in Atlantic High Offshore Airspace and in the San Juan ICAO FIR.

[Doc. No. 28870, 62 FR 17487, Apr. 9, 1997, as amended by Amdt. 91–261, 65 FR 5942, Feb. 7, 2000; Amdt. 91–271, 66 FR 63895, Dec. 10, 2001; Amdt. 91–274, 68 FR 54584, Sept. 17, 2003; Amdt. 91–276, 68 FR 70133, Dec. 17, 2003; Docket FAA–2015–1746, Amdt. 91–342, 81 FR 47017, July 20, 2016; Docket FAA–2016–9154, Amdt. 91–348, 82 FR 39664, Aug. 22, 2017]

EFFECTIVE DATE NOTE: At 83 FR 65492, Dec. 21, 2018, effective Jan. 22, 2019, appendix G was amended—

a. In Section 1 by revising the definition of Reduced Vertical Separation Minimum (RVSM) Airspace;

b. In Section 2 by revising paragraph (a);

c. In Section 3 by revising paragraphs (a), (b) introductory text, (c) introductory text, and (c)(2);

d. In Section 4 by revising paragraphs (b)(1) and (2) and adding paragraph (b)(3);

e. In Section 5 by revising the introductory text and paragraph (b);

f. In Section 7 by revising the introductory text;

g. By revising Section 8; and

h. By adding Section 9.

For the convenience of the user, the added and revised text is set forth as follows:

APPENDIX G TO PART 91—OPERATIONS IN REDUCED VERTICAL SEPARATION MINIMUM (RVSM) AIRSPACE

Section 1. Definitions

Reduced Vertical Separation Minimum (RVSM) Airspace. Within RVSM airspace, air traffic control (ATC) separates aircraft by a minimum of 1,000 feet vertically between FL 290 and FL 410 inclusive. Air-traffic control notifies operators of RVSM airspace by providing route planning information.

*   *   *   *   *

Section 2. Aircraft Approval

(a) Except as specified in Section 9 of this appendix, an operator may be authorized to conduct RVSM operations if the Administrator finds that its aircraft comply with this section.

*   *   *   *   *

Section 3. Operator Authorization

(a) Except as specified in Section 9 of this appendix, authority for an operator to conduct flight in airspace where RVSM is applied is issued in operations specifications, a Letter of Authorization, or management specifications issued under subpart K of this part, as appropriate. To issue an RVSM authorization under this section, the Adminis-

trator must find that the operator's aircraft have been approved in accordance with Section 2 of this appendix and the operator complies with this section.

(b) Except as specified in Section 9 of this appendix, an applicant seeking authorization to operate within RVSM airspace must apply in a form and manner prescribed by the Administrator. The application must include the following:

*   *   *   *   *

(c) In a manner prescribed by the Administrator, an operator seeking authorization under this section must provide evidence that:

*   *   *   *   *

(2) Each pilot has knowledge of RVSM requirements, policies, and procedures sufficient for the conduct of operations in RVSM airspace.

Section 4. RVSM Operations

*   *   *   *   *

(b) * * *

(1) The operator is authorized by the Administrator to perform such operations in accordance with Section 3 or Section 9 of this appendix, as applicable.

(2) The aircraft—

(i) Has been approved and complies with Section 2 this appendix; or

(ii) Complies with Section 9 of this appendix.

(3) Each pilot has knowledge of RVSM requirements, policies, and procedures sufficient for the conduct of operations in RVSM airspace.

Section 5. Deviation Authority Approval

The Administrator may authorize an aircraft operator to deviate from the requirements of §§ 91.180 or 91.706 for a specific flight in RVSM airspace if—

*   *   *   *   *

(b) At the time of filing the flight plan for that flight, ATC determines that the aircraft may be provided appropriate separation and that the flight will not interfere with, or impose a burden on, RVSM operations.

*   *   *   *   *

Section 7. Removal or Amendment of Authority

The Administrator may prohibit or restrict an operator from conducting operations in RVSM airspace, if the Administrator determines that the operator is not