

Cancelled by 1-A

Federal Aviation Agency



AC NO: AC 101-1

AIR TRAFFIC CONTROL AND
GENERAL OPERATIONS

EFFECTIVE :

1/13/64


SUBJECT : WAIVERS OF PART 101, FEDERAL AVIATION REGULATIONS

1. **PURPOSE.** This circular provides information concerning the submission of applications for waivers of Part 101 of the Federal Aviation Regulations (FAR 101) and the issuance of those waivers.
2. **GENERAL.** A Certificate of Waiver or Authorization, Form FAA-663, may be issued to authorize deviation from FAR 101. Such waivers will contain terms and conditions designed to provide an equivalent level of safety to other air traffic and to persons and property on the surface.
3. **APPLICATIONS.** Applications should be completed in conformance with the following instructions:
 - a. Application for Certificate of Waiver normally should be submitted in triplicate on Form FAA-400, at least 30 days in advance of the proposed operation. Forms may be obtained at any FAA office and applicants are encouraged to seek the assistance of these offices in preparation of the application.
 - b. Type or print in ink.
 - c. Give complete information on all applicable items.
 - d. List name of organization whenever possible in preference to an individual, and indicate name and title of the individual authorized to act for the organization.
 - e. Sign all copies of the completed application on the reverse side in the space provided for the applicant's signature.
 - f. The information submitted should be as complete as possible. In addition to the above, the following data is required:
 - (1) Moored Balloons and Kites. The information required by Section 101.15 of the rule.

- (2) Unmanned Rockets. The information required by Section 101.25 of the rule, as well as dimensions of the operating area. This area should include the airspace not less than 1,500 feet in all directions from the vehicle (based on predicted flight path), and enlarged as necessary, based on computed or predictable error factors, explosive qualities of the vehicle, type, and reliability of control or destruct system, etc.
- (3) Unmanned Free Balloons. The information required by Section 101.37(a) of the rule, as well as availability of radar beacon transponder equipment.
- (4) General. The means by which a level of safety equal to that afforded by the waived regulation can be achieved.

g. Applications may be submitted to any FAA office; however, processing of an application may be expedited by submitting it directly to the Chief, Air Traffic Division, of the regional office in which the operation is to be conducted.

4. WAIVERS. The waiver will authorize noncompliance with only those sections of the rules listed on the waiver. It will not relieve the holder from compliance with any State or local law or ordinance which may apply to the operation.
5. DURATION. The waiver will contain an expiration date to allow ample time for completion of the operation, but not to exceed one year. It may be surrendered by the holder or canceled by the Administrator at any time for failure to comply with provisions of the waiver, for operation in a careless or reckless manner, at any time a need no longer exists for the waiver, or whenever conditions bearing on the issuance of the waiver have changed. A waiver may also be canceled or amended when safety so requires.
6. SPECIAL PROVISIONS. The waiver will contain such special provisions or conditions as may be necessary in the interest of safety or appropriate to good operating practices. In addition, specific instructions or precautions will be required where they are deemed necessary to insure safety during the use of special equipment, or are necessary for the particular areas or type of operation involved.

for 
Lee E. Warren, Director
Air Traffic Service