

# Rules and Regulations

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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. FAA-2013-0952; Airspace  
Docket No. 13-AGL-18]

RIN 2120-AA66

#### Modification of Area Navigation (RNAV) Route T-265, IL

**AGENCY:** Federal Aviation  
Administration (FAA), DOT.

**ACTION:** Final rule.

**SUMMARY:** This action modifies RNAV route T-265 in support of the O'Hare Modernization Project (OMP)/Chicago Airspace Project (CAP). This action re-aligns T-265 slightly to the west providing appropriate lateral spacing from a new Rockford Airport Traffic Control Tower (RFD) and Chicago Terminal Radar Approach Control (C90) airspace boundary and to maintain the efficiency and safety of aircraft transitioning around the Chicago Class B airspace area.

**DATES:** Effective date 0901 UTC, July 24, 2014. The Director of the Federal Register approves this incorporation by reference action under 1 CFR part 51, subject to the annual revision of FAA Order 7400.9 and publication of conforming amendments.

**FOR FURTHER INFORMATION CONTACT:** Colby Abbott, Airspace Policy and Regulations Group, Office of Airspace Services, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591; telephone: (202) 267-8783.

#### SUPPLEMENTARY INFORMATION:

#### History

The FAA published in the **Federal Register** a notice of proposed rulemaking (NPRM) to amend T-265 (78 FR 78303, December 26, 2013).

Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal. One comment was received. The Aircraft Owners and Pilots Association supported the modification, but encouraged the FAA to utilize stakeholders in developing a national air traffic service route modernization plan.

#### The Rule

The FAA is amending Title 14, Code of Federal Regulations (14 CFR) part 71 to modify T-265 in support of the OMP/CAP. As part of the OMP/CAP, the RFD/C90 airspace boundary is being moved to the west. This action re-aligns T-265 slightly to the west by replacing the first two waypoints in the route with two airway intersection fixes, AHMED and START, respectively, and re-designating the BULLZ and VEENA waypoints as airway intersection fixes. The route modification ensures appropriate lateral spacing from the new RFD/C90 airspace boundary and eliminates the need for manual air traffic control coordination or aircraft to accomplish frequency changes between the two facilities. This modification also shortens T-265 by almost 2 nautical miles while providing the same level of convenience to the flying public with an easy way to file and fly around the Chicago Class B airspace area between Chicago/Rockford International Airport, IL, and Chicago O'Hare International Airport, IL.

Low altitude RNAV routes are published in paragraph 6011 of FAA Order 7400.9X, dated August 7, 2013, and effective September 15, 2013, which is incorporated by reference in 14 CFR 71.1. The RNAV route listed in this document will be subsequently published in the Order.

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. Therefore, this regulation: (1) Is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under Department of Transportation (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. Since this is a routine matter that only affects air traffic

procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority.

This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of the airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it modifies the route structure as required to preserve the safe and efficient flow of air traffic within the National Airspace System.

#### Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1E, "Environmental Impacts: Policies and Procedures," paragraph 311a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

#### PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

**§ 71.1 [Amended]**

■ 2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.9X, Airspace Designations and Reporting Points, dated August 7, 2013, and effective September 15, 2013, is amended as follows:

*Paragraph 6011 United States area navigation routes.*

\* \* \* \* \*

**T-265 AHMED, IL to VEENA, WI [Amended]**

AHMED, IL Fix

(Lat. 41°29'52" N., long. 88°51'52" W.)

START, IL Fix

(Lat. 41°45'25" N., long. 89°00'22" W.)

BULLZ, IL Fix

(Lat. 42°27'27" N., long. 88°46'17" W.)

VEENA, WI Fix

(Lat. 42°42'18" N., long. 88°18'14" W.)

\* \* \* \* \*

Issued in Washington, DC, on April 1, 2014.

**Gary A. Norek,**

*Manager, Airspace Policy and Regulations Group.*

[FR Doc. 2014-07725 Filed 4-7-14; 8:45 am]

**BILLING CODE 4910-13-P**

**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****14 CFR Part 91**

[Docket No. FAA-2011-0246; Amendment No. 91-321A; SFAR No. 112]

**RIN 2120-AK42**

**Prohibition Against Certain Flights Within the Tripoli Flight Information Region (FIR); Extension of Expiration Date; Correction**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Final rule; Extension of expiration date; Correction.

**SUMMARY:** The FAA is correcting a final rule published on March 21, 2014. In that final rule, the FAA amended its regulations to extend the prohibition against certain flights within the Tripoli Flight Information Region from March 21, 2014 to March 21, 2015. The FAA inadvertently cited an incorrect RIN number. This document corrects that error and also corrects an inadvertent amendment.

**DATES:** This correction is effective April 8, 2014.

**FOR FURTHER INFORMATION CONTACT:** Keira Jones, Office of Rulemaking, ARM-101, Federal Aviation Administration, 800 Independence

Avenue SW., Washington, DC 20591. Telephone: 202-267-4025.

**SUPPLEMENTARY INFORMATION:****Background**

On March 21, 2014 (79 FR 15679), the FAA issued "Prohibition Against Certain Flights Within the Tripoli Flight Information Region (FIR); Extension of Expiration Date" (79 FR 15679). In that final rule, which became effective March 21, 2014, the FAA extended the expiration date from March 21, 2014 to March 21, 2015.

The FAA inadvertently listed the incorrect RIN number (2120-AJ93). The correct RIN number is 2120-AK42. In addition, the Office of the Federal Register inadvertently amended § 91.1603 by removing paragraph (e) effective March 20, 2015. Unless the FAA takes further action, § 91.1603 will expire effective March 20, 2015.

**Corrections**

In the final rule, FR Doc. 2014-06199, published on March 21, 2014, at 79 FR 15679, make the following corrections:

1. On page 15679, in the first column heading, revise "RIN 2120-AJ93" to read "RIN 2120-AK42".
2. On page 15679, in the third column under the **DATES** heading, remove the sentence "Amendment 3 to § 91.1603 is effective March 20, 2015."

**§ 91.1603 [Amended]**

3. On page 15680, in the third column, beginning at line 19 from the bottom, remove Amendment 3.

Issued under authority provided by 49 U.S.C. 106(f), 44701(a), and 44703 in Washington, DC.

**Lirio Liu,**

*Director, Office of Rulemaking.*

[FR Doc. 2014-07509 Filed 4-7-14; 8:45 am]

**BILLING CODE 4910-13-P**

**DEPARTMENT OF STATE****22 CFR Part 41**

[Public Notice: 8687]

**RIN 1400-AD51**

**Visas: Waiver by Joint Action of Visa and Passport Requirements for Members of Armed Forces and Coast Guards of Foreign Countries**

**AGENCY:** Department of State.

**ACTION:** Final rule.

**SUMMARY:** The Department of State is amending its regulations regarding the waiver by joint action of consular and immigration officers of visa and passport requirements for members of

foreign armed forces and coast guards. Specifically, the regulation, as amended, removes the current list of countries whose armed forces members are ineligible for a such a waiver, and provides that, in every case, when entry of foreign armed forces and coast guard members is proposed under arrangements made with the appropriate military authorities of the United States and after coordination within the U.S. Government by those U.S. military authorities, the Department of Homeland Security and the Department of State will jointly decide whether to approve waiver of the visa and/or passport requirements.

**DATES: Effective Date:** This rule becomes effective April 8, 2014.

**FOR FURTHER INFORMATION CONTACT:**

Jennifer Liu, Legislation and Regulations Division, Legal Affairs, Office of Visa Services, Bureau of Consular Affairs, Department of State, 600 19th Street NW., Washington, DC 20520-0106, (202) 485-7648, email ([LiuJN@state.gov](mailto:LiuJN@state.gov)).

**SUPPLEMENTARY INFORMATION:**

**Why is the Department promulgating this rule?**

This final rule implements the joint determination of the Department of State and the Department of Homeland Security to remove the list of countries whose citizens or residents are currently ineligible for a waiver under 22 CFR 41.3(e), pursuant to authority under section 212(d)(4)(A) of the Immigration and Nationality Act (INA), 8 U.S.C. 1182(d)(4)(A), as such a list is considered unnecessary and requires regular and resource-intensive review. The amended regulation clarifies that, in every case, when entry of members of foreign armed forces and coast guard into the United States is proposed under arrangements made with the appropriate military authorities of the United States and after coordination within the U.S. Government by those U.S. military authorities, the Department of Homeland Security and the Department of State will jointly decide, as a matter of discretion, whether to approve a waiver of the visa and/or passport requirements for the foreign armed forces and coast guard members. Finally, the amended rule extends authority to grant a waiver under 22 CFR 41.3 to the Deputy Assistant Secretary of State for Visa Services or his or her designee, in addition to the consular officer serving the port or place of embarkation, jointly with the appropriate immigration officer within DHS.