

See correction

Advance copy pending issuance
of Change to FAR Part 61

Title 14—AERONAUTICS AND SPACE

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

[Docket No. 9748; Amdt. No. 61-48]

PART 61—CERTIFICATION: PILOTS AND FLIGHT INSTRUCTORS

Recent Flight Experience

The purpose of this amendment to Part 61 of the Federal Aviation Regulations is to allow the use of instrument proficiency checks required under Parts 121, 123, 127, and 135 to meet the recent instrument experience requirements of § 61.47.

This amendment was originally proposed by Notice 69-34 and published in the FEDERAL REGISTER on August 16, 1969 (34 F.R. 13329). Sixteen public comments were received, and all but one favored the proposal.

As was explained in the notice, § 61.47(g) presently states that a pilot who successfully passes a flight test required for a category, class, type, or instrument rating is considered to meet the recency of experience requirement of the paragraph of § 61.47 that is appropriate to the flight test, but no such credit is given for proficiency checks conducted under Parts 121, 123, 127, and 135. Thus, a pilot operating under Part 121, 123, 127, or 135 must have the recent instrument experience required by § 61.47 (d) or (e), as appropriate, in addition to the instrument portion of the proficiency checks required by the applicable part.

Inasmuch as the instrument portion of the proficiency check required under Parts 121, 123, 127, and 135 is essentially equivalent to the instrument flight test, the FAA considers that the instrument proficiency check fulfills the purpose of the recent instrument experience requirements of assuring continuing instrument proficiency. Therefore, credit is given for the instrument portion of the proficiency check under Parts 121, 123, 127, and the instrument check under Part 135 toward the recent instrument experience specified in paragraphs (d) and (e) of § 61.47.

Several comments were received recommending that credit for instrument checks be extended to cover these checks when taken by pilots who do not conduct operations subject to Part 121, 123, 127, or 135. While this recommendation may have merit, it is considered to be outside the scope of the notice and therefore is not being adopted at this time. However, the FAA will study the feasibility of including this provision in a

future amendment.

In regard to instrument checks given to pilots conducting operations under Part 127, it is to be noted that an instrument check is not specified in that part. However, the Administrator has authorized some air carriers to conduct IFR operations under that part in accordance with conditions and limitations, including instrument check procedures specified in the air carrier's operations specifications. Therefore, this amendment gives credit in § 61.47(g) for instrument checks required by those operations specifications to pilots conducting operations under Part 127.

In addition to the foregoing amendment, the word "section" appearing in the second sentence of § 61.47(a) has been changed to "paragraph". This change is editorial and does not involve a substantive change.

Interested persons have been given an opportunity to participate in the making of this amendment, and due consideration has been given to all relevant matter presented.

In consideration of the foregoing, § 61.47 of Part 61 of the Federal Aviation Regulations is amended, effective May 7, 1970, as follows:

1. Paragraph (a) is amended by deleting the word "section" in the second sentence and inserting in place thereof the word "paragraph".

2. Paragraph (g) is amended to read as follows:

* * * * *
(g) *Credit given for flight tests or proficiency checks.* A pilot who successfully passes one of the following flight tests or proficiency checks is considered to meet the recency of experience as follows:

(1) A flight test required for a category, class type, or instrument rating is considered to meet the recency of experience requirement of the paragraph of this section that is appropriate to the flight test.

(2) An instrument proficiency check required by § 121.441, § 123.27(j), or § 135.131 of this chapter, or by the procedures specified in operations specifications of an air carrier under § 127.243 of this chapter, is considered to meet the instrument experience requirements of paragraphs (d) and (e) of this section.

* * * * *
(Secs. 313(a), 601, 602, 604, of the Federal Aviation Act of 1958, 49 U.S.C. 1354(a), 1421, 1422, 1424; sec. 6(c) Department of Transportation Act, 49 U.S.C. 1655(c))

Issued in Washington, D.C., on April 1, 1970.

J. H. SHAFFER,
Administrator.

(As published in the Federal Register
/35 F.R. 56087 on April 7, 1970)

RULES AND REGULATIONS

[Docket No. 9748; Amdt. 61-48]

**PART 61—CERTIFICATION: PILOTS
AND FLIGHT INSTRUCTORS**

Recent Flight Experience

Correction

In F.R. Doc. 70-4157, appearing at page 5608, in the issue of Tuesday, April 7, 1970, the penultimate line of the introductory text of § 61.47(g) should read "meet the recency of experience requirement as", and the second line of paragraph (g)(1) should read "gory, class, type, or instrument rating is".
