

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Adminis- tration, Department of Transportation

[Docket No. 11490, Amdt. 47-15]

PART 47—AIRCRAFT REGISTRATION

Identification Number for Aircraft Last Previously Registered in a Foreign Country

The purpose of this amendment to Part 47 of the Federal Aviation Regulations is to provide for the issue of a U.S. identification number for an aircraft last previously registered in a foreign country, before the issue of a Certificate of Aircraft Registration, and to allow the operation of that aircraft under temporary authority.

Interested persons have been afforded an opportunity to participate in the making of this amendment by a notice of proposed rule making (Notice 71-36) issued on October 22, 1971, and published in the FEDERAL REGISTER on November 9, 1971 (36 F.R. 21414). Due consideration has been given to all comments presented in response to the notice.

All six public comments received in response to the notice concurred in the proposal. Three commentators suggested expansion of the proposed 90-day period during which an applicant for aircraft registration who has been issued an identification number must file an Aircraft Registration Application, AC Form 8050-1, and comply with either § 47.33 or § 47.37, as applicable, or lose the authority to use the number. For various reasons, the commentators suggested periods of 120 days to 1 year. The FAA considers the 90-day period to be necessary to insure proper control of the identification number, as stated in the notice, and in most cases this period is sufficient to allow the applicant to comply with either § 47.33 or § 47.37. However, responsive to these comments, as issued the rule allows the applicant to obtain an extension of the 90-day period upon a showing that delay in complying with § 47.33 or § 47.37 was due to circumstances beyond his control, such as a delay in the process of deregistration in a foreign country.

A minor editorial change was made in the introductory language of paragraph (a) (3) from what originally appeared in the Notice, for the purpose of emphasizing that the provision applies whether or not the foreign registration has ended.

In consideration of the foregoing, and for the reasons given in Notice 71-36, Part 47 of the Federal Aviation Regulations is amended, effective November 11, 1972, as follows:

1. Section 47.15 is amended by amending the first sentence in paragraph (a), by amending paragraph (a) (3), and by inserting a final paragraph at the end of paragraph (a), to read as follows:

§ 47.15 Identification number.

(a) *Number required.* An applicant for Aircraft Registration must place a U.S. identification number (registration mark) on his Aircraft Registration Application, AC Form 8050-1, and on any evidence submitted with the application. * * *

(3) *Aircraft last previously registered in a foreign country.* Whether or not the foreign registration has ended, the applicant must obtain a U.S. identification number from the FAA Aircraft Registry for an aircraft last previously registered in a foreign country, by request in writing describing the aircraft by make, model, and serial number, accompanied by—

(i) Evidence of termination of foreign registration in accordance with § 47.37(B) or the applicant's affidavit showing that foreign registration has ended; or

(ii) If foreign registration has not ended, the applicant's affidavit stating that the number will not be placed on the aircraft until foreign registration has ended.

Authority to use the identification number obtained under subparagraph (1) or (3) of this paragraph expires 90 days after the date it is issued unless the applicant submits an Aircraft Registration Application, AC Form 8050-1, and complies with § 47.33 or § 47.37, as applicable, within that period of time. However, the applicant may obtain an extension of this 90-day period from the FAA Aircraft Registry if he shows that his delay in complying with that section is due to circumstances beyond his control.

§ 47.31 [Amended]

2. The last sentence in paragraph (b) of § 47.31 is stricken out.

(Secs. 313(a), 501, 503, Federal Aviation Act of 1958, 49 U.S.C. 1354(a), 1401, 1403; sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c); sec. 1.47(a), Regulations of the Office of the Secretary of Transportation, 49 CFR 1.47(a))

Issued in Washington, D.C., on October 3, 1972.

J. H. SHAFFER,
Administrator.

(As published in the Federal Register [37 F.R. 21528] on October 12, 1972)

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