

**§ 139.113**

**14 CFR Ch. I (1–1–10 Edition)**

section shall include the following information pertaining to the airport for which the Airport Operating Certificate is held:

- (i) An itemized cost to comply with the requirement from which the exemption is sought;
  - (ii) Current staffing levels;
  - (iii) The current annual financial report, such as a single audit report or FAA Form 5100–127, Operating and Financial Summary;
  - (iv) Annual passenger enplanement data for the previous 12 calendar months;
  - (v) The type and frequency of air carrier operations served;
  - (vi) A history of air carrier service;
  - (vii) Anticipated changes to air carrier service;
- (c) Each petition filed under this section must be submitted in duplicate to the—
- (1) Regional Airports Division Manager and
  - (2) Federal Docket Management System, as specified under 14 CFR part 11.

[Docket No. FAA–2000–7479, 69 FR 6424, Feb. 10, 2004; 72 FR 68475, Dec. 5, 2007]

**§ 139.113 Deviations.**

In emergency conditions requiring immediate action for the protection of life or property, the certificate holder may deviate from any requirement of subpart D of this part, or the Airport Certification Manual, to the extent required to meet that emergency. Each certificate holder who deviates from a requirement under this section must, within 14 days after the emergency, notify the Regional Airports Division Manager of the nature, extent, and duration of the deviation. When requested by the Regional Airports Division Manager, the certificate holder must provide this notification in writing.

**Subpart C—Airport Certification Manual**

**§ 139.201 General requirements.**

(a) No person may operate an airport subject to this part unless that person adopts and complies with an Airport Certification Manual, as required under this part, that—

- (1) Has been approved by the Administrator;
- (2) Contains only those items authorized by the Administrator;
- (3) Is in printed form and signed by the certificate holder acknowledging the certificate holder’s responsibility to operate the airport in compliance with the Airport Certification Manual approved by the Administrator; and
- (4) Is in a form that is easy to revise and organized in a manner helpful to the preparation, review, and approval processes, including a revision log. In addition, each page or attachment must include the date of the Administrator’s initial approval or approval of the latest revision.

(b) Each holder of an Airport Operating Certificate must—

- (1) Keep its Airport Certification Manual current at all times;
- (2) Maintain at least one complete and current copy of its approved Airport Certification Manual on the airport, which will be available for inspection by the Administrator; and
- (3) Furnish the applicable portions of the approved Airport Certification Manual to airport personnel responsible for its implementation.

(c) Each certificate holder must ensure that the Regional Airports Division Manager is provided a complete copy of its most current approved Airport Certification Manual, as specified under paragraph (b)(2) of this section, including any amendments approved under § 139.205.

(d) FAA Advisory Circulars contain methods and procedures for the development of Airport Certification Manuals that are acceptable to the Administrator.

**§ 139.203 Contents of Airport Certification Manual.**

(a) Except as otherwise authorized by the Administrator, each certificate holder must include in the Airport Certification Manual a description of operating procedures, facilities and equipment, responsibility assignments, and any other information needed by personnel concerned with operating the airport in order to comply with applicable provisions of subpart D of this part and paragraph (b) of this section.

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(b) Except as otherwise authorized by the Administrator, the certificate holder must include in the Airport Certification Manual the following elements, as appropriate for its class:

REQUIRED AIRPORT CERTIFICATION MANUAL ELEMENTS

Manual elements	Airport certificate class			
	Class I	Class II	Class III	Class IV
1. Lines of succession of airport operational responsibility ..	X	X	X	X
2. Each current exemption issued to the airport from the requirements of this part .....	X	X	X	X
3. Any limitations imposed by the Administrator .....	X	X	X	X
4. A grid map or other means of identifying locations and terrain features on and around the airport that are significant to emergency operations .....	X	X	X	X
5. The location of each obstruction required to be lighted or marked within the airport's area of authority .....	X	X	X	X
6. A description of each movement area available for air carriers and its safety areas, and each road described in § 139.319(k) that serves it .....	X	X	X	X
7. Procedures for avoidance of interruption or failure during construction work of utilities serving facilities or NAVAIDS that support air carrier operations .....	X	X	X	
8. A description of the system for maintaining records, as required under § 139.301 .....	X	X	X	X
9. A description of personnel training, as required under § 139.303 .....	X	X	X	X
10. Procedures for maintaining the paved areas, as required under § 139.305 .....	X	X	X	X
11. Procedures for maintaining the unpaved areas, as required under § 139.307 .....	X	X	X	X
12. Procedures for maintaining the safety areas, as required under § 139.309 .....	X	X	X	X
13. A plan showing the runway and taxiway identification system, including the location and inscription of signs, runway markings, and holding position markings, as required under § 139.311 .....	X	X	X	X
14. A description of, and procedures for maintaining, the marking, signs, and lighting systems, as required under § 139.311 .....	X	X	X	X
15. A snow and ice control plan, as required under § 139.313 .....	X	X	X	
16. A description of the facilities, equipment, personnel, and procedures for meeting the aircraft rescue and firefighting requirements, in accordance with §§ 139.315, 139.317 and 139.319 .....	X	X	X	X
17. A description of any approved exemption to aircraft rescue and firefighting requirements, as authorized under § 139.111 .....	X	X	X	X
18. Procedures for protecting persons and property during the storing, dispensing, and handling of fuel and other hazardous substances and materials, as required under § 139.321 .....	X	X	X	X
19. A description of, and procedures for maintaining, the traffic and wind direction indicators, as required under § 139.323 .....	X	X	X	X
20. An emergency plan as required under § 139.325 .....	X	X	X	X
21. Procedures for conducting the self-inspection program, as required under § 139.327 .....	X	X	X	X
22. Procedures for controlling pedestrians and ground vehicles in movement areas and safety areas, as required under § 139.329 .....	X	X	X	
23. Procedures for obstruction removal, marking, or lighting, as required under § 139.331 .....	X	X	X	X
24. Procedures for protection of NAVAIDS, as required under § 139.333 .....	X	X	X	
25. A description of public protection, as required under § 139.335 .....	X	X	X	
26. Procedures for wildlife hazard management, as required under § 139.337 .....	X	X	X	
27. Procedures for airport condition reporting, as required under § 139.339 .....	X	X	X	X

REQUIRED AIRPORT CERTIFICATION MANUAL ELEMENTS—Continued

Manual elements	Airport certificate class			
	Class I	Class II	Class III	Class IV
28. Procedures for identifying, marking, and lighting construction and other unserviceable areas, as required under § 139.341 .....	X	X	X	
29. Any other item that the Administrator finds is necessary to ensure safety in air transportation .....	X	X	X	X

[Doc. No. FAA-2000-7479, 69 FR 6424, Feb. 10, 2004; Amdt. 139-26, 69 FR 31522, June 4, 2004]

**§ 139.205 Amendment of Airport Certification Manual.**

(a) Under §139.3, the Regional Airports Division Manager may amend any Airport Certification Manual approved under this part, either—

(1) Upon application by the certificate holder or

(2) On the Regional Airports Division Manager’s own initiative, if the Regional Airports Division Manager determines that safety in air transportation requires the amendment.

(b) A certificate holder must submit in writing a proposed amendment to its Airport Certification Manual to the Regional Airports Division Manager at least 30 days before the proposed effective date of the amendment, unless a shorter filing period is allowed by the Regional Airports Division Manager.

(c) At any time within 30 days after receiving a notice of refusal to approve the application for amendment, the certificate holder may petition the Associate Administrator for Airports to reconsider the refusal to amend.

(d) In the case of amendments initiated by the FAA, the Regional Airports Division Manager notifies the certificate holder of the proposed amendment, in writing, fixing a reasonable period (but not less than 7 days) within which the certificate holder may submit written information, views, and arguments on the amendment. After considering all relevant material presented, the Regional Airports Division Manager notifies the certificate holder within 30 days of any amendment adopted or rescinds the notice. The amendment becomes effective not less than 30 days after the certificate holder receives notice of it, except that, prior to the effective date, the certifi-

cate holder may petition the Associate Administrator for Airports to reconsider the amendment, in which case its effective date is stayed pending a decision by the Associate Administrator for Airports.

(e) Notwithstanding the provisions of paragraph (d) of this section, if the Regional Airports Division Manager finds there is an emergency requiring immediate action with respect to safety in air transportation, the Regional Airports Division Manager may issue an amendment, effective without stay on the date the certificate holder receives notice of it. In such a case, the Regional Airports Division Manager incorporates the finding of the emergency and a brief statement of the reasons for the finding in the notice of the amendment. Within 30 days after the issuance of such an emergency amendment, the certificate holder may petition the Associate Administrator for Airports to reconsider either the finding of an emergency, the amendment itself, or both. This petition does not automatically stay the effectiveness of the emergency amendment.

**Subpart D—Operations**

**§ 139.301 Records.**

In a manner authorized by the Administrator, each certificate holder must—

(a) Furnish upon request by the Administrator all records required to be maintained under this part.

(b) Maintain records required under this part as follows:

(1) *Personnel training.* Twenty-four consecutive calendar months for personnel training records, as required under §§ 139.303 and 139.327.

(2) *Emergency personnel training.* Twenty-four consecutive calendar