

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Admin- istration, Department of Transpor- tation

[Docket No. 8754; Amdt. 121-44]

PART 121—CERTIFICATION AND OP- ERATIONS: DOMESTIC, FLAG, AND SUPPLEMENTAL AIR CARRIERS AND COMMERCIAL OPERATORS OF LARGE AIRCRAFT

Operations Specifications for Parts Pooling Agreements

The purpose of this amendment to Part 121 of the Federal Aviation Regulations is to provide for the issuance of operations specifications that will permit Part 121 certificate holders to participate in parts pooling agreements with foreign air carriers. It will also permit the addition of the cockpit voice recorder required by § 121.359 to the minimum equipment list.

The parts pooling portion of this amendment was originally proposed as notice of proposed rule making 68-5 which was published in the *FEDERAL REGISTER* on March 5, 1968 (33 F.R. 4144). Interested persons have been afforded an opportunity to comment on the proposal and all comments have been considered.

All comments were in favor of the rule as proposed. However, one commentator requested the inclusion of language to require the performance of the maintenance, alterations, and inspections on these spare parts to be equivalent to that performed by the holders of U.S. airman certificates. Each of the exemptions that have been granted to U.S. air carriers to permit them to engage in parts pooling with foreign air carriers and the operations specifications issued thereunder have established certain conditions to assure performance of the work in compliance with U.S. air carrier maintenance standards. Therefore, the FAA believes that the inclusion of a similar requirement in the rule is warranted. This additional provision does not increase the burden on any interested person since it is a uniform requirement for participation in parts pooling

agreements.

The amendment permitting addition of cockpit voice recorders to the minimum equipment list is necessary to correct an inadvertent omission that occurred during the recodification of Parts 40, 41, and 42 of the Civil Air Regulations into present Part 121. Under CAR Parts 40, 41, and 42, the cockpit voice recorder was included on the minimum equipment list. Since this amendment involves only the correction of a rule and does not impose any additional burden upon interested persons, notice and public procedure thereon are unnecessary.

In consideration of the foregoing and for the reasons set forth in Notice 68-5, Part 121 of the Federal Aviation Regulations is amended, effective September 25, 1968, as follows:

§ 121.303 [Amended]

1. Section 121.303(d) is amended by inserting the words "and 121.359" after the reference "§§ 121.305 through 121.321" in subparagraph (2) thereof.

2. Section 121.361 is amended to read as follows:

§ 121.361 Applicability.

(a) Except as provided by paragraph (b) of this section, this subpart prescribes requirements for maintenance, preventive maintenance, and alterations for all certificate holders.

(b) The Administrator may amend a certificate holder's operations specifications to permit deviation from those provisions of this subpart that would prevent the return to service and use of airframe components, powerplants, appliances, and spare parts thereof because those items have been maintained, altered, or inspected by persons employed outside the United States who do not hold U.S. airman certificates. Each certificate holder who uses parts under this deviation must provide for surveillance of facilities and practices to assure that all work performed on these parts is accomplished in accordance with the certificate holder's manual.

(Secs. 101(7), 303(d), 601(c), Federal Aviation Act of 1958; 49 U.S.C. 1301(7), 1344(d), 1421(a))

Issued in Washington, D.C., on September 17, 1968.

D. D. THOMAS,
Acting Administrator.

(As published in the Federal Register /33 F.R. 14405/ on Sept. 25, 1968)