

14 CFR Parts 93 and 159

[Docket No. 19948; Amendment Nos. 93-41 and 159-23]

Metropolitan Washington Airports

AGENCY: Federal Aviation Administration (FAA), Department of Transportation.

ACTION: Final rule.

SUMMARY: This rulemaking amends the regulations pertaining to the new operating policy for Washington National and Dulles International Airports which were to become effective on January 5, 1981, and will now become effective on April 26, 1981. This amendment changes the dates referenced in the regulation to make them consistent with the new effective date. It also makes other clarifying changes of an editorial nature.

DATE: The amendment becomes effective on April 26, 1981.

FOR FURTHER INFORMATION CONTACT: Edward S. Faggen, Legal Counsel, AMA-7, Metropolitan Washington Airports, Washington National Airport, Washington, D.C. 20001, Telephone: (703) 557-8123.

BACKGROUND INFORMATION: On September 15, 1980, the Federal Aviation Administration issued Amendment Nos. 93-37 and 159-20 to the Federal Aviation Regulations. (45 FR 62406, September 18, 1980) The amendments were to become effective on January 5, 1981, and are now scheduled to be effective on April 26, 1981. (45 FR 71251, October 27, 1980). As a result of the original January 5, 1981, effective date, several of the regulations as amended contain the phrase "after January 4, 1981."

Due to the delay in the effective date of the implementing regulations, these phrases should be changed. This amendment changes the phrase "after January 4, 1981" wherever it appears in Amendments 93-37 and 159-20 to "after April 25, 1981".

In addition, Amendment No. 159-20 amended § 159.59 by redesignating paragraphs "(a)", "(b)", and "(c)" as "(c)", "(d)", and "(e)" and by adding new paragraphs (a) and (b). Former paragraph (c), now (e), contained references to former paragraphs (a) and (b) which, due to oversight, were not

changed to reflect their new designations as (c) and (d). This amendment corrects this oversight by amending new § 159.59(e) by deleting references to the old paragraphs and substituting the reference to the correct paragraphs.

Since these amendments are clarifying and editorial in nature, I find that notice and public comment are not necessary or practical. This amendment will become effective at the same time as Amendments 93-37 and 159-20. The effective date for those amendments is April 26, 1981.

Adoption of the Amendments

Accordingly, Subpart K of Part 93 of the Federal Aviation Regulations (14 CFR Part 93) and Subpart C of Part 159 of the Federal Aviation Regulations (14 CFR 159) are amended, effective April 26, 1981, as follows:

PART 93—SPECIAL AIR TRAFFIC RULES AND AIRPORT TRAFFIC PATTERNS

PART 159—NATIONAL CAPITAL AIRPORTS

§§ 93.123, 159.40, 159.59, 159.60 [Amended]

1. By removing the phrase "after January 4, 1981", wherever it appears in new §§ 93.123(c); 159.40(a); 159.40(b); 159.40(c); 159.59(b) and 159.60, and substituting in each of these sections the phrase "after April 25, 1981".

§ 159.59 [Amended]

2. By revising new § 159.59(e) to read as follows:

(e) Notwithstanding paragraphs (c) and (d) of this section, an aircraft that has wings and tail higher than five feet from the ground and does not have adequate brakes may not be taxied on the airport under any conditions, and must be towed if it is necessary to move it.

(Secs. 103.307(a), (b) and (c), 313(a), of the Federal Aviation Act of 1958, as amended (49 U.S.C. 1303, 1348 and 1354); secs. 2 and 5 of the Act for the Administration of Washington National Airport, 54 Stat. 688 as amended by 61 Stat. 94; sec. 4 of the Second Washington Airport Act, 64 Stat. 770; sec. 6 of the Department of Transportation Act (49 U.S.C. 1655))

Note.—The FAA has determined that this document involves a regulation which is not significant under Executive Order 12044 as implemented by DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). Since this regulatory action involves an amendment which is corrective and editorial in nature, the anticipated impact is so minimal that it does not warrant preparation of a regulatory evaluation.

Issued in Washington, D.C., on January 6, 1981.

Langhorne Bond,
Administrator.

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