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Title 14 —Aeronautics and Space

Chapter I —Federal Aviation Administration, Department of Transportation

Subchapter E —Airspace

Part 71 —Designation of Class A, B, C, D, and E Airspace Areas; Air Traffic Service Routes; and Reporting Points

Subpart A —Class A Airspace

Authority: 49 U.S.C. 106(f), 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p.389.

Source: Amdt. 71–14, 56 FR 65654, Dec. 17, 1991, unless otherwise noted.

§ 71.33 Class A airspace areas.

- (a) That airspace of the United States, including that airspace overlying the waters within 12 nautical miles of the coast of the 48 contiguous States, from 18,000 feet MSL to and including FL600 excluding the states of Alaska and Hawaii.
- (b) That airspace of the State of Alaska, including that airspace overlying the waters within 12 nautical miles of the coast, from 18,000 feet MSL to and including FL600 but not including the airspace less than 1,500 feet above the surface of the earth and the Alaska Peninsula west of longitude 160°00'00" West.
- (c) The airspace areas listed as offshore airspace areas in subpart A of FAA Order JO 7400.11G (incorporated by reference, see § 71.1) that are designated in international airspace within areas of domestic radio navigational signal or ATC radar coverage, and within which domestic ATC procedures are applied.

[Amdt. 71–14, 56 FR 65654, Dec. 17, 1991]

Editorial Note: For FEDERAL REGISTER citations affecting § 71.33, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and at www.govinfo.gov.

Effective Date Note: By Docket No. FAA–2022–1022, Amdt. No. 71–54, 87 FR 54878, Sept. 8, 2022, § 71.33 was amended in paragraph (c), by removing the words “FAA Order 7400.11F” and adding, in their place, the words “FAA Order JO 7400.11G, effective Sept. 15, 2022, through Sept. 15, 2023.

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Title 14 —Aeronautics and Space

Chapter I —Federal Aviation Administration, Department of Transportation

Subchapter F —Air Traffic and General Operating Rules

Part 91 —General Operating and Flight Rules

Subpart B —Flight Rules

General

Source: Docket No. 18334, 54 FR 34294, Aug. 18, 1989, unless otherwise noted.

Authority: 49 U.S.C. 106(f), 106(g), 40101, 40103, 40105, 40113, 40120, 44101, 44111, 44701, 44704, 44709, 44711, 44712, 44715, 44716, 44717, 44722, 46306, 46315, 46316, 46504, 46506–46507, 47122, 47508, 47528–47531, 47534, Pub. L. 114–190, 130 Stat. 615 (49 U.S.C. 44703 note); articles 12 and 29 of the Convention on International Civil Aviation (61 Stat. 1180), (126 Stat. 11).

§ 91.135 Operations in Class A airspace.

Except as provided in paragraph (d) of this section, each person operating an aircraft in Class A airspace must conduct that operation under instrument flight rules (IFR) and in compliance with the following:

- (a) **Clearance.** Operations may be conducted only under an ATC clearance received prior to entering the airspace.
- (b) **Communications.** Unless otherwise authorized by ATC, each aircraft operating in Class A airspace must be equipped with a two-way radio capable of communicating with ATC on a frequency assigned by ATC. Each pilot must maintain two-way radio communications with ATC while operating in Class A airspace.
- (c) **Equipment requirements.** Unless otherwise authorized by ATC, no person may operate an aircraft within Class A airspace unless that aircraft is equipped with the applicable equipment specified in § 91.215, and after January 1, 2020, § 91.225.
- (d) **ATC authorizations.** An operator may deviate from any provision of this section under the provisions of an ATC authorization issued by the ATC facility having jurisdiction of the airspace concerned. In the case of an inoperative transponder, ATC may immediately approve an operation within a Class A airspace area allowing flight to continue, if desired, to the airport of ultimate destination, including any intermediate stops, or to proceed to a place where suitable repairs can be made, or both. Requests for deviation from any provision of this section must be submitted in writing, at least 4 days before the proposed operation. ATC may authorize a deviation on a continuing basis or for an individual flight.

[Doc. No. 24458, 56 FR 65659, Dec. 17, 1991, as amended by Amdt. 91–314, 75 FR 30193, May 28, 2010]