

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Docket No. 6681; Amdt. 151—7]

PART 151—FEDERAL AID TO AIRPORTS

Miscellaneous Amendments

The purpose of this amendment is to delete references to Technical Standard Order N18 in Part 151 and insert in place thereof references to the appropriate sections of Part 77 as revised February 3, 1965 (30 F.R. 1837). Also, an inadvertent clerical error in § 151.49(a)(9) will be corrected.

Revised Part 77, "Objects Affecting Navigable Airspace", became effective May 1, 1965, and on that date superseded TSO N18. In Subpart C it consolidates obstruction standards for use in several programs of the Federal Aviation Agency. Among these uses is "administering the Federal-aid Airport Program", § 77.3(a)(1). To conform Part 151 to this provision, it is necessary to insert references to Part 77, or to appropriate sections of that part, in § 151.9; § 151.73(a)(4); § 151.75(a); and § 151.91(a) in place of the designation "Technical Standard Order N18". Also, certain desirable editorial changes are being made with respect to § 151.9 (b), (c), (d), and (e) in the interest of clarity and conciseness, with no change in substance.

In § 151.49(a)(9), reference to subparagraphs (5), (6), and (7) instead of (6), (7), and (8) was an inadvertent clerical error. Therefore, an amendment to § 151.49(a)(9) correcting this deficiency is also being made.

Since this amendment merely conforms references in Part 151 to the format of revised Part 77, it may be issued as a final rule without first issuing a notice of proposed rule making, and may be made effective upon publication.

In consideration of the foregoing, Part 151 of Chapter I of Title 14 of the Code of Federal Regulations is amended, effective June 8, 1965, as follows:

1. By striking out § 151.9 (b), (c), and (d) and inserting in place thereof the following paragraph (b), and by striking § 151.9(e) and inserting in place thereof the following paragraph (c):

§ 151.9 Runway clear zones; general.

(b) For the purposes of this part, a runway clear zone constitutes the innermost part of the runway approach area. The standard configuration and length of each runway clear zone are prescribed in § 77.19(c) of Part 77 of this chapter.

(c) For the purposes of this section, an airport operator or owner is considered to have an adequate property interest if it has an easement (or a covenant running with the land) giving it enough control to rid the clear zone of all obstructions (objects so far as they project above the approach surfaces established by § 77.27 (b) and (c) of Part 77 of this chapter), and to prevent the creation of future obstructions; together with the right of entrance and exit for those purposes, to ensure the safe and unrestricted passage of aircraft in and over the area.

§ 151.49 [Amended]

2. By striking out the reference "subparagraphs (5), (6), and (7)" in § 151.49 (a)(9) and inserting in place thereof the reference "subparagraphs (6), (7), and (8)".

§ 151.73 [Amended]

3. By striking out the designation "FAA Technical Standard Order N18" in § 151.73(a)(4) and inserting in its place "§ 77.23 as applied to §§ 77.25 and 77.27 of Part 77 of this chapter."

§ 151.75 [Amended]

4. By striking out the designation "Technical Standard Order N18" in § 151.75(a) and inserting in its place "§ 77.23 as applied to § 77.27 (b) and (c) of Part 77 of this chapter".

§ 151.91 [Amended]

5. By striking out the designation "Technical Standard Order N18" where it occurs in § 151.91(a) and inserting in its place "§ 77.23 as applied to §§ 77.25 and 77.27 of Part 77 of this chapter".

This amendment is made under the authority of the Federal Airport Act, as amended (49 U.S.C. 1001, et seq.), and the Federal Aviation Act of 1958 (49 U.S.C. 1301, et seq.).

Issued in Washington, D.C., on June 1, 1965.

N. E. HALABY,
Administrator.

[F.R. Doc. 65-5904; Filed, June 7, 1965; 8:46 a.m.]