

DEPARTMENT OF TRANSPORTATION**Federal Aviation Administration****14 CFR Part 97**

[Docket No. 30410; Amdt. No. 3094]

Standard Instrument Approach Procedures; Miscellaneous Amendments**AGENCY:** Federal Aviation Administration (FAA), DOT.**ACTION:** Final rule.

SUMMARY: This amendment establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, addition of new obstacles, or changes in air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: This rule is effective April 20, 2004. The compliance date for each SIAP is specified in the amendatory provisions.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of April 20, 2004.

ADDRESSES: Availability of matters incorporated by reference in the amendment is as follows:

For Examination—

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591;

2. The FAA Regional Office of the region in which the affected airport is located;

3. The Flight Inspection Area Office which originated the SIAP; or,

4. The Office of Federal Register, 800 North Capitol Street, NW., Suite 700, Washington, DC.

*For Purchase—*Individual SIAP copies may be obtained from:

1. FAA Public Inquiry Center (APA-200), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591; or

2. The FAA Regional Office of the region in which the affected airport is located.

*By Subscription—*Copies of all SIAPs, mailed once every 2 weeks, are for sale

by the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402.

FOR FURTHER INFORMATION CONTACT:

Donald P. Pate, Flight Procedure Standards Branch (AMCAFS-420), Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 (Mail Address: PO Box 25082, Oklahoma City, OK 73125) telephone: (405) 954-4164.

SUPPLEMENTARY INFORMATION: This amendment to part 97 of the Federal Aviation Regulations (14 CFR part 97) establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs). The complete regulatory description of each SIAP is contained in official FAA form documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR part 51, and § 97.20 of the Federal Aviation Regulations (FAR). The applicable FAA Forms are identified as FAA Forms 8260-3, 8260-4, and 8260-5. Materials incorporated by reference are available for examination or purchase as stated above.

The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the **Federal Register** expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA form documents is unnecessary. The provisions of this amendment state the affected CFR (and FAR) sections, with the types and effective dates of the SIAPs. This amendment also identifies the airport, its location, the procedure identification and the amendment number.

The Rule

This amendment to part 97 is effective upon publication of each separate SIAP as contained in the transmittal. Some SIAP amendments may have been previously issued by the FAA in a National Flight Data Center (NFDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for some SIAP amendments may require making them effective in less than 30 days. For the

remaining SIAPs, an effective date at least 30 days after publication is provided.

Further, the SIAPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these SIAPs, the TERPS criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making some SIAPs effective in less than 30 days.

Conclusion

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. For the same reason, the FAA certifies that this amendment will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 97

Air traffic control, Airports, Incorporation by reference, and Navigation (air).

Issued in Washington, DC on April 9, 2004.

James J. Ballough,

Director, Flight Standards Service.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 97 of the Federal Aviation Regulations (14 CFR part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures, effective at 0901 UTC on the dates specified, as follows:

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

1. The authority citation for part 97 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721–44722.

2. Part 97 is amended to read as follows:

* * * *Effective May 13, 2004*

Erwin, NC, Harnett County, RNAV (GPS) RWY 5, Amdt 1
 Erwin, NC, Harnett County, RNAV (GPS) RWY 23, Amdt 1
 Erwin, NC, Harnett County, NDB RWY 23, Amdt 2

* * * *Effective June 10, 2004*

Headland, AL, Headland Muni, RNAV (GPS) RWY 9, Orig
 Headland, AL, Headland Muni, RNAV (GPS) RWY 27, Orig
 Kipnuk, AK, Kipnuk, RNAV (GPS) RWY 15, Orig
 Kipnuk, AK, Kipnuk, RNAV (GPS) RWY 33, Orig
 Kipnuk, AK, Kipnuk, GPS RWY 15, Orig-A, CANCELLED
 Ruby, AK, Ruby, RNAV (GPS) RWY 3, Orig
 Ruby, AK, Ruby, RNAV (GPS) RWY 21, Orig
 Russian Mission, AK, Russian Mission, RNAV (GPS) RWY 17, Orig
 Russian Mission, AK, Russian Mission, RNAV (GPS) RWY 35, Orig
 Russian Mission, AK, Russian Mission, GPS RWY 17, Orig, CANCELLED
 Russian Mission, AK, Russian Mission, GPS RWY 35, Orig, CANCELLED
 Ontario, CA, Ontario Intl, ILS RWY 8L, Amdt 8
 Daytona Beach, FL, Daytona Beach Intl, RNAV (GPS) RWY 7R, Orig
 Daytona Beach, FL, Daytona Beach Intl, RNAV (GPS) Y RWY 7L, Orig
 Daytona Beach, FL, Daytona Beach Intl, RNAV (GPS) RWY 25L, Orig
 Daytona Beach, FL, Daytona Beach Intl, RNAV (GPS) RWY 25R, Orig
 Daytona Beach, FL, Daytona Beach Intl, RNAV (GPS) RWY 16, Orig
 Daytona Beach, FL, Daytona Beach Intl, RNAV (GPS) RWY 34, Amdt 1
 Daytona Beach, FL, Daytona Beach Intl, RNAV (GPS) Z RWY 7L, Orig
 Daytona Beach, FL, Daytona Beach Intl, VOR RWY 16, Amdt 18A
 Daytona Beach, FL, Daytona Beach Intl, NDB RWY 7L, Amdt 26A
 Bainbridge, GA, Decatur County Industrial Air Park, RNAV (GPS) RWY 9, Orig
 Bainbridge, GA, Decatur County Industrial Air Park, RNAV (GPS) RWY 27, Orig
 Bainbridge, GA, Decatur County Industrial Air Park, LOC/NDB RWY 27, Orig
 Bainbridge, GA, Decatur County Industrial Air Park, NDB RWY 27, Amdt 2
 Bainbridge, GA, Decatur County Industrial Air Park, GPS RWY 9, Orig, CANCELLED
 Bainbridge, GA, Decatur County Industrial Air Park, VOR-A, Amdt 4

Des Moines, IA, Des Moines Intl, ILS OR LOC RWY 13, Amdt 9
 Des Moines, IA, Des Moines Intl, ILS OR LOC RWY 31, Amdt 22, ILS RWY 31 (CAT II, III) Amdt 22
 Des Moines, IA, Des Moines Intl, RNAV (GPS) RWY 5, Orig
 Des Moines, IA, Des Moines Intl, RNAV (GPS) RWY 13, Orig
 Des Moines, IA, Des Moines Intl, RNAV (GPS) RWY 23, Orig
 Des Moines, IA, Des Moines Intl, RNAV (GPS) RWY 31, Orig
 Des Moines, IA, Des Moines Intl, NDB RWY 31, Amdt 20
 Des Moines, IA, Des Moines Intl, VOR/DME RWY 23, Orig
 Des Moines, IA, Des Moines Intl, VOR OR GPS RWY 23, Amdt 2A, CANCELLED
 Rexburg, ID, Rexburg-Madison County, RNAV (GPS) RWY 35, Amdt 1
 Paola, KS, Miami County, RNAV (GPS) RWY 3, ORIG
 Paola, KS, Miami County, RNAV (GPS) RWY 21, ORIG
 Hamilton, MT, Ravalli County, RNAV (GPS)-B, Orig
 Hamilton, MT, Ravalli County, RNAV (GPS)-A, Orig
 Piqua, OH, Piqua Airport-Hartzell Field, RNAV (GPS) RWY 8, Orig
 Piqua, OH, Piqua Airport-Hartzell Field, RNAV (GPS) RWY 26, Orig
 Piqua, OH, Piqua Airport-Hartzell Field, VOR-A, Amdt 13
 Piqua, OH, Piqua Airport-Hartzell Field, VOR/DME RNAV OR GPS RWY 26, Amdt 7, CANCELLED
 Urbana, OH, Grimes Field, VOR-A, Amdt 5C
 Urbana, OH, Grimes Field, RNAV (GPS) RWY 2, Orig
 Urbana, OH, Grimes Field, RNAV (GPS) RWY 20, Orig
 Idabel, OK, McCurtain County Regional, RNAV (GPS) RWY 2, Orig
 Idabel, OK, McCurtain County Regional, RNAV (GPS) RWY 20, Orig
 Buckhannon, WV, Upshur County Regional, VOR-A, Orig
 Buckhannon, WV, Upshur County Regional, RNAV (GPS) RWY 11, Orig
 Buckhannon, WV, Upshur County Regional, RNAV (GPS) RWY 29, Orig
 Jackson, WY, Jackson Hole, VOR/DME RWY 1, Orig
 Jackson, WY, Jackson Hole, VOR/DME RWY 19, Orig
 Jackson, WY, Jackson Hole, VOR OR GPS-A, Amdt 6C, CANCELLED
 Jackson, WY, Jackson Hole, VOR/DME OR GPS RWY 36, Amdt 4B, CANCELLED
 Jackson, WY, Jackson Hole, ILS OR LOC RWY 19, Amdt 9
 Jackson, WY, Jackson Hole, RNAV (GPS) RWY 1, Orig

Jackson, WY, Jackson Hole, RNAV (GPS) RWY 19, Orig

[FR Doc. 04-8808 Filed 4-19-04; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF TRANSPORTATION

Maritime Administration

[Docket Number 2004 17552]

Requested Administrative Waiver of the Coastwise Trade Laws

AGENCY: Maritime Administration, Department of Transportation.

ACTION: Invitation for public comments on a requested administrative waiver of the Coastwise Trade Laws for the vessel BLUE MOON.

SUMMARY: As authorized by Pub. L. 105-383 and Pub. L. 107-295, the Secretary of Transportation, as represented by the Maritime Administration (MARAD), is authorized to grant waivers of the U.S.-build requirement of the coastwise laws under certain circumstances. A request for such a waiver has been received by MARAD. The vessel, and a brief description of the proposed service, is listed below. The complete application is given in DOT docket 2004-17552 at <http://dms.dot.gov>. Interested parties may comment on the effect this action may have on U.S. vessel builders or businesses in the U.S. that use U.S.-flag vessels. If MARAD determines, in accordance with Pub. L. 105-383 and MARAD's regulations at 46 CFR part 388 (68 FR 23084; April 30, 2003), that the issuance of the waiver will have an unduly adverse effect on a U.S.-vessel builder or a business that uses U.S.-flag vessels in that business, a waiver will not be granted. Comments should refer to the docket number of this notice and the vessel name in order for MARAD to properly consider the comments. Comments should also state the commenter's interest in the waiver application, and address the waiver criteria given in § 388.4 of MARAD's regulations at 46 CFR Part 388.

DATES: Submit comments on or before May 20, 2004.

ADDRESSES: Comments should refer to docket number MARAD-2004-17552. Written comments may be submitted by hand or by mail to the Docket Clerk, U.S. DOT Dockets, Room PL-401, Department of Transportation, 400 7th St., SW., Washington, DC 20590-0001. You may also send comments electronically via the Internet at <http://dmses.dot.gov/submit/>. All comments will become part of this docket and will be available for inspection and copying