

New Philadelphia, OH, Harry Clever Field,
GPS RWY 14, Orig

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 97

[Docket No. 29006; Amdt. No. 1818]

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 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: An effective date for each SIAP is specified in the amendatory provisions.

Incorporation by reference approved by the Director of the Federal Register on December 31, 1980, and reapproved as of January 1, 1982.

ADDRESSES: Availability of matter 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 affected airport is located; or

3. The Flight Inspection Area Office which originated the SIAP.

*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,

US Government Printing Office, Washington, DC 20402.

FOR FURTHER INFORMATION CONTACT:

Paul J. Best, Flight Procedures Standards Branch (AFS-420), Technical Programs Division, Flight Standards Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone (202) 267-8277.

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 on each SIAP is contained in the appropriate FAA Form 8260 and the National Flight Data Center (FDC)/Permanent (P) Notices to Airmen (NOTAM) which are incorporated by reference in the amendment under 5 U.S.C. 552(a), 1 CFR part 51, and § 97.20 of the Federal Aviation Regulations (FAR). 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 of 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 of the Federal Aviation Regulations (14 CFR part 97) establishes, amends, suspends, or revokes SIAPs. For safety and timeliness of change considerations, this amendment incorporates only specific changes contained in the content of the following FDC/P NOTAM for each SIAP. The SIAP information in some previously designated FDC/Temporary (FDC/T) NOTAMs is of such duration as to be permanent. With conversion to FDC/P NOTAMs, the respective FDC/T NOTAMs have been cancelled.

The FEC/P NOTAMs for the SIAPs contained in this amendment are based on the criteria contained in the U.S.

Standard for Terminal Instrument Approach Procedures (TERPS). In developing these chart changes to SIAPs by FDC/P NOTAMs, the TERPS criteria were applied to only these specific conditions existing at the affected airports. All SIAP amendments in this rule have been previously issued by the FAA in a National Flight Data Center (FDC) 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 all these SIAP amendments requires making them effective in less than 30 days.

Further, the SIAPs contained in this amendment are based on the criteria contained in the TERPS. 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 these 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, Navigation (Air).

Issued in Washington, DC, on August 22, 1997.

Thomas E. Stuckey,

Acting 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 is revised to read as follows:

Authority: 49 U.S.C. 40103, 40113, 40120, 44701; 49 U.S.C. 106(g); and 14 CFR 11.49(b)(2).

2. Part 97 is amended to read as follows:

By amending: § 97.23 VOR, VOR/DME, VOR or TACAN, and VOR/DME or TACAN; § 97.25 LOC, LOC/DME, LDA, LDA/DME, SDF, SDF/DME; § 97.27 NDB, NDB/DME; § 97.29 ILS, ILS/DME, ISMLS, MLS, MLS/DME,

MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, identified as follows:

§§ 97.23, 97.25, 97.27, 97.29, 97.31, 97.33, 97.35 [Amended]

* * * *Effective Upon Publication*

FDC date	State	City	Airport	FDC No.	SIAP
06/27/97	FM	Pohnpei Island	Pohnpei Intl	FDC7/3998	PTPN). NDB/DME or GPS-A, AMDT 1 ...
08/06/97	DC	Washington	Washington Dulles Intl	FDC7/5199	ILS/DME RWY 1L AMDT 5 ...
08/08/97	FL	Miami	Miami Intl	FDC7/5269	ILS RWY 9L, AMDT 28 ...
08/11/97	MI	Escanaba	Delta County	FDC7/5362	VOR or GPS RWY 18, AMDT 7 ...
08/12/97	NE	Norfolk	Karl Stefan Memorial	FDC7/5380	ILS RWY 1, AMDT 4 ...
08/14/97	MT	Missoula	Missoula International	FDC7/5442	ILS RWY 11, AMDT 10 ...
08/15/97	MA	Hyannis	Barnstable Muni-Boardman/Polando Field.	FDC7/5451	ILS RWY 24, AMDT 16C ...
08/18/97	IN	Greensburg	Greensburg-Decatur County	FDC7/5523	VOR or GPS-A, AMDT 2 ...
08/18/97	KS	Olathe	Johnson County Executive	FDC7/5519	NDB or GPS RWY 18, AMDT 3A ...
08/18/97	VA	Richmond/Ashland	Hanover County Muni	FDC7/5524	VOR RWY 16 ORIG-A ...
08/18/97	VA	Richmond/Ashland	Hanover County Muni	FDC7/5525	VOR RWY 16 ORIG-A ...

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DEPARTMENT OF DEFENSE**Corps of Engineers, Department of the Army****33 CFR Part 334****Danger Zone, Pacific Ocean, Naval Air Weapons Station, Point Mugu, Ventura County, CA**

AGENCY: U.S. Army Corps of Engineers, DoD.

ACTION: Final rule.

SUMMARY: On July 28, 1997, the Corps published an interim final rule in the **Federal Register**, which established a danger zone in the waters of the Pacific Ocean extending 5,000 meters offshore from the small arms range at the Naval Air Weapons Station, in Point Mugu, Ventura County, California. The danger zone would provide an appropriate and enforceable zone in which the Navy may conduct small arms test firing to qualify military and civilian security personnel. The comment period for the interim final rule ended on August 27, 1997. No comments were received.

DATES: Effective July 28, 1997.

ADDRESSES: HQUSACE, CECW-OR, Washington, DC 20314-1000.

FOR FURTHER INFORMATION CONTACT: Ms. Tiffany Welch at (805) 641-2935 or Mr. Ralph Eppard at (202) 761-1783.

SUPPLEMENTARY INFORMATION: Pursuant to its authorities in section 7 of the

Rivers and Harbors Act of 1917 (40 Stat. 266; 33 U.S.C. 1) and Chapter XIX of the Army Appropriations Act of 1919 (40 Stat. 892; 33 U.S.C. 3), the Corps is amending the regulations in 33 CFR part 334 by adding a new danger zone regulation in § 334.1125. On July 28, 1997, the Corps published the new danger zone regulations in the **Federal Register** (62 FR 40278) as an interim final rule, effective on the date of publication, with public comments invited until August 27, 1997. Based on comments received, the Corps would take appropriate action which could include further revision or suspension of the rules. We received no comments.

List of Subjects in 33 CFR Part 334

Danger zones, Navigation (water), Transportation.

PART 334—DANGER ZONE AND RESTRICTED AREA REGULATIONS

Accordingly, the interim final rule adding 33 CFR 334.1125 on July 28, 1997, (62 FR 40278) is adopted as a final rule, without change.

Dated: October 7, 1997.

Approved:

Russell L. Fuhrman,

Major General, USA, Director of Civil Works.

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DEPARTMENT OF ENERGY

48 CFR Parts 901, 903, 904, 912, 913, 915, 916, 932, 933, 939, 944 and 970

RIN 1991-AB35

Acquisition Regulation: Acquisition Streamlining

AGENCY: Department of Energy.

ACTION: Final rule.

SUMMARY: The Department of Energy (DOE) is amending the Department of Energy Acquisition Regulation (DEAR) to supplement the Federal Acquisition Regulation's (FAR) implementation of certain provisions of the Federal Acquisition Streamlining Act of 1994 and the Clinger-Cohen Act of 1996. In addition, DOE is amending the DEAR to eliminate unnecessary and obsolete coverage and to make certain technical and conforming amendments, as appropriate.

DATES: This final rule is effective November 17, 1997.

FOR FURTHER INFORMATION CONTACT: John R. Bashista (202) 586-8192 (telephone); (202) 586-0545 (facsimile); john.bashista@hq.doe.gov (electronic mail).

SUPPLEMENTARY INFORMATION:

I. Background

II. Section-by-Section Analysis

III. Procedural Requirements.

A. Review Under Executive Order 12612.

B. Review Under Executive Order 12866.

C. Review Under Executive Order 12988.

D. Review Under the National Environmental Policy Act.