

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 8285; Amdt. 61-35]

PART 61—CERTIFICATION: PILOTS AND FLIGHT INSTRUCTORS

Condition for Issuing Instrument Rating Based on Military Competence

The purpose of this amendment to Part 61 of the Federal Aviation Regulations is to provide that no person may obtain the issuance of an instrument rating on the basis of military competence, under § 61.31(c), unless his military instrument rating or card authorizes him to serve as pilot in command in IFR operations in controlled airspace.

Section 61.31(c) (Instrument rating) provides that a private or commercial pilot who holds a current military instrument rating or card is entitled under Part 61 to an instrument rating (for helicopter or other aircraft, as the case may be). Prior to the recodification of the Civil Air Regulations into the Federal Aviation Regulations, § 20.111(c) provided that the standards under which a military instrument rating was issued must be not less than those prescribed for the issuance of an instrument rating under Part 20. The regulation then included this provision because at one time the Armed Forces of the United States issued instrument cards limiting the instrument privileges of the holders. At the time of the recodification it was ascertained that the Armed Forces of the United States no longer issued instrument cards so limited, and the standards provision therefore was omitted from Part 61.

The FAA has been advised that the U.S. Army now issues a "pink" instru-

ment card, known as a "Tactical Instrument Card," authorizing the holder to conduct instrument flight operations only in "tactical environment, outside control zones and areas." The card is issued to pilots who have not been trained in airway IFR operations or in the use of standard approach procedures. The card does not provide evidence that the holder meets the usual instrument flight training or proficiency standards, and therefore is not considered an appropriate basis for issuing an instrument rating under § 61.31(c). It is desirable to state clearly in the regulations as a qualifying condition that an instrument rating is not issued under § 61.31(c) if the applicant's military instrument rating or card does not authorize the holder to serve as pilot in command in IFR operations in controlled airspace.

Since this amendment is clarifying in nature and imposes no additional burden on any person, notice and public procedure thereon are unnecessary, and good cause exists for making it effective on less than 30 days' notice.

In consideration of the foregoing, § 61.31 of the Federal Aviation Regulations is amended by inserting the following subparagraph after paragraph (c) (2), effective July 20, 1967:

§ 61.31 Military pilots or former military pilots: special rules.

* * * * *

(c) * * *

(3) No person may obtain the issuance of an instrument rating under this paragraph unless his military instrument rating or card authorizes him to serve as pilot in command in IFR operations in controlled airspace.

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(Secs. 313(a) and 601 of the Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421)

Issued in Washington, D.C., on July 14, 1967.

WILLIAM F. MCKEE,
Administrator.

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