

USA Federal Aviation Act Excerpts (CAAct Section 98 wording)

Relevant USA Aviation Act requirements.

USA Paperwork Reduction Act

The Paperwork Reduction Act of 1995 (44 U.S.C. 3507(d)) requires that the FAA consider the impact of paperwork and other information collection burdens imposed on the public. We have determined that this rulemaking would impose no new information collection requirements.

International Compatibility

In keeping with U.S. obligations under the Convention on International Civil Aviation, it is FAA policy to comply with International Civil Aviation Organization (ICAO) Standards and Recommended Practices to the maximum extent practicable. The FAA has determined that there are no ICAO Standards and Recommended Practices that correspond to these proposed regulations

The following is specific to making minimum standards & regulations.

49 U.S. Code § 44701 - General requirements

- [US Code](#)
- [Notes](#)
- [Authorities \(CFR\)](#)

§ 44701.

General requirements

- (a) **Promoting Safety.**—The Administrator of the Federal Aviation Administration shall promote safe flight of civil aircraft in air commerce by prescribing—
- (1) **minimum standards required in the interest of safety** for appliances **and** for the design, material, construction, quality of work, **and** performance of aircraft, aircraft engines, and propellers;
 - (2) **regulations and minimum standards in the interest of safety** for—
 - (A) inspecting, servicing, and overhauling aircraft, aircraft engines, propellers, and appliances;
 - (B) equipment and facilities for, and the timing and manner of, the inspecting, servicing, and overhauling; and
 - (C) a qualified private person, instead of an officer or employee of the Administration, to examine and report on the inspecting, servicing, and overhauling;
 - (3) regulations required in the interest of safety for the reserve supply of aircraft, aircraft engines, propellers, appliances, and aircraft fuel and oil, including the reserve supply of fuel and oil carried in flight;
 - (4) regulations in the interest of safety for the maximum hours or periods of service of airmen and other employees of air carriers; and
 - (5) regulations and **minimum** standards for other practices, methods, and procedure the Administrator finds necessary for safety in air commerce and national security.
- (b) **Prescribing Minimum Safety Standards.** — The Administrator may prescribe minimum safety standards for—
- (1) an air carrier to whom a certificate is issued under [section 44705 of this title](#); and
 - (2) operating an airport serving any passenger operation of air carrier aircraft designed for at least 31 passenger seats.
- (c) **Reducing and Eliminating Accidents.**—

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The Administrator shall carry out this chapter in a way that best tends to reduce or eliminate the possibility or recurrence of accidents in [air transportation](#). However, the Administrator is not required to give preference either to [air transportation](#) or to other air commerce in carrying out this chapter.

(d) **Considerations and Classification of Regulations and Standards.**—When prescribing a regulation or standard under subsection (a) or (b) of this section or any of sections [44702–44716](#) of this title, the Administrator shall—

(1) consider—

(A) **the duty of an air carrier to provide service with the highest possible degree of safety in the public interest;** and

(B) differences between [air transportation](#) and other air commerce; and

(2) classify a regulation or standard appropriate to the differences between [air transportation](#) and other air commerce.

(f) **Exemptions.**—

The Administrator may grant an exemption from a requirement of a regulation prescribed under subsection (a) or (b) of this section or any of sections [44702–44716](#) of this title if the Administrator finds the exemption is in the public interest.