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Issued in Jamaica, New York on July 2, 2001.

Franklin D. Hatfield,

Manager, Air Traffic Division, Eastern Region.

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Airspace Docket No. 00-ANM-18]

Revision of Class E Airspace, Vernal, UT

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action revises the Class E airspace at Vernal, UT. Newly developed Area Navigation (RNAV) Standard Instrument Approach Procedure (SIAP) at the Vernal Airport made this action necessary. Additional Class E 700-foot and 1200-foot controlled airspace, above the surface of the earth is required to contain aircraft executing the RNAV SIAP at Vernal Airport.

EFFECTIVE DATE: 0901 UTC, September 6, 2001.

FOR FURTHER INFORMATION CONTACT:

Brian Durham, ANM-520.7, Federal Aviation Administration, Docket No. 00-ANM-18, 1601 Lind Avenue SW., Renton, Washington 98055-4056; telephone number: (425) 227-2527.

SUPPLEMENTARY INFORMATION:

History

On April 10, 2001, the FAA proposed to amend Title 14 Code of Federal Regulations, part 71 (14 CFR part 71) by revising Class E airspace at Vernal, UT, in order to accommodate new RNAV SIAP's at Vernal Airport, Vernal, UT (66 FR 18575). This amendment provides Class E5 airspace at Vernal, UT, to meet current criteria standards associated with the SIAP. Interested parties were invited to participate in the rulemaking proceeding by submitting written comments on the proposal. A comment was received from the FAA, AVN-500, National Aeronautical Charting Office. A revision to the legal description as written in the Notice for Proposed Rule Making (NPRM) was required to amend a small discrepancy in the proposed action in order to make the airspace description easier to read and chart. The

description is not referenced by Latitude and Longitude coordinates rather than as described by radials and DME.

The Rule

This amendment to Title 14 Code of Federal Regulations, part 71 (14 CFR part 71) revises Class E airspace at Vernal, UT, in order to accommodate a new SIAP to the Vernal Airport, Vernal, UT. This amendment revises Class E5 airspace at Vernal, UT, to meet current criteria standards associated with the RNAV and SIAP. The FAA establishes Class E airspace where necessary to contain aircraft transitioning between the terminal and en route environments. This rule is designed to provide for the safe and efficient use of the navigable airspace and to promote safe flight operations under Instrument Flight Rules (IFR) at the Vernal Airport and between the terminal and en route transition stages.

The area will be depicted on aeronautical charts for pilot reference. The coordinates for this airspace docket are based on North American Datum 83. Class E airspace areas extending upward from 700-feet or more above the surface of the earth, are published in Paragraph 6005, of FAA Order 7400.9H dated September 1, 2000, and effective September 16, 2000, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document will be published subsequently 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. 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. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, 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 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, CLASS B, CLASS C, CLASS D, AND CLASS E AIRSPACE AREAS; AIRWAYS; ROUTES; AND REPORTING POINTS

1. The authority citation for 14 CFR 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 the Federal Aviation Administration Order 7400.9H, Airspace Designations and Reporting Points, dated September 1, 2000, and effective September 16, 2000, is amended as follows:

Paragraph 6005 Class E Airspace Areas Extending Upward From 700-feet or More Above the Surface of the Earth

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ANM UT E5 Vernal, UT [REVISED]

Vernal Airport, UT

(Lat. 40°26'28" N., long. 109°30'35" W.)

That airspace extending upward from 700-feet above the surface within a 8-mile radius of the Vernal Airport, and within 8 miles west and 4 miles east of the 167° bearing from the airport extending to 18.8 miles, and within 8 miles northeast and 5 miles southwest of the 120° bearing from the airport extending 20.3 miles; and that airspace extending upward to 1,200 feet above the surface bounded by a line beginning at lat. 40°30'00" N., long. 109°46'00" W.; thence to lat. 40°41'00" N., long. 109°22'30" W.; to lat. 40°11'00" N., long. 109°00'00" W.; to 39°43'00" N., long. 109°00'00" W.; to lat. 39°43'00" N., long. 109°46'00" W., to point of origin; excluding those portions within Federal Airways and Roosevelt, UT Class E airspace area.

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Issued in Seattle, Washington, on July 19, 2001.

David B. Johnson,

Manager, Air Traffic Division, Northwest Mountain Region.

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SECURITIES AND EXCHANGE COMMISSION

17 CFR Parts 210 and 211

[Release Nos. 33-7993; 34-44557; IC-25066; FR-50A]

Commission Policy Statement on the Establishment and Improvement of Standards Related to Auditor Independence

AGENCY: Securities and Exchange Commission.