

tions for extension of the time for written comments stated in a notice of proposed rule making (§ 11.29(b)(4)). While in the past such requests have been acted upon under §§ 11.45 and 11.65(e), neither the applicable procedural requirements nor the standards for passing on the requests have been stated in the regulation.

New paragraph (c) of § 11.29 supplies these provisions. It is the Agency policy to allow ample time for comments on rule-making proposals initially, and no change in this policy is contemplated. The new rule therefore states a policy of granting extensions of time only where requested by persons showing a substantive interest in the subject matter and good cause for the extension, and where consistent with the public interest. However, when an extension is granted it will apply to all persons desiring to submit comments and will be published in the FEDERAL REGISTER. Requests for extension of time must be filed before the time has expired and the mere filing of the request does not automatically extend the time. Incidental conforming amendments not involving additional substantive changes are made in §§ 11.45 and 11.65 (d) and (e).

Since these amendments are procedural in nature, notice and public procedure thereon are not required and the amendments may be made effective less than 30 days after publication.

In consideration of the foregoing, effective April 23, 1963, Part 11 [New] of the Federal Aviation Regulations is amended as follows:

§ 11.29 [Amendment]

1. Section 11.29 is amended by adding a new paragraph (c) reading as follows:

(c) A petition for extension of the time for comments must be submitted in duplicate not later than two days before expiration of the time stated in the notice. The filing of the petition does not automatically extend the time for petitioner's comments. Such a petition is granted only if the petitioner shows a substantive interest in the proposed rule and good cause for the extension, and if the extension is consistent with the public interest. If an extension is granted it is published in the FEDERAL REGISTER.

2. Section 11.45 is amended to read as follows:

§ 11.45 Issue of notice of proposed rule making.

Whenever he determines that a notice of proposed rule making is necessary or desirable, the head of the Office or Service concerned may, subject to the approval of the General Counsel with respect to form and legality, issue the notice provided for in § 11.29. In addition, he may grant or deny petitions for extension of the time for comments on the notice, filed under § 11.29(c).

§ 11.65 [Amendment]

3. Section 11.65 is amended by redesignating paragraphs (f) and (g) as (e) and (f), respectively, and combining

present paragraphs (d) and (e) in paragraph (d) to read as follows:

(d) Approximately 30 days are allowed for submitting written information, views, or arguments on the notice. Petitions for extension of the time for such comments are governed by the provisions of § 11.29(c). If a public hearing is to be held, either the original notice of proposed rule making or a revised notice gives approximately 30 days notice. The Director may grant or deny petitions for extension of the time for comments on the notice and may change the date of any hearing previously noticed.

These amendments are made under the authority of sections 303(d), 307, 313(a) and 1001 of the Federal Aviation Act of 1958 (49 U.S.C. 1344(d), 1348, 1354(a), 1481).

Issued in Washington, D.C., on March 19, 1963.

N. E. HALABY,
Administrator.

[F.R. Doc. 63-3102; Filed, Mar. 22, 1963;
8:52 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Reg. Docket No. 1666; Amdt. 11-1]

PART 11—GENERAL RULE MAKING PROCEDURES [NEW]

Miscellaneous Amendments

The purpose of these amendments is to make appropriate provision for peti-