§ 91.135 Operations in Class A airspace.

Except as provided in paragraph (d) of this section, each person operating an aircraft in Class A airspace must conduct that operation under instrument flight rules (IFR) and in compliance with the following:

(a) Clearance. Operations may be conducted only under an ATC clearance received prior to entering the airspace.

(b) Communications. Unless otherwise authorized by ATC, each aircraft operating in Class A airspace must be equipped with a two-way radio capable of communicating with ATC on a frequency assigned by ATC. Each pilot must maintain two-way radio communications with ATC while operating in Class A airspace.

(c) Transponder requirement. Unless otherwise authorized by ATC, no person may operate an aircraft within Class A airspace unless that aircraft is equipped with—

(1) For IFR operation. An operable VOR or TACAN receiver or an operable and suitable RNAV system; and

(2) For all operations. An operable two-way radio capable of communicating with ATC on frequencies for that Class B airspace area.

(d) ATC authorizations. An operator may deviate from any provision of this section under the provisions of an ATC authorization issued by the ATC facility having jurisdiction of the airspace concerned. In the case of an inoperative transponder, ATC may immediately approve an operation within a Class A airspace area allowing flight to continue, if desired, to the airport of ultimate destination, including any intermediate stops, or to proceed to a place where suitable repairs can be made, or both. Requests for deviation from any provision of this section must be submitted in writing, at least 4 days before the proposed operation. ATC may authorize a deviation on a continuing basis or for an individual flight.

[Doc. No. 24458, 56 FR 65659, Dec. 17, 1991]

§ 91.137 Temporary flight restrictions in the vicinity of disaster/hazard areas.

(a) The Administrator will issue a Notice to Airmen (NOTAM) designating an area within which temporary flight restrictions apply and specifying the hazard or condition requiring their imposition, whenever he determines it is necessary in order to—

[Doc. No. 24458, 56 FR 65659, Dec. 17, 1991]
§ 91.138 Temporary flight restrictions in national disaster areas in the State of Hawaii.

(a) When the Administrator has determined, pursuant to a request and justification provided by the Governor of the State of Hawaii, or the Governor’s designee, that an inhabited area within a declared national disaster area in the State of Hawaii is in need of protection for humanitarian reasons, the Administrator will issue a Notice to Airmen (NOTAM) designating an area within which temporary flight restrictions may be imposed.

(b) No person may operate an aircraft within the designated area unless that aircraft is participating in disaster relief activities and is being operated under the direction of the official in charge of on scene emergency response activities.

(c) When a NOTAM has been issued under paragraph (a) of this section, no person may operate an aircraft within the designated area unless the aircraft is participating in the disaster relief activities and is being operated under the direction of the official in charge of on scene emergency response activities.

(d) No person may operate an aircraft within the designated area unless the aircraft is participating in disaster relief activities and is being operated under the direction of the official in charge of on scene emergency response activities.

(e) Flight plans filed and notifications made with an FSS or ATC facility under this section shall include the following information:

1. Aircraft identification, type and color.
2. Radio communications frequencies to be used.
3. Proposed times of entry of, and exit from, the designated area.
4. Name of news media or organization and purpose of flight.
5. Any other information requested by ATC.

§ 91.138 Temporary flight restrictions in national disaster areas in the State of Hawaii.

(a) When the Administrator has determined, pursuant to a request and justification provided by the Governor of the State of Hawaii, or the Governor’s designee, that an inhabited area within a declared national disaster area in the State of Hawaii is in need of protection for humanitarian reasons, the Administrator will issue a Notice to Airmen (NOTAM) designating an area within which temporary flight restrictions may be imposed.

(b) No person may operate an aircraft within the designated area unless the aircraft is participating in disaster relief activities and is being operated under the direction of the official in charge of on scene emergency response activities.

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§ 91.138 Temporary flight restrictions in national disaster areas in the State of Hawaii.

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§ 91.138 Temporary flight restrictions in national disaster areas in the State of Hawaii.

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§ 91.138 Temporary flight restrictions in national disaster areas in the State of Hawaii.

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§ 91.138 Temporary flight restrictions in national disaster areas in the State of Hawaii.

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