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**Federal Aviation
Administration**

DEPARTMENT OF
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Advisory Circular

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Subject: WAIVERS - SUBPART B, PART 91,
OF THE FEDERAL AVIATION REGULATIONS
(FAR)

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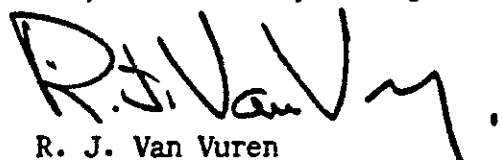
1. **PURPOSE.** This Advisory Circular provides information concerning the submission of applications for the issuance of waivers to Subpart B, FAR 91.
2. **CANCELLATION.** AC 91-5B, Waivers of Part 91, Federal Aviation Regulations, dated January 28, 1972, is cancelled.
3. **DISCUSSION.** FAR 91.63 makes provisions for granting waivers to Subpart B of Part 91. Waivers will be issued on FAA Form 7711-1, Certificate of Waiver or Authorization and may contain special provisions with which the holder is required to comply. A waiver will be issued only for a short time period for a specific operation or series of related operations. Any long-term or continuing need for regulatory relief must be petitioned for under the provisions of FAR 11.25, Petitions for Rulemaking or Exemption.
4. **APPLICATIONS.** FAA Form 7711-2, Application for Certificate of Waivers or Authorization, must be completed as follows:
 - a. All items - Type or print.
 - b. Items 1 through 8 - Each item must be completely answered by all applicants.
 - c. Items 9 through 14 - Complete only for an aerial demonstration of an acrobatic nature or closed course air race. Describe the proposed operation in detail - speeds, altitudes, areas, time periods, etc.
 - d. Item 15 - (Certification) - All applicants must complete. Include a statement in the Remarks Box that describes the means by which a level of safety can be achieved that is equal to that afforded by the waived regulation.
5. **SUBMISSION.**
 - a. General. Applications for waivers must be submitted at least 30 days in advance of the proposed operation. Any FAA office or facility will accept the application. These offices will, in some areas, act on the requests for waiver, and in other cases will forward them to the office having the appropriate waiver authority.

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b. Industrial/Agriculture and Air Show Activities. Even though waiver from other Part 91 sections, in addition to those in Subpart B of Part 91, may be applied for to conduct some type of activities, only one application should be submitted. Additionally, applications may be sent directly to the nearest General Aviation District Office (GADO) or Flight Standards District Office (FSDO) for the following operations:

- a. Towing.
- b. Restricted category civil aircraft.
- c. Law enforcement.
- d. Exploration.
- e. Patrol.
- f. Conservation.
- g. Research.
- h. Wildlife preservation.
- i. Aerial demonstrations of an acrobatic nature (see paragraph 6).
- j. Closed course air races (see paragraph 6).

6. WAIVERS FOR AIR SHOWS, RACES, MEETS, ETC. A waiver authorizing an acrobatic aerial demonstration may be issued only if the demonstration can be conducted without creating a hazard to persons or property in the air or on the surface, and will not cause an undue hardship to other flight operations. A suitable show site must be available since such waivers will contain special provision to prohibit conduct of the demonstration over congested areas of cities, towns, settlements, or open-air assemblies of persons. Advisory Circular 91-45B, Waivers - Airshow/Contests/Races, provides sponsors with more detailed information which is very useful for planning and conducting safe aerial demonstrations and air races.



R. J. Van Vuren
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