

promulgated, will 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 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 establishes controlled airspace surrounding Swinton Smith Field at Reidsville Municipal Airport, Reidsville, GA and amends controlled airspace at Vidalia Regional Airport, Vidalia, GA.

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.

Lists 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 Federal Aviation Administration Order 7400.9W, Airspace Designations and Reporting Points, dated August 8, 2012, effective September 15, 2012, is amended as follows:

Paragraph 6005 Class E Airspace areas extending upward from 700 feet or more above the surface of the earth

* * * * *

ASO GA E5 Vidalia, GA [Amended]

Vidalia Regional Airport, GA
(Lat. 32°11'34" N., long. 82°22'16" W.)

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Vidalia Regional Airport.

* * * * *

ASO GA E5 Reidsville, GA [New]

Swinton Smith Field at Reidsville Municipal Airport, GA
(Lat. 32°03'32" N., long. 82°09'06" W.)

That airspace extending upward from 700 feet above the surface within a 7-mile radius of the Swinton Smith Field at Reidsville Municipal Airport.

Issued in College Park, Georgia, on October 11, 2012.

Barry A. Knight,

Manager, Operations Support Group, Eastern Service Center, Air Traffic Organization.

[FR Doc. 2012–26330 Filed 10–25–12; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 95

[Docket No. 30868; Amdt. No. 503]

IFR Altitudes; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule

SUMMARY: This amendment adopts miscellaneous amendments to the required IFR (instrument flight rules) altitudes and changeover points for certain Federal airways, jet routes, or direct routes for which a minimum or maximum en route authorized IFR altitude is prescribed. This regulatory action is needed because of changes occurring in the National Airspace System. These changes are designed to provide for the safe and efficient use of the navigable airspace under instrument conditions in the affected areas.

DATES: *Effective:* 0901 UTC, November 15, 2012.

FOR FURTHER INFORMATION CONTACT: Rick Dunham, Flight Procedure Standards Branch (AMCAFS–420), Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd. Oklahoma City, OK 73169 (Mail Address: P.O. Box

25082 Oklahoma City, OK 73125) telephone: (405) 954–4164.

SUPPLEMENTARY INFORMATION: This amendment to part 95 of the Federal Aviation Regulations (14 CFR part 95) amends, suspends, or revokes IFR altitudes governing the operation of all aircraft in flight over a specified route or any portion of that route, as well as the changeover points (COPs) for Federal airways, jet routes, or direct routes as prescribed in part 95.

The Rule

The specified IFR altitudes, when used in conjunction with the prescribed changeover points for those routes, ensure navigation aid coverage that is adequate for safe flight operations and free of frequency interference. The reasons and circumstances that create the need for this amendment involve matters of flight safety and operational efficiency in the National Airspace System, are related to published aeronautical charts that are essential to the user, and provide for the safe and efficient use of the navigable airspace. In addition, those various reasons or circumstances require making this amendment effective before the next scheduled charting and publication date of the flight information to assure its timely availability to the user. The effective date of this amendment reflects those considerations. In view of the close and immediate relationship between these regulatory changes and safety in air commerce, I find that notice and public procedure before adopting this amendment are impracticable and contrary to the public interest and that good cause exists for making the amendment effective in less than 30 days.

Conclusion

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. For the same reason, the FAA certifies that this amendment 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 95

Airspace, Navigation (air).

Issued in Washington, DC, on October 12, 2012.
John M. Allen,
Deputy Director, Flight Standards Service.

Administrator, part 95 of the Federal Aviation Regulations (14 CFR part 95) is amended as follows effective at 0901 UTC, July 26, 2012.

Authority: 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44719, 44721.

■ 2. Part 95 is amended to read as follows:

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the

PART 95—[AMENDED]

■ 1. The authority citation for part 95 continues to read as follows:

REVISIONS TO IFR ALTITUDES & CHANGEOVER POINTS

[Amendment 503 Effective Date November 15, 2012]

| From | To | MEA | MAA |
|--|-------------------------------|-------|---------|
| § 95.4000 HIGH ALTITUDE RNAV ROUTES | | | |
| § 95.4062 RNAV ROUTE Q62 Is Amended by Adding | | | |
| WATSN, IN FIX | DAIFE, IN FIX | 18000 | 45000 |
| DAIFE, IN FIX | NOLNN, OH FIX | 18000 | 45000 |
| § 95.6001 VICTOR ROUTES—U.S. | | | |
| § 95.6001 VOR FEDERAL AIRWAY V1 Is Amended to Read in Part | | | |
| CHARLESTON, SC VORTAC | KIMMY, SC FIX | | 2000 |
| KIMMY, SC FIX | GRAND STRAND, SC VORTAC | | 2100 |
| § 95.6008 VOR FEDERAL AIRWAY V8 Is Amended to Read in Part | | | |
| GRAND JUNCTION, CO VOR/DME | *SQUAT, CO FIX | | **10500 |
| *12000—MCA SQUAT, CO FIX, NE BND | | | |
| **9600—MOCA | | | |
| § 95.6021 VOR FEDERAL AIRWAY V21 Is Amended To Read in Part | | | |
| DILLON, MT VOR/DME | *WHITEHALL, MT VOR/DME | | 10000 |
| *9300—MCA WHITEHALL, MT VOR/DME, N BND | | | |
| § 95.6030 VOR FEDERAL AIRWAY V30 Is Amended To Read in Part | | | |
| EAST TEXAS, PA VOR/DME | SOLBERG, NJ VOR/DME | | 2700 |
| § 95.6034 VOR FEDERAL AIRWAY V34 Is Amended To Read in Part | | | |
| HANCOCK, NY VOR/DME | RIMBA, NY FIX | | 6000 |
| RIMBA, NY FIX | WEETS, NY FIX | | 6400 |
| WEETS, NY FIX | PAWLING, NY VOR/DME. | | |
| | W BND | | 6000 |
| | E BND | | 4000 |
| § 95.6035 VOR FEDERAL AIRWAY V35 Is Amended To Read in Part | | | |
| ELMIRA, NY VOR/DME | SCIPO, NY FIX | | 3700 |
| § 95.6045 VOR FEDERAL AIRWAY V45 Is Amended To Read in Part | | | |
| RALEIGH/DURHAM, NC VORTAC | *CHAPL, NC FIX | | **2400 |
| *2800—MCA CHAPL, NC FIX, W BND | | | |
| **1900—MOCA | | | |
| CHAPL, NC FIX | GREENSBORO, NC VORTAC | | 3100 |
| § 95.6052 VOR FEDERAL AIRWAY V52 Is Amended To Read in Part | | | |
| DES MOINES, IA VORTAC | BUSSY, IA FIX | | #*4500 |
| *2400—MOCA | | | |
| *2700—GNSS MEA | | | |
| #DES MOINES R-105 UNUSABLE, USE OTTUMWA R-287 | | | |
| BUSSY, IA FIX | OTTUMWA, IA VOR/DME | | 2700 |
| § 95.6066 VOR FEDERAL AIRWAY V66 Is Amended To Read in Part | | | |
| MISSION BAY, CA VORTAC | *RYAHH, CA FIX. | | |
| *6400—MCA RYAHH, CA FIX, E BND | E BND | | 7000 |

| From | To | MEA |
|--|---|-------------------------|
| RYAHH, CA FIX *6100—MOCA | W BND BARET, CA FIX. E BND W BND | 4000 *8400 *7000 |
| BARET, CA FIX *6700—MCA KUMBA, CA FIX, W BND | *KUMBA, CA FIX | 8400 |
| KUMBA, CA FIX | IMPERIAL, CA VORTAC | 4300 |
| § 95.6095 VOR FEDERAL AIRWAY V95 Is Amended To Read in Part | | |
| BLUE MESA, CO VOR/DME | ROMLY, CO FIX. E BND W BND | 17000 12000 |
| ROMLY, CO FIX *13100—MCA HOHUM, CO FIX, S BND **16200—MOCA | *HOHUM, CO FIX | **17000 |
| § 95.6106 VOR FEDERAL AIRWAY V106 Is Amended To Read in Part | | |
| WEETS, NY FIX | PAWLING, NY VOR/DME. W BND E BND | 6000 4000 |
| § 95.6133 VOR FEDERAL AIRWAY V133 Is Amended To Read in Part | | |
| TRAVERSE CITY, MI VORTAC | ESCANABA, MI VOR/DME | 5000 |
| § 95.6139 VOR FEDERAL AIRWAY V139 Is Amended To Read in Part | | |
| NEW BERN, NC VOR/DME *2000—GNSS MEA | PEARS, NC FIX. S BND N BND SUNNS, NC FIX | *2000 *6000 *6000 |
| PEARS, NC FIX *2100—MOCA *2100—GNSS MEA | | |
| SUNNS, NC FIX *1600—MOCA *2000—GNSS MEA | NORFOLK, VA VORTAC. NE BND SW BND | *2500 *4800 |
| § 95.6175 VOR FEDERAL AIRWAY V175 Is Amended To Read in Part | | |
| KIRKSVILLE, MO VORTAC OHGEE, IA FIX *2500—MOCA #DES MOINES R-141 UNUSABLE, USE KIRKSVILLE R-323 | OHGEE, IA FIX DES MOINES, IA VORTAC | 2800 #*7000 |
| § 95.6193 VOR FEDERAL AIRWAY V193 Is Amended To Read in Part | | |
| WHITE CLOUD, MI VOR/DME | TRAVERSE CITY, MI VORTAC | 4000 |
| § 95.6249 VOR FEDERAL AIRWAY V249 Is Amended To Read in Part | | |
| WEETS, NY FIX | RIMBA, NY FIX | 6400 |
| § 95.6263 VOR FEDERAL AIRWAY V263 Is Amended To Read in Part | | |
| HUGO, CO VOR/DME *10000—MRA **8500—MOCA **9000—GNSS MEA | *LIMEX, CO FIX | **10000 |
| *LIMEX, CO FIX *10000—MRA **7200—MOCA | AKRON, CO VOR/DME | **8500 |
| § 95.6267 VOR FEDERAL AIRWAY V267 Is Amended To Read in Part | | |
| BAIRN, FL FIX | ORLANDO, FL VORTAC | 2600 |
| § 95.6285 VOR FEDERAL AIRWAY V285 Is Amended To Read in Part | | |
| MANISTEE, MI VOR/DME | TRAVERSE CITY, MI VORTAC | 2800 |

| From | To | MEA |
|---|----------------------------------|-------|
| § 95.6295 VOR FEDERAL AIRWAY V295 Is Amended To Read in Part | | |
| TREASURE, FL VORTAC *1600—MOCA | BAIRN, FL FIX | *2600 |
| BAIRN, FL FIX | ORLANDO, FL VORTAC | 2600 |
| § 95.6310 VOR FEDERAL AIRWAY V310 Is Amended To Read in Part | | |
| GREENSBORO, NC VORTAC *2800—MCA CHAPL, NC FIX, W BND | *CHAPL, NC FIX | 3100 |
| CHAPL, NC FIX *1900—MOCA | RALEIGH/DURHAM, NC VORTAC | *2400 |
| § 95.6320 VOR FEDERAL AIRWAY V320 Is Amended To Read in Part | | |
| TRAVERSE CITY, MI VORTAC | MOUNT PLEASANT, MI VOR/DME | 5000 |
| § 95.6392 VOR FEDERAL AIRWAY V392 Is Amended To Read in Part | | |
| SACRAMENTO, CA VORTAC *2200—MOCA | ROZZY, CA FIX | *3500 |
| § 95.6405 VOR FEDERAL AIRWAY V405 Is Amended To Read in Part | | |
| LANNA, NJ FIX | SOLBERG, NJ VOR/DME | 2700 |
| § 95.6420 VOR FEDERAL AIRWAY V420 Is Amended To Read in Part | | |
| GREEN BAY, WI VORTAC | TRAVERSE CITY, MI VORTAC | 3500 |
| § 95.6458 VOR FEDERAL AIRWAY V458 Is Amended To Read in Part | | |
| JULIAN, CA VORTAC *5600—MCA KUMBA, CA FIX, NW BND | *KUMBA, CA FIX | 7900 |
| KUMBA, CA FIX | IMPERIAL, CA VORTAC | 4300 |
| § 95.6460 VOR FEDERAL AIRWAY V460 Is Amended To Read in Part | | |
| MISSION BAY, CA VORTAC *6400—MCA RYAHH, CA FIX, E BND | *RYAHH, CA FIX. E BND | 7000 |
| | W BND | 4000 |
| RYAHH, CA FIX. BARET, CA FIX *6100—MOCA | W BND | 4000 |
| | E BND | *8400 |
| | W BND | *7000 |
| BARET, CA FIX | CANNO, CA FIX | 8400 |
| CANNO, CA FIX | JULIAN, CA VORTAC | 8800 |
| § 95.6483 VOR FEDERAL AIRWAY V483 Is Amended To Read in Part | | |
| KINGSTON, NY VOR/DME *3200—MOCA | WEETS, NY FIX. NW BND | *6000 |
| | SE BND | *4000 |
| WEETS, NY FIX | RIMBA, NY FIX | 6400 |
| § 95.6494 VOR FEDERAL AIRWAY V494 Is Amended To Read in Part | | |
| SACRAMENTO, CA VORTAC *2200—MOCA | ROZZY, CA FIX | *3500 |
| § 95.6514 VOR FEDERAL AIRWAY V514 Is Amended To Read in Part | | |
| MISSION BAY, CA VORTAC *6400—MCA RYAHH, CA FIX, E BND | *RYAHH, CA FIX. E BND | 7000 |
| | W BND | 4000 |
| RYAHH, CA FIX *6100—MOCA | BARET, CA FIX. E BND | *8400 |
| | W BND | *7000 |
| BARET, CA FIX | CANNO, CA FIX | 8400 |
| CANNO, CA FIX | JULIAN, CA VORTAC | 8800 |
| § 95.6611 VOR FEDERAL AIRWAY V611 Is Amended To Read in Part | | |
| JEFEL, CO FIX | *LIMEX, CO FIX | #8500 |

| From | | To | | MEA | |
|--|--|-------------------------------|--|-------------------|----------------|
| *10000—MRA #GNSS MEA | | | | | |
| From | | To | | MEA | MAA |
| § 95.7528 JET ROUTE J528 Is Amended To Delete | | | | | |
| WHATCOM, WA VORTAC | | U.S. CANADIAN BORDER | | 18000 | 45000 |
| Airway segment | | | | Changeover points | |
| From | | To | | Distance | From |
| § 95.8003 VOR Federal Airway Changeover Points V1 | | | | | |
| CHARLESTON, SC VORTAC | | GRAND STRAND, SC VORTAC | | 46 | CHARLESTON |
| Is Amended To Add Changeover Point V208 | | | | | |
| SANTA CATALINA, CA VORTAC | | OCEANSIDE, CA VORTAC | | 31 | SANTA CATALINA |
| Is Amended To Add Changeover Point V27 | | | | | |
| SANTA CATALINA, CA VORTAC | | OCEANSIDE, CA VORTAC | | 31 | SANTA CATALINA |
| Is Amended To Add Changeover Point V34 | | | | | |
| ROCHESTER, NY VOR/DME | | HANCOCK, NY VOR/DME | | 60 | ROCHESTER |
| Is Amended To Add Changeover Point V458 | | | | | |
| SANTA CATALINA, CA VORTAC | | OCEANSIDE, CA VORTAC | | 31 | SANTA CATALINA |

[FR Doc. 2012-26334 Filed 10-25-12; 8:45 am]
BILLING CODE 4910-13-P

LIBRARY OF CONGRESS

Copyright Office

37 CFR Part 201

[Docket No. 2011-7]

Exemption to Prohibition on Circumvention of Copyright Protection Systems for Access Control Technologies

AGENCY: Copyright Office, Library of Congress.

ACTION: Final rule.

SUMMARY: Having duly considered and accepted the Recommendation of the Register of Copyrights that the prohibition against circumvention of technological measures that effectively control access to copyrighted works shall not apply to persons who engage in noninfringing uses of certain classes of copyrighted works, the Librarian of Congress is exercising his authority to publish a new rule designating classes of copyrighted works that shall be subject to statutory exemption.

DATES: *Effective Date:* October 28, 2012.

FOR FURTHER INFORMATION CONTACT:

Jacqueline C. Charlesworth, Senior Counsel to the Register of Copyrights, Office of the Register of Copyrights, by email at jcharlesworth@loc.gov; Christopher S. Reed, Senior Advisor for Policy & Special Projects, Office of the Register of Copyrights, by email at creed@loc.gov; or call the U.S. Copyright Office by phone at 202-707-8350.

SUPPLEMENTARY INFORMATION: The Librarian of Congress, upon the recommendation of the Register of Copyrights, has determined that the prohibition against circumvention of technological measures that effectively control access to copyrighted works shall not apply to persons who engage in noninfringing uses of certain classes of works. This rulemaking is the culmination of a proceeding initiated by the Register on September 29, 2011. A more comprehensive statement of the background and legal requirements of the rulemaking, a discussion of the record, and the Register’s analysis are set forth in the Register’s Recommendation, which was transmitted to the Librarian on October 12, 2012. A copy of the Recommendation may be found at www.copyright.gov/1201/. This notice summarizes the Register’s Recommendation, announces the Librarian’s determination, and

publishes the regulatory text codifying the exempted classes of works.

I. Background

A. Statutory Requirements

The Digital Millennium Copyright Act (“DMCA”) was enacted to implement certain provisions of the WIPO Copyright Treaty and WIPO Performances and Phonograms Treaty. It established a wide range of rules for the digital marketplace that govern not only copyright owners, but also consumers, manufacturers, distributors, libraries, educators, and online service providers.

Chapter 12 of Title 17 of the United States Code prohibits the circumvention of certain technological measures employed by or on behalf of copyright owners to protect their works (“technological measures” or “access controls”). Specifically, Section 1201(a)(1)(A) provides, in part, that “[n]o person shall circumvent a technological measure that effectively controls access to a work protected” by the Copyright Act. In order to ensure that the public will have the continued ability to engage in noninfringing uses of copyrighted works, however, subparagraph (B) limits this prohibition. It provides that the prohibition shall not apply to persons who are users of a copyrighted work in a particular class of works if such persons are, or in the