Federal Government:

For the reasons described above, this new AD requires repetitive tests and inspections of the air brake control system torsion tube and applicable corrective actions, depending on findings.

**Actions and Compliance**

(f) Unless already done, do the following actions:

1. Within the next 6 months after the effective date of this AD, remove, test, and inspect the air brake control system torsion tube for corrosion damage following Diamond Aircraft Industries GmbH Work Instruction WI–MSB 36–105, dated April 21, 2011, as specified in Diamond Aircraft Industries GmbH Service Bulletin No. MSB 36–105/1, dated May 2, 2011.

2. If corrosion damage is found during the inspection required in paragraph (f)(1) of this AD or during any repetitive inspection required in paragraphs (f)(2) and (f)(3) of this AD, before further flight after the inspection in which corrosion damage is found, replace the affected torsion tube with a serviceable part. Before installation, apply an anticorrosive agent to the inside of the torsion tube.

3. Do these required actions following Diamond Aircraft Industries GmbH Work Instruction WI–MSB 36–105, dated April 21, 2011. After replacement, repetitively thereafter at intervals not to exceed 60 months, remove, test, and inspect the newly installed air brake control system torsion tube for corrosion damage following the procedures specified in paragraph (f)(1) of this AD.

4. As of the effective date of this AD, do not install an air brake control system torsion tube on an affected airplane unless it has been inspected following the procedures specified in paragraph (f)(1) of this AD, is found to be corrosion free, and an anticorrosive agent has been applied to the inside of the tube as specified in Diamond Aircraft Industries GmbH Work Instruction WI–MSB 36–105, dated April 21, 2011.

**Note 1:** Credit will be given for the initial test and inspection required in paragraph (f)(1) of this AD and the corrective actions required in paragraphs (f)(2) and (f)(3) of this AD if already done before the effective date of this AD following Diamond Aircraft Industries GmbH Service Bulletin No. MSB 36–105, original issue.

**FAA AD Differences**

**Note 2:** This AD differs from the MCAI and/or service information as follows: No differences.

**Other FAA AD Provisions**

(g) The following provisions also apply to this AD:

1. **Alternative Methods of Compliance (AMOCs):** The Manager, Standards Office, FAA, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19. Send information to ATTN: Jim Rutherford, Aerospace Engineer, FAA, Small Airplane Directorate, 901 Locust, Room 301, Kansas City, Missouri 64106; telephone: (816) 329–4105; fax: (816) 329–4090; e-mail: jim.rutherford@faa.gov. Before using any approved AMOC on any airplane to which the AMOC applies, notify your appropriate principal inspector (PI) in the FAA Flight Standards District Office (FSDO), or lacking a PI, your local FSDO.

2. **Airworthy Product:** For any requirement in this AD to obtain corrective actions from a manufacturer or source, use these actions if they are FAA-approved. Corrective actions are considered FAA-approved if they are approved by the State of Design Authority (or their delegated agent). You are required to assure the product is airworthy before it is returned to service.

3. **Reporting Requirements:** For any reporting requirement in this AD, a Federal agency may not conduct or sponsor, and a person is not required to respond to, nor shall a person be subject to a penalty for failure to comply with a collection of information subject to the requirements of the Paperwork Reduction Act unless that collection of information displays a current valid OMB Control Number. The OMB Control Number for this information collection is 2120–0056. Public reporting for this collection of information is estimated to be approximately 5 minutes per response, including the time for reviewing instructions, completing and reviewing the collection of information. All responses to this collection of information are mandatory. Comments concerning the accuracy of this burden and suggestions for reducing the burden should be directed to the FAA at: 800 Independence Ave. SW., Washington, DC 20591. Attention: Information Collection Clearance Officer, AES–200.

**Related Information**

(h) Refer to MCAI European Aviation Safety Agency (EASA) AD No. 2011–0110, dated June 16, 2011; Diamond Aircraft Industries GmbH Service Bulletin No. MSB 36–105/1, dated May 2, 2011; and Diamond Aircraft Industries GmbH Work Instruction WI–MSB 36–105, dated April 21, 2011, for related information. For service information related to this AD, contact Diamond Aircraft Industries GmbH, N.A. Otto-Straße 5, A–2700 Wiener Neustadt, Austria, telephone: +43 2622 26700; fax: +43 2622 26780; e-mail: office@diamon-air.at; Internet: http://www.diamon-air.at. You may review copies of the referenced service information at the FAA, Small Airplane Directorate, 901 Locust, Kansas City, Missouri 64106. For information on the availability of this material at the FAA, call (816) 329–4148.

Issued in Kansas City, Missouri, on July 26, 2011.

Steven W. Thompson,
Acting Manager, Small Airplane Directorate,
Aircraft Certification Service.

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39


RIN 2120–AA64

Airworthiness Directives; Lockheed Martin Corporation/Lockheed Martin Aeronautics Company Model L–1011 Series Airplanes

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: We propose to supersede an existing airworthiness directive (AD) that applies to Model L–1011–385–1–4, L–1011–385–1–14, and L–1011–385–1–15 airplanes. The existing AD currently requires implementation of a Supplemental Inspection Document (SID) program of structural inspections to detect fatigue cracking, and repair, if necessary, to ensure continued airworthiness of these airplanes as they approach the manufacturer’s original fatigue design life goal. Since we issued that AD, an evaluation by the manufacturer of usage and flight data provided additional information about certain Structurally Significant Details (SSDs) where fatigue damage is likely to occur. This proposed AD would add airplanes to the applicability, change certain inspection thresholds, add three new SSDs, and remove an SSD that has been addressed by a different AD. We are proposing this AD to prevent fatigue cracking that could compromise the structural integrity of these airplanes.

DATES: We must receive comments on this proposed AD by September 22, 2011.

ADDRESSES: You may send comments by any of the following methods:

• Federal eRulemaking Portal: Go to http://www.regulations.gov. Follow the instructions for submitting comments.

• Fax: 202–493–2251.

• **Hand Delivery:** Deliver to Mail address above between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

For service information identified in this AD, contact Lockheed Martin Corporation/Lockheed Martin Aeronautics Company, Airworthiness Office, Dept. 6A0M, Zone 0252, Column P–58, 86 S. Cobb Drive, Marietta, Georgia 30063; phone: 770–494–5444; fax 770–494–5445; e-mail ams.portal@lmco.com; Internet [http://www.lockheedmartin.com/ams/tools/TechPubs.html](http://www.lockheedmartin.com/ams/tools/TechPubs.html). You may review copies of the referenced service information at the FAA, Transport Airplane Directorate, 1601 Lind Avenue, SW., Renton, Washington. For information on the availability of this material at the FAA, call 425–227–1221.

**Exchanging the AD Docket**

You may examine the AD docket on the Internet at [http://www.regulations.gov](http://www.regulations.gov); or in person at the Docket Management Facility between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The AD docket contains this proposed AD, the regulatory evaluation, any comments received, and other information. The street address for the Docket Office (phone: 800–647–5527) is in the **ADDRESSES** section. Comments will be available in the AD docket shortly after receipt.

**FOR FURTHER INFORMATION CONTACT:** Carl Gray, Aerospace Engineer, Airframe Branch, ACE–117A, FAA, Atlanta Aircraft Certification Office (ACO), 1701 Columbia Avenue, College Park, Georgia 30337; phone: 404–474–5554; fax 404–474–5606; e-mail: Carl.W.Gray@faa.gov.

**SUPPLEMENTARY INFORMATION:**

**Comments Invited**

We invite you to send any written relevant data, views, or arguments about this proposed AD. Send your comments to an address listed under the **ADDRESSES** section. Include “Docket No. FAA–2011–0723; Directorate Identifier 2010–NM–080–AD” at the beginning of your comments. We specifically invite comments on the overall regulatory, economic, environmental, and energy aspects of this proposed AD. We will consider all comments received by the closing date and may amend this proposed AD because of those comments.

We will post all comments we receive, without change, to [http://www.regulations.gov](http://www.regulations.gov), including any personal information you provide. We will also post a report summarizing each substantive verbal contact we receive about this proposed AD.

**Discussion**

On December 5, 1995, we issued AD 95–20–04 R1, Amendment 39–9454 (60 FR 63414, December 11, 1995), for all Lockheed Model L–1011–385–1 series airplanes. That AD requires implementation of a Supplemental Inspection Document (SID) program of structural inspections to detect fatigue cracking, and repair, if necessary, to ensure continued airworthiness of these airplanes as they approach the manufacturer’s original fatigue design life goal. That AD resulted from a structural re-evaluation by the manufacturer that identified certain structural details where fatigue damage is likely to occur. We issued that AD to prevent fatigue cracking that could compromise the structural integrity of these airplanes.

**Actions Since Existing AD Was Issued**

Since we issued AD 95–20–04 R1, an evaluation by the manufacturer of usage and flight data provided additional information about certain SSDs where fatigue damage is likely to occur. Therefore, this proposed AD changes certain inspection thresholds and intervals for Model L–1011–385–1, L–1011–385–1–14, and L–1011–385–1–15 airplanes, adds three new SSDs, and removes an SSD that has been addressed by AD 99–08–20, amendment 39–11128 (64 FR 18324, April 14, 1999). AD 99–08–20 requires repetitive inspections to detect cracking of the bulkhead web and cap at fuselage station 1363, and repair if necessary.

When we issued AD 95–20–04 R1, Model L–1011–385–3 airplanes were not included in the applicability. These long-range airplanes flew less frequently and were neither imminently approaching nor had exceeded the manufacturer’s original fatigue design life goal. In the NPRM for AD 95–20–04, Amendment 39–9382 (60 FR 51713, October 3, 1995) we stated that as these airplanes accumulated more hours time-in-service, and as the critical area selection was developed and identified, we anticipated that these airplanes would be addressed in future rulemaking actions. We now have determined that further rulemaking is indeed necessary for these airplanes, and we have added them to the applicability of this proposed AD.

**Relevant Service Information**


**FAA’s Determination**

We are proposing this AD because we evaluated all the relevant information and determined the unsafe condition described previously is likely to exist or develop in other products of the same type design.

**Proposed AD Requirements**

This proposed AD would retain all requirements of AD 95–20–04 R1. This proposed AD would add Model L–1011–385–3 airplanes to the applicability, change certain inspection thresholds and intervals for Model L–1011–385–1, L–1011–385–1–14, and L–1011–385–1–15 airplanes, add three new SSDs for Model L–1011–385–3 airplanes, and remove an SSD that has been addressed by a different AD action. This proposed AD would also require accomplishing the actions specified in the service information described previously. This proposed AD would also require sending the inspection results to the manufacturer.

**Change to Existing AD**

This proposed AD would retain all requirements of AD 95–20–04 R1. Since AD 95–20–04 R1 was issued, the AD format has been revised, and certain paragraphs have been rearranged. As a result, the corresponding paragraph identifiers have changed in this proposed AD, as listed in the following table:

<table>
<thead>
<tr>
<th>Requirement in AD</th>
<th>Corresponding requirement in this proposed AD</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>paragraph (a)</strong></td>
<td><strong>paragraph (g)</strong></td>
</tr>
<tr>
<td><strong>paragraph (b)</strong></td>
<td><strong>paragraph (h)</strong></td>
</tr>
<tr>
<td><strong>paragraph (c)</strong></td>
<td><strong>paragraph (o)</strong></td>
</tr>
</tbody>
</table>

**Costs of Compliance**

We estimate that this proposed AD affects 26 airplanes of U.S. registry.

We estimate the following costs to comply with this proposed AD:
Authority for This Rulemaking

Title 49 of the United States Code specifies the FAA’s authority to issue rules on aviation safety. 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.

We are issuing this rulemaking under the authority described in Subtitle VII, Part A, Subpart III, Section 44701, “General requirements.” Under that section, Congress charges the FAA with promoting safe flight of civil aircraft in air commerce by prescribing regulations for practices, methods, and procedures the Administrator finds necessary for safety in air commerce. This regulation is within the scope of that authority because it addresses an unsafe condition that is likely to exist or develop on products identified in this rulemaking action.

Regulatory Findings

We have determined that this proposed AD would not have federalism implications under Executive Order 13132. This proposed AD would not have a substantial direct effect on the States, on the relationship between the national Government and the States, or on the distribution of power and responsibilities among the various levels of government.

For the reasons discussed above, I certify that the proposed regulation: (1) Is not a “significant regulatory action” under Executive Order 12866, (2) Is not a “significant rule” under the DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979), (3) Will not affect intrastate aviation in Alaska, and (4) Will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

The Proposed Amendment

Accordingly, under the authority delegated to me by the Administrator, the FAA proposes to amend 14 CFR part 39 as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

2. The FAA amends § 39.13 by removing airworthiness directive (AD) 95–20–04 R1, Amendment 39–9454 (60 FR 63414, December 11, 1995), and adding the following new AD:


Comments Due Date

(a) The FAA must receive comments on this AD action by September 22, 2011.

AFFECTED ADs

(b) This AD supersedes AD 95–20–04 R1, Amendment 39–9454.

Applicability


Subject

(d) Joint Aircraft System Component (JASC)/Air Transport Association (ATA) of America Code 53, Fuselage.

Unsafe Condition

For this AD action by September 22, 2011.

Restatement of the Requirements of AD 95–20–04 R1: Revision and Inspections

(g) For Model L–1011–385–1, L–1011–385–1–14, and L–1011–385–1–15 airplanes: Within 12 months after November 2, 1995 (the effective date of AD 95–20–04 R1), incorporate a revision into the maintenance inspection program which provides for inspection(s) of the structurally significant details (SSD) defined in Lockheed Document

<table>
<thead>
<tr>
<th>Action</th>
<th>Labor cost</th>
<th>Parts cost</th>
<th>Cost per product</th>
<th>Number of airplanes affected</th>
<th>Cost for U.S. operators</th>
</tr>
</thead>
<tbody>
<tr>
<td>Incorporate SID into maintenance program [retained actions from existing AD].</td>
<td>550 work-hours × $85 per hour = $46,750.</td>
<td>$0</td>
<td>$46,750</td>
<td>26</td>
<td>$1,215,500.</td>
</tr>
<tr>
<td>Initial inspections [retained actions from existing AD].</td>
<td>245 work-hours × $85 per hour = $20,825.</td>
<td>0</td>
<td>$20,825</td>
<td>26</td>
<td>$541,450.</td>
</tr>
<tr>
<td>Repetitive inspections [retained actions from existing AD].</td>
<td>52 work-hours × $85 per hour = $4,420 per inspection cycle.</td>
<td>0</td>
<td>$4,420 per inspection cycle.</td>
<td>26</td>
<td>$114,920 per inspection cycle.</td>
</tr>
<tr>
<td>Incorporate SID into maintenance program [new proposed action for Model L–1011–385–3 airplanes].</td>
<td>1 work-hour × $85 = $85 .</td>
<td>0</td>
<td>$85</td>
<td>2</td>
<td>$170.</td>
</tr>
<tr>
<td>Initial inspections [new proposed action for Model L–1011–385–3 airplanes].</td>
<td>48 work-hours × $85 per hour = $4,080.</td>
<td>0</td>
<td>$4,080</td>
<td>2</td>
<td>$8,160.</td>
</tr>
<tr>
<td>Repetitive inspections [new proposed action for Model L–1011–385–3 airplanes].</td>
<td>44 work-hours × $85 per hour = $3,740 per inspection cycle.</td>
<td>0</td>
<td>$3,740 per inspection cycle.</td>
<td>2</td>
<td>$7,480 per inspection cycle.</td>
</tr>
</tbody>
</table>
Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised January 1994. Doing the revision required by paragraph (h) of this AD terminates the requirement to revise the maintenance inspections program specified in this paragraph. Doing the inspections required by paragraph (h) of this AD terminates the corresponding inspection requirements of this paragraph.

(1) The initial inspection for each SSD must be performed at the later of the times specified in paragraph (g)(1)(i) or (g)(1)(ii) of this AD.

(i) Within one repeat interval measured from November 2, 1996 (12 months after November 2, 1995).


(2) A 10 percent deviation from the repetitive interval specified in Lockheed Document Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised January 1994, for that SSD is acceptable to allow for planning and scheduling time.

(3) If Lockheed Document Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised January 1994, specifies that inspection of any SSD be performed at every "C" check, those inspections must be performed at intervals not to exceed 5,000 hours time-in-service or 2,500 flight cycles, whichever occurs earlier.

(4) If Lockheed Document Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised January 1994, specifies either the initial inspection or the repetitive inspection intervals for any SSD in terms of flight hours or flight cycles, the inspection shall be performed prior to the earlier of the terms (whichever occurs first on the airplane: either accumulated number of flight hours, or accumulated number of flight cycles).

(5) The non-destructive inspection techniques referenced in Appendix VI of Lockheed Document Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised January 1994, provide acceptable methods for accomplishing the inspections required by paragraph (g) of this AD.

New Requirements of this AD: New Revision

(h) For all airplanes: Within 12 months after the effective date of this AD, incorporate a revision into the maintenance inspection program which provides for inspection(s) of the SSDs defined in Lockheed Document Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised April 2009. Doing this revision terminates the requirement to revise the maintenance inspection program as specified in paragraph (g) of this AD.

Threshold and Intervals

(i) For all airplanes: Do all applicable inspections specified in Lockheed Document Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised April 2009. Do the initial inspection or next repetitive inspection at the applicable time specified in paragraphs (i)(1) and (i)(2) of this AD, except as provided by paragraphs (j), (k), and (l) of this AD. Repeat the inspections thereafter in accordance with the intervals and actions specified in Lockheed Document Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised April 2009, except as provided by paragraphs (j), (k), and (l) of this AD. The non-destructive inspection techniques referenced in Lockheed Document Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised April 2009, provide acceptable methods for accomplishing the inspections required by this AD. Doing the inspections required by this paragraph of this AD terminates the corresponding inspection requirements of paragraph (g) of this AD.

For Model L–1011–385–3 airplanes: and for Model L–1011–385–1, L–1011–385–1–14, and L–1011–385–1–15 airplanes on which the initial inspection required by paragraph (g) of this AD has not been accomplished before the effective date of this AD: Do the initial inspection at the later of the times specified in paragraphs (i)(i)(i) and (i)(i)(ii)(ii) of this AD.

(i) Within one repeat interval measured from a date 12 months after the effective date of this AD.


For Model L–1011–385–1, L–1011–385–1–14, and L–1011–385–1–15 airplanes on which the initial inspection required by paragraph (g) of this AD has been accomplished before the effective date of this AD: Do the next repetitive inspection at the earlier of the times specified in paragraphs (i)(i) and (i)(ii)(ii) of this AD.


(ii) Within one repeat interval measured from a date 12 months after the effective date of this AD; or within the next repetitive inspection interval specified in Lockheed Document Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised April 2009, for that SSD: whichever occurs later.

Exceptions to Threshold and Intervals

(j) For all airplanes: A 10 percent deviation from the repetitive interval specified in Lockheed Document Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised April 2009, for that SSD is acceptable to allow for planning and scheduling time.

(k) For all airplanes: Where Lockheed Document Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised April 2009, specifies that inspection of any SSD be performed at every "C" check, those inspections must be performed at intervals not to exceed 5,000 flight hours or 2,500 flight cycles, whichever occurs earlier.

(l) For all airplanes: Where Lockheed Document Number LG92ER0060, "L–1011–385 Series Supplemental Inspection Document," revised April 2009, specifies either the initial inspection or the repetitive inspection intervals for any SSD in terms of flight hours or flight cycles, the inspection must be performed prior to the earlier of the terms (whichsoever occurs first on the airplane: either accumulated number of flight hours, or accumulated number of flight cycles).

Exception to Inspection Procedure

(m) For all airplanes: There should be no repair or modification work done in the inspection area before the initial inspections required by paragraph (i) of this AD; any changes in the inspection area could affect the inspection procedure.

Repair

(n) For all airplanes: If any cracking is found in any SSD during any inspection required by this AD, prior to further flight, repair in accordance with paragraph (h)(1), (h)(2), or (h)(3) of this AD.


(3) In accordance with a method approved by the Manager, Atlanta Aircraft Certification Office (ACO), FAA.

Reporting

(o) For all airplanes: At the later of the times specified in paragraphs (o)(1) and (o)(2) of this AD, submit a report of the results (positive or negative) of the inspection(s) to Lockheed in accordance with Section V., Data Reporting System (DRS), of the applicable Lockheed Document specified in paragraph (o)(1) of this AD. Under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 et seq.), the Office of Management and Budget (OMB) has approved the information collection requirements contained in this AD and has assigned OMB Control Number 2120–0056.

Paperwork Reduction Act Burden Statement

(p) A federal agency may not conduct or sponsor, and a person is not required to respond to, nor shall a person be subject to a penalty for failure to comply with a collection of information subject to the requirements of the Paperwork Reduction Act unless that collection of information displays a current valid OMB Control Number. The OMB Control Number for this information collection is 2120–0056. Public reporting for this collection of information is estimated to be approximately 5 minutes per response, including the time for reviewing instructions, completing and reviewing the collection of information. All responses to this collection of information are mandatory. Comments concerning this burden and suggestions for reducing it should be sent to the Manager of the ACO, FAA, at: 800 Independence Ave., SW., Washington, DC 20591. Attn: Information Collection Clearance Officer, AES–200.

Alternative Methods of Compliance (AMOCs)

(q)(1) The Manager, Atlanta ACO, FAA, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19. In accordance with 14 CFR 39.19, send your request to your principal inspector or local Flight Standards District Office, as appropriate. If sending information directly to the manager of the ACO, send it to the attention of the person identified in the Related Information section of this AD.

(2) Before using any approved AMOC, notify your appropriate principal inspector, or lacking a principal inspector, the manager of the local Flight Standards district office/ certificate holding district office.

Related Information

(r) For more information about this AD, contact Carl Gray, Aerospace Engineer, Airframe Branch, ACE–117A, FAA, Atlanta Aircraft Certification Office (ACO), 1701 Columbine Avenue, College Park, Georgia 30337; phone: 404–474–5554; fax: 404–474–5606; e-mail: Carl.W.Gray@faa.gov.

(s) For service information identified in this AD, contact Lockheed Martin Corporation/Lockheed Martin Aeronautics Company, Airworthiness Office, Dept. 6A0M, Zone 0252, Column P–58, 86 S. Cobb Drive, Marietta, Georgia 30063; phone: 770–494–5444; fax: 770–494–5445; e-mail: ams.polta@lmco.com; Internet http://www.lockheedmartin.com/ams/tools/ TechPubs.htm. You may review copies of the referenced service information at the FAA, Transport Airplane Directorate, 1601 Lind Avenue SW, Renton, Washington. For information on the availability of this material at the FAA, call 425–227–1221.

Issued in Renton, Washington, on July 29, 2011.

Ali Bahrami,
Manager, Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 2011–19968 Filed 8–5–11; 8:45 am]

BILLING CODE 4910–13–P

CONSUMER PRODUCT SAFETY COMMISSION

16 CFR Part 1130

[CPSC Docket No. CPSC–2011–0053]

Consumer Registration of Durable Infant or Toddler Products

AGENCY: Consumer Product Safety Commission.

ACTION: Notice of proposed rulemaking.

SUMMARY: In accordance with section 104(d) of the Consumer Product Safety Improvement Act of 2008 (“CPSIA”) the Consumer Product Safety Commission (“Commission,” “CPSC,” or “we”) issued a final consumer product safety rule requiring manufacturers of durable infant or toddler products to establish a consumer registration program. The Commission is proposing an amendment to clarify and correct some of the requirements of the rule.

DATES: Written comments must be received by October 24, 2011.

ADDRESSES: You may submit comments, identified by Docket No. CPSC–2011–0053, by any of the following methods:

Electronic Submissions
Submit electronic comments in the following way:
Federal eRulemaking Portal: http://www.regulations.gov. Follow the instructions for submitting comments. To ensure timely processing of comments, the Commission is no longer accepting comments submitted by electronic mail (e-mail), except through http://www.regulations.gov.

Written Submissions
Submit written submissions in the following way:
Mail/Hand delivery/Courier (for paper, disk, or CD–ROM submissions), preferably in five copies, to: Office of the Secretary, Consumer Product Safety Commission, Room 220, 4330 East West Highway, Bethesda, MD 20814; telephone (301) 504–7923.

Instructions: All submissions received must include the agency name and docket number for this rulemaking. All comments received may be posted without change, including any personal identifiers, contact information, or other personal information provided to http://www.regulations.gov. Do not submit confidential business information, trade secret information, or other sensitive or protected information electronically. Such information should be submitted in writing.

Docket: For access to the docket to read background documents or comments received go to http://www.regulations.gov.

FOR FURTHER INFORMATION CONTACT: Celestine T. Kiss, Project Manager, Division of Human Factors, Directorate for Engineering Sciences, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814; telephone (301) 504–7739; ckiss@cpsc.gov.

SUPPLEMENTARY INFORMATION:

A. Background

On December 29, 2009, we published a final rule requiring manufacturers of durable infant or toddler products to: (1) Provide with each product a postage-paid consumer registration form; (2) keep records of consumers who register such products with the manufacturer; and (3) permanently place the manufacturer’s name and contact information, model name and number, and the date of manufacture on each such product. 74 FR 68668. The rule specified formatting and text requirements for the registration forms. Subsequently, we published a correction notice on February 22, 2010. 75 FR 7550. Since December 29, 2010, registration forms have been required for all durable infant or toddler products covered by the rule.

Some manufacturers and testing laboratories have brought to our attention the need to clarify or correct certain aspects of the rule. We are proposing this amendment for that purpose.

We note that, although manufacturers of durable infant or toddler products must comply with the registration requirements, they are not required to have a third party testing laboratory “test” their product’s compliance with the registration requirements.

B. Proposed Clarifications and Corrections

1. Simplifying the Provisions for the Format and Text of Registration Forms (Proposed § 1130.6)

The rule specifies requirements for the format of registration forms in § 1130.6 and requirements for the text of registration forms in § 1130.7. Given the geometry of the registration forms, which have four surfaces (front, back, top, and bottom), we believe that it is confusing to explain the requirements in this way. Therefore, the proposed amendment would eliminate this framework, essentially collapsing the requirements from §§ 1130.6 and 1130.7 into one section and clarifying them.