the first column, in § 91.801(b), in the sixth line from the bottom of the paragraph, after "under" insert a comma.

PART 91 Appendix A—[Corrected]

5. On page 34328, in Appendix F to part 91, in the 3rd column, in the 10th line, before "5", insert "±"

Note: For a Federal Aviation Administration correction to the document referenced in this correction, see the Rules and Regulations section of this issue.

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 91

[Docket No. 18334; Amdts. No. 1-36, 21-66, 23-37, 25-68, 27-24, 29-27, 31-5, 33-13, 35-8, 36-18, 43-31, 45-18, 47-24, 61-84, 63-27, 65-34, 71-13, 91-211, 93-56, 99-11, 103-3, 121-206, 125-12, 127-43, 133-10, 135-32, 137-12, 141-11]

RIN 2120-AA13

Revision of General Operating and Flight Rules

Correction

In rule document 89-18775 beginning