

TITLE 40: COMMONWEALTH PORTS AUTHORITY

**SUBCHAPTER 40-10.2
MILITARY EXERCISE GROUND OPERATIONS AND
IMPLEMENTATION PLANS**

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United States					

Subchapter Authority: 2 CMC § 2122(j).

Subchapter History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: This subchapter was originally published with Appendices A–E at 37 Com. Reg. 36050–36071 (Feb. 27, 2015).

Part 001 – Roles and Responsibilities

§ 40-10.2-001 Purpose

This part defines operational roles and responsibilities for the military members and other support personnel. Emphasis is on proper management of activities related to the exercise events to maintain the highest level of safety throughout the exercise at a FAR Part 139 Certified Airport.

Modified, 1 CMC § 3806(a), (d), (f).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this part and section pursuant to 1 CMC § 3806(a). The Commission substituted “part” for “section” pursuant to 1 CMC § 3806(d). The Commission changed the capitalization of “military” for the purpose of conformity pursuant to 1 CMC § 3806(f).

§ 40-10.2-005 Key Positions

- (a) Airport Manager or authorized designee – Overall responsibility for safe operation of the airport, including:
 - (1) Responsible for the safe conduct of exercise events on the airport coordinating with Air Traffic Control Tower (ATCT, Guam CERAP) personnel during the exercise.
 - (2) Determine whether crowd evacuation is necessary in an emergency. If evacuation is required, issues appropriate instructions to direct evacuation pursuant to its AEP.
 - (3) Continuously monitor for any operation or activity deemed unsafe, and communicate necessary instructions to appropriate personnel to terminate those activities.
 - (4) Ensure compliance with FAR Part 139.
 - (5) Manage the schedule of exercises.
 - (6) Coordinate with outside agencies.

- (b) Operations Supervisor or authorized designee – Overall responsibility for safety on the AOA during the exercise including:
 - (1) Overall responsibility for placement of approved temporary facilities and equipment.

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- (2) Assess ground operations from the standpoint of safe practices.
 - (3) Coordination of parking and transportation issues.
 - (4) Coordinate real time activities with ATCT, Guam CERAP.
 - (5) Ensure necessary operational planning has been completed.
 - (6) Coordinate with emergency personnel to ensure emergency resources are in place prior to commencing exercises when required.
 - (7) Conduct a daily exercise operations briefing for participating pilots and ground crews as required. The briefing will include specific local information such as compliance with FAR Part 139 and security requirements.
 - (8) Continuously monitor the exercise remaining alert for any operations or activity deemed unsafe, and take action to terminate those activities.
 - (9) In an emergency requiring evacuation, assist with appropriate crowd evacuation procedure pursuant to the AEP.
- (c) Chief of Ports Police or authorized designee – Responsibility for implementation of 49 CFR Part 1542, security regulations.
- (1) Coordinate operations of the emergency resources: local fire protection district and emergency medical service units, first aid station, local law enforcement, and contract security agencies.
 - (2) Ensure that exercise site security (perimeter, controlled access points, etc.) is maintained at all times, including proper deployment of crowd control barriers and personnel.
 - (3) Handle crowd control and security-related issues in coordination with all Airport Emergency Plans (AEP).
 - (4) Make continuous safety announcements.
 - (5) Inform all of an emergency situation.
 - (6) Maintain calm by making appropriate announcements.

Modified, 1 CMC § 3806(a), (f).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission changed the capitalization of “emergency” in (a)(6) for the purpose of conformity pursuant to 1 CMC § 3806(f).

§ 40-10.2-010 ARFF Operations - Command Post

The exercise command post will be located at the Emergency Operations Center (EOC) at the ARFF station for Saipan or respective EOC locations for Rota and Tinian, as designated by the ports managers, and will serve as the central location for managing information, directing exercise staff, and coordinating with outside agencies. Command post resources will include: communications capability (radios and cell phones), site diagrams, posted lists (key personnel and contact numbers), copies of exercise documents and plans, message board, and office supplies. In the event of emergency, key exercise personnel, the airport manager, and the local FAA coordinator are authorized to coordinate information, assess conditions, and manage the incident.

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Modified, 1 CMC § 3806(a), (f).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission changed the capitalization of “Command Post” for the purpose of conformity pursuant to 1 CMC § 3806(f).

§ 40-10.2-015 Communications Network

A formal radio communications network will be used during the exercise. Key personnel and operational areas will be issued a radio and or communication device and shall monitor the assigned frequency at all times. At Tinian and Rota Airports, radio communications must be freely accessible by the Flight Service personnel to the exercise's radio communications command center. If no radio is available or provided by the exercise operation, a manned personnel from the exercise team must be stationed at the Flight Service Office to monitor and relay traffic activities of the exercise to Flight Service personnel. The command post shall serve as base station and conduct a roll call each morning of the event to ensure the network is operating properly. Notification of minor incidents (e.g., small fuel spill from static aircraft, etc.) and medical emergencies will be via this network.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-020 Air Operations Briefing / Debriefing

An operations briefing for the current day followed by debriefing of the previous day will be held daily at a specified time at the command post. The focus will be on procedures that worked well, problems encountered, suggested corrective actions, and an evaluation by the Airport Manager. These briefings / debriefings shall be attended by the following:

- (1) Airport Manager or authorized designee
- (2) Director of Emergency Management or authorized designee
- (3) Chief of Ports Police or authorized designee
- (4) Chief of ARFF or authorized designee
- (5) Operations Supervisor or authorized designee
- (6) Safety Officer or authorized designee
- (7) Officer in Charge of Military Operations

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

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Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

Part 100 – Ground Operations

§ 40-10.2-101 Purpose

This part defines the procedures to be followed to safely conduct ground operations in support of the exercise.

Modified, 1 CMC § 3806(a), (d).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this part and section pursuant to 1 CMC § 3806(a). The Commission substituted “part” for “section” pursuant to 1 CMC § 3806(d).

§ 40-10.2-105 Safety

The safety of flight line personnel, aircrew, exercise participants and visitors is the primary focus during the exercise and aircraft handling activities. All personnel are to remain alert for unsafe conditions or practices. Anyone observing a safety-related incident must immediately report the problem to the appropriate airport management representative and/or immediately take corrective action.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-110 Security

(a) The exercise area will be delineated by crowd control barriers and security fencing. There will be two to four controlled entry and exit points depending on the airport and as designated by each respective Airport Manager. Each airport designated entry and exit points are as follows:

Saipan International Airport

1. AOA Gate #1, West Gate (main gate)
2. AOA Gate #3, Commuter Gate

Tinian International Airport

1. Main Gate “A” Ramp Access
2. Secondary Gate “C”
3. Secondary Gate “D”

Benjamin Taisacan Manglona International Airport (Rota)

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1. AOA East Gate
2. AOA West Gate
3. AOA South Gate

(b) Flight line access will be allowed only to appropriately badged individuals, to include:

- (1) Exercise officials and directors.
- (2) Military personnel.
- (3) Pilots of aircraft parked on the ramp/apron.
- (4) Certain guests escorted by exercise personnel.
- (5) Media personnel, if allowed.

(c) Ports Police personnel will provide security for the exercise ramp area during the period of the scheduled exercises hours as well as during off hours to discourage unauthorized entry and to prevent tampering with the aircraft.

Modified, 1 CMC § 3806(a), (e).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission struck the figures “(2)” and “(4)” in (a) as a mere repetition of written words pursuant to 1 CMC § 3806(e).

§ 40-10.2-115 Apron / Ramp Operations

(a) The following procedures and considerations will apply to exercise participants:

Note: Prior to any operations at the airport, all ground personnel identified as part of the exercise operations must go through a briefing by either the Operations Supervisor or Chief / Asst. Chief of Ports Police.

- (1) Aircraft shall not be started or taxied on non aircraft usable surfaces
- (2) Aircraft engines will not be started and operated closer than 100 ft. of the terminal area.
- (3) Helicopters may not engage rotor systems closer than 200 ft. from the terminal area.
- (4) A fire guard with fire extinguisher shall be posted prior to exercise aircraft engine starts.
- (5) There must be at least two wing-walkers for each aircraft being moved or towed by the ramp crew.
- (6) Following engine start and prior to taxi, each aircraft will be inspected by a flight line crewmember for anomalies such as fluid leaks, loose panels, etc.
- (7) Aircraft shall be checked when in their assigned parking spot
- (8) Flight line personnel are to remain clear of propellers and jet engine intakes at all times.
- (9) To the extent practical, there should be no running on the flight line.
- (10) Flight line personnel must be alert for and remove any debris, trash etc. on the ramp that could cause foreign object damage (FOD) to aircraft.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

Part 200 – Operations

§ 40-10.2-201 Purpose

This part defines procedures to be followed to safely conduct the aerial events scheduled for the exercise.

Modified, 1 CMC § 3806(a), (d).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this part and section pursuant to 1 CMC § 3806(a). The Commission substituted “part” for “section” pursuant to 1 CMC § 3806(d).

§ 40-10.2-205 Aerial Events

- (a) Exercise aerial events will be conducted in accordance with and/or be governed by the following standards and regulations:
- (1) Federal Aviation Regulations (FAA Order 7110)
 - (2) Federal Aviation Regulations (FAR Part 139)
 - (3) Federal Flight Standards District Office (FSDO) directives
 - (4) Commonwealth Ports Authority (CPA) rules, regulations, policies and directives

Note: All fighter jets approaching the runway for landing must align with the runway no less than a mile away. Similarly, when taking off from the runway, they should maintain alignment (no right or left turns) at least three miles away from runway end prior to making any turns.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

Part 300 – Terminating Exercise Activities

§ 40-10.2-301 Purpose

This part sets protocol that will be used to suspend an exercise event that is in progress on the airport. Only the Airport Manager or his/her designee has the authority to terminate

any and all exercise activities in the airport for non-complying conditions in accordance with FAR Part 139, safety of personnel and the protection of property. The Exercise Coordinator must report any unusual exercise activities to the Airport Manager for immediate action.

Modified, 1 CMC § 3806(a), (d).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this part and section pursuant to 1 CMC § 3806(a). The Commission substituted “part” for “section” pursuant to 1 CMC § 3806(d).

Part 400 – Emergency Planning

§ 40-10.2-401 Purpose

This part defines procedures that will be implemented in the event of an emergency situation and shall be conducted pursuant to the Saipan, Tinian or Rota International Airports' AEP.

Modified, 1 CMC § 3806(a), (d).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this part and section pursuant to 1 CMC § 3806(a). The Commission substituted “part” for “section” pursuant to 1 CMC § 3806(d).

§ 40-10.2-405 Emergency Situations

Emergency situations requiring immediate action to ensure life safety could occur during the exercise. These include (but are not limited to): aircraft crash, aircraft fire, fuel spill, and structure fire.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-410 Aircraft Emergency

In the event of an aircraft accident, primary response will consist of airport aircraft rescue and fire fighting (ARFF) equipment along with mutual aid fire and emergency medical services (EMS) units in accordance with the established Airport Emergency Plan. If an aircraft emergency occurs during the exercise, the primary objective of the airport staff will be to quickly isolate the hazard by evacuating people away from the area. This also applies to fires and other hazardous situations (e.g. fuel spill) involving aircraft on its

apron/ramp areas. Airport personnel assisted by other resources, as necessary, will handle incident mitigation.

Modified, 1 CMC § 3806(a), (f).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission changed the capitalization of "Airport" for the purpose of conformity pursuant to 1 CMC § 3806(f).

§ 40-10.2-415 Non-Aircraft Emergency

Fire incidents (e.g. vehicle fire) and other hazardous situations in the exercise area (not involving aircraft) or in the parking areas, can be handled by both ARFF and the local fire department engine company assigned to the state. Local law enforcement personnel will assist by directing participants away from the incident and then keeping the area clear for responding emergency services.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-420 Medical Emergency

(a) Emergency care and transport of sick or injured persons will be conducted in accordance with established local EMS protocols. Resources available to accomplish this function include:

- (1) On-site first aid station.
- (2) Local EMS unit on exercise standby (assisted by local fire department).
- (3) Local EMS response capability. In the event of a mass casualty-type incident, triage, emergency care, and transport will be conducted in accordance with the established Airport Emergency Plan and local EMS protocols.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-425 Incident Notification Procedure

(a) The exercise command post will serve as "base station" for the operations communications network. The command post must be notified of an emergency or hazardous condition as soon as is practical by the person(s) discovering the problem. In

many cases, this notification could occur after one of the on-site emergency units has been alerted (e.g. EMS unit on exercise standby). When notified of an incident in progress, the command post will:

- (1) Confirm the nature and location of the emergency.
- (2) Announce the nature and location of the emergency over the operations communications network.
- (3) Verify that the proper resources are responding to the incident.
- (4) Ensure the proper airport and exercise personnel are aware of the incident.
- (5) Document all relevant information on the incident, including: time of occurrence, nature, location, and action taken.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

Part 500 – Crowd Evacuation

§ 40-10.2-501 Purpose

This part defines procedures that will be implemented in the event of an emergency situation requiring exercise participant evacuation from all or part of the airport.

* For evacuation routes, see Evacuation Route APPENDIXES for each respective airport.

Modified, 1 CMC § 3806(a), (d), (g).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this part and section pursuant to 1 CMC § 3806(a). The Commission substituted “part” for “section” pursuant to 1 CMC § 3806(d). The Commission struck “attached to this document” pursuant to 1 CMC § 3806(g).

§ 40-10.2-505 Evacuation Procedures

- (a) The Chief of Airport Police:
 - (1) Determine the need for evacuation.
 - (2) Notify the airport management on the exercise communications network to initiate evacuation. Specify by which evacuation route(s) (e.g., primary and secondary only).
 - (3) Determine if aircraft exposed to the incident can be safely moved and issue necessary instructions to accomplish this task.
- (b) The AOA Crew:
 - (1) Immediately isolate the incident site by evacuating people from the area.
 - (2) Direct the personnel toward the appropriate evacuation route – as instructed by

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the Chief of Police.

(3) Move exposed aircraft away from the incident site – as instructed by the Chief of Police.

(4) Make appropriate announcements to direct participants away from the incident and toward the appropriate evacuation route(s).

(5) Announcements may be supplemented with pre-assigned personnel on foot utilizing bull horns.

Modified, 1 CMC § 3806(a), (f).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission changed the capitalization of “Airport Management” in (a)(2) for the purpose of conformity pursuant to 1 CMC § 3806(f).

Part 600 – Aircraft Accident / Incident Procedures

§ 40-10.2-601 Purpose

This part defines procedures to be followed should an accident / incident occur involving any aircraft. Refer to the Saipan, Rota, or Tinian Airport Emergency Plans (AEP) depending on which airport accident / incident occurred on.

Modified, 1 CMC § 3806(a), (d).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this part and section pursuant to 1 CMC § 3806(a). The Commission substituted “part” for “section” pursuant to 1 CMC § 3806(d).

§ 40-10.2-605 Accident Scene Preservation

Preservation of the accident scene and physical evidence shall be a high priority after life safety issues have been addressed. Exercise staff shall assist in this effort at the direction of the Incident Commander and airport staff. Access to the crash site shall be restricted to ALL personnel unless approved by the Incident Commander.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-610 Key Positions of Levels of Management

Overall:

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1. Executive Director – Ms. MaryAnn Q. Lizama

Saipan International Airport

2. Saipan Airport Manager – Mr. Edward B. Mendiola
3. Operations Supervisor – Mr. Juan C. Tudela
4. ARFF – Chief James V. Diaz
5. Ports Police – Acting Chief Juan Dela Cruz

Tinian International Airport

6. Tinian Ports Manager – Mr. Joseph M. Mendiola
7. Tinian Asst. Ports Manager – Gerald K. Crisostomo
8. Police / ARFF – Capt. Rudeinn C. Sablan

Benjamin Taisacan Manglona International Airport (Rota)

9. Rota Ports Manager – Mr. Martin Mendiola
10. Police / ARFF – Asst. Chief Roger Taisacan

Others

11. Military Officer in Charge – Military appointed
12. Safety Administrator – TBD

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

Part 700 – General Provisions

§ 40-10.2-701 Airspace

All airspace use will be strictly coordinated with the FAA Guam CERAP office.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission named this part and numbered this part and section pursuant to 1 CMC § 3806(a).

§ 40-10.2-705 Aircraft Handling, Servicing and Fueling

It is the responsibility of the exercise participants to arrange for all necessary and proper Aerospace Ground Equipment (AGE) for military units to ensure professional, qualified and safe aircraft servicing. All aircraft requiring fuel and related fueling operations shall be conducted in accordance with the Saipan, Tinian or Rota Airport Certification Manuals, NFPA 407, FAR Part 139 and APPENDIX B for hot refueling requirements.

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Note: Hot refueling operations are not permitted at the Benjamin Taisacan Manglona International Airport on the island of Rota.

Modified, 1 CMC § 3806(a), (f).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission changed the capitalization of “Hot Refueling” for the purpose of conformity pursuant to 1 CMC § 3806(f).

§ 40-10.2-710 Hangar Space

(a) The only available hangar space available at the Francisco C. Ada / Saipan International Airport is being leased out exclusively to Freedom Air. Therefore, temporarily “tent” shelters may be used in a location designated by CPA as provided by the military.

(b) Due to limited hangar space at Tinian Airport, exercise participants will be granted temporary access to any terminal space as designated by the Airport Manager or “tent” shelters on the side of the airport as provided by the military.

(c) Due to limited hangar space at Rota Airport, exercise participants will be granted temporary access and use of ARFF Bay 11 or in temporary “tent” shelters as provided by the military.

Modified, 1 CMC § 3806(a), (f), (g).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission changed the capitalization of “airport manager” in (b) for the purpose of conformity pursuant to 1 CMC § 3806(f). The Commission inserted an open paren before “tent” in (a) pursuant to 1 CMC § 3806(g).

§ 40-10.2-715 AOA Security

Security of the exercise will be conducted in accordance with 49 CFR, Part 1542, security regulations and combined efforts between the airports, TSA and the military. Airport perimeter gates and openings in security fence will be protected by the Airport Police. The exercise will utilize only areas of the airport that are designated by the Airport Manager.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

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Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-720 Hazardous Materials

Hazardous Materials (HAZMAT) disposal methods will comply with both state and federal HAZMAT disposal regulations. A HAZMAT disposal drum shall be provided by the exercise participants for the discarding of hazardous materials and ultimate disposal of same.

Modified, 1 CMC § 3806(a), (f).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission changed the capitalization of “State”, “Federal”, and “Exercise” for the purpose of conformity pursuant to 1 CMC § 3806(f).

Part 800 – Miscellaneous Provisions

§ 40-10.2-801 FAR Part 139 Issues

The proceeding topics cover elements contained in the Airport Certification Manuals (ACM). CPA is responsible for resolution of these issues:

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission named this part and numbered this part and section pursuant to 1 CMC § 3806(a).

§ 40-10.2-805 Airline Operations

The exercise event is planned for the Apron/Ramp area and is not anticipated to impact the commercial airlines terminal and ramp areas. Accordingly no special operations can be conducted during the exercise that will impact other aeronautical activities on the airport.

Modified, 1 CMC § 3806(a), (f).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission changed the capitalization of “Operations” for the purpose of conformity pursuant to 1 CMC § 3806(f).

§ 40-10.2-810 Aircraft Rescue and Firefighting (ARFF) Capability and Special Emergency Response Procedures

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(a) All three CPA airports will function in accordance with their Airport Emergency Plans which is to provide Aircraft Rescue and Firefighting (ARFF) in the event of an aircraft incident or accident on the airport. ARFF is the first responder to all incidents on the airport back up by the state fire department. The airport shall ensure that pre-positioning of an ARFF unit does not affect any of the airport’s Part 139 Certification Level. Response times to any airport incident will not be affected by the exercise. The airport has the following ARFF Units:

Saipan International Airport

Vehicle	Gallons of Water	Gallons of Foam
RIV	100	10
Crash-7	1,500	205
Crash-8	3,000	420
Crash-9	1,500	210
Tanker-6	3,000	none

On-Duty ARFF Personnel per shift: 7-9 personnel

Tinian International Airport

Vehicle	Gallons of Water	Gallons of Foam
Striker ARFF Vehicle	1,500	200
Titan ARFF Vehicle	1,500	200
HAZMAT Vehicle w/ trailer		

On-Duty ARFF Personnel per shift: 2 personnel (ARFF / Ports Police Officers)

Benjamin Taisacan Manglona International Airport (Rota)

Vehicle	Gallons of Water	Gallons of Foam
Striker ARFF Vehicle	1,500	200
Titan ARFF Vehicle	1,500	200
HAZMAT Vehicle w/ trailer		

On-Duty ARFF Personnel per shift: 2 personnel (1 Chief, 1 fire fighter)

(b) Hazardous material response will be provided by both the ARFF and state fire department. However, the ARFF is not fully trained to handle and respond to hydrazine incident(s). ARFF personnel will assist with exercise participants who are trained to handle this specific hazardous material. Exercise participants shall be responsible in bringing highly trained and qualified personnel to handle hydrazine incidents.

Modified, 1 CMC § 3806(a), (f), (g).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission changed the capitalization of “Fire Department” in (a) and “State Fire” in (b) for the purpose of conformity pursuant to 1 CMC § 3806(f). The Commission struck “during” in (a) pursuant to 1 CMC § 3806(g).

§ 40-10.2-815 Temporary Arresting Gears Installed in a Runway Safety Area

Arresting Gear / Barrier Engagement Systems must be coordinated for use with the Airport Manager and can only be utilized upon approval by the FAA ADO. To include objects that cannot be located in the Safety Areas that are not fixed by function and must be frangible no higher than 3 inches above grade.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-820 Pyrotechnic Devices

Pyrotechnic devices must be coordinated for use with the Airport Manager and can only be utilized by approval by the FAA ADO, Airport Police and TSA.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-825 Temporary Closures of Runways and Taxiways

Must be coordinated with the Airport Manager and conducted in accordance with its ACM and AC 150/5370-2f.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-830 Movement Area Maintenance

Exercise aircraft and ground vehicles will be parked in the following locations of each respective airport:

Saipan International Airport

Western end of the apron which is adjacent to Taxiway G, in a non-movement area.

Tinian International Airport

East Apron adjacent to Taxiway A or west gate adjacent to Taxiway A, in a non-movement area.

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East Apron adjacent to Taxiway C, in a non-movement area.

Note: Any ground vehicles required to access movement areas **MUST BE ESCORTED BY A QUALIFIED AIRPORT OPERATOR** in accordance with its ACM and FAR Part 13.339.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-835 Fueling Operations

Jet-A fueling will be provided by mobile refueler truck through Exxon/Mobil. Refueling of AVGAS will be coordinated with local supplier. All Exercise Self Fuelers **MUST** conduct all fueling operations in accordance with the Saipan, Tinian or Rota International Airports' ACM, NFPA and FAR Part 139.321.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-840 Public Protection

Personnel control is maintained by encircling the exercise grounds with a combination of manufactured chain link fence, snow fence and water filled barricades. The Airport and Exercise participants are responsible for protecting any openings in this fencing. Facilitation of ingress and egress of participants is a combined effort of local law enforcement agencies. Exercise aircraft will taxi on Taxiway A and onto Taxiway G at the western end of the apron at the Saipan International Airport in a non-movement area, Taxiway B north of the terminal at the Tinian International Airport, and north to south on Taxiway B south ramp at the Benjamin Taisacan Manglona International Airport (Rota). The security effort provided by the airport will be in place for exercise control along the fence line and will keep people away from the fence during aircraft operations to protect against jet blast.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-845 Self-Inspections

The airport will conduct inspections daily except as otherwise required by the ACM and FAR Part 139.327, which are required to be performed as a result of unusual conditions such as construction activities, meteorological conditions, after an accident and / or an incident on the movement areas.

Modified, 1 CMC § 3806(a), (g).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission inserted a forward slash between “and or” pursuant to 1 CMC § 3806(g).

§ 40-10.2-850 Exercise Ground Vehicle Operations

Should a need occur for exercise personnel to enter the movement area; they will be escorted by a qualified airport personnel who are trained and permitted. The exercise will utilize vehicles permitted to operate within the AOA areas and as approved by each respective airport. The other vehicles will be used only to transit adjacent non-movement areas only. Exercise operators will use the established marked roadways already in use by FBO and general aviation personnel in the non-movement areas ONLY.

Modified, 1 CMC § 3806(a), (f).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission changed the capitalization of “Qualified” for the purpose of conformity pursuant to 1 CMC § 3806(f).

§ 40-10.2-855 Pedestrian Operations

Should a need occur for exercise personnel to enter the movement area on foot, they will be escorted by qualified airport personnel who are trained and permitted. Exercise personnel shall not be left unattended under any circumstance and must be accompanied at all times while operating on the movement areas.

Modified, 1 CMC § 3806(a), (f).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a). The Commission changed the capitalization of “Qualified” for the purpose of conformity pursuant to 1 CMC § 3806(f).

§ 40-10.2-860 Impact to NAVAIDS

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The airport shall prevent the use of exercise equipment that may derogate the operations of an electronic or visual NAVAID and ATCT facilities on the airport in accordance with FAR Part 139.333. ONLY FAA maintenance personnel are responsible for placing NAVAIDS out and in service.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-865 NOTAMs

The airport is responsible for the issuance of NOTAMs in accordance with its ACM and FAR Part 139.339, i.e., NOTAMs affecting airport closures, airport surfaces and airport aircraft landing and movement areas.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-870 Wildlife Hazards

The airport is responsible for reporting and alleviating wildlife hazards whenever they are detected in accordance with its ACM, Wildlife Hazard Management Plan and FAA Part 139.337.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-875 FOD Control

Exercise participants shall provide the necessary personnel and equipment for the cleanup and control of FOD on the AOA within its assigned areas.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-880 Changes to Airport Markings

No changes to any airfield signage, markings and lightings are authorized unless approved by the FAA ADO. This includes any temporary features.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-885 Paved Areas

No changes or alterations to any runway, taxiway, loading ramp and aircraft parking surface is authorized, unless approved by the FAA ADO. This includes any temporary features to be installed on any portion of paved aircraft surfaces.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

§ 40-10.2-890 Obstructions

The installation of objects in Obstruction Free zones and areas are prohibited and must be approved by the Airport Manager prior to installation. This includes temporary objects i.e. antennas, light poles/fixtures, communications towers, etc.

Modified, 1 CMC § 3806(a).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this section pursuant to 1 CMC § 3806(a).

Part 900 – Claims Against the United States

§ 40-10.2-901 Claims Against the United States

CPA hereby reserves the right to make a claim against the United States for property damage, personal injury, or death caused by military personnel or civilian employees of any branch of the military acting in the scope of their employment or otherwise incident to the military's noncombat activities while on or off CPA property.

Modified, 1 CMC § 3806(a).

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History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this part and section pursuant to 1 CMC § 3806(a).

Part 1000 – Conditions

§ 40-10.2-1001 Conditions

Any military branch requesting use of a CPA airport must submit a scope of work for CPA's review, and acknowledge receipt and understanding of the Implementation Plan. No military activities will be allowed / permitted without approval by CPA's Executive Director or his designated appointee.

Modified, 1 CMC § 3806(a), (g).

History: Amdts Adopted 38 Com. Reg. 38195 (June 28, 2016); Amdts Proposed 37 Com. Reg. 36032 (Feb. 28, 2015).

Commission Comment: The Commission numbered this part and section pursuant to 1 CMC § 3806(a). The Commission struck “, as attached to this document” pursuant to 1 CMC § 3806(g).

The Implementation Plan referenced at § 40-10.2-1001 can be found in the proposed amendment's appendix located at 37 Com. Reg. 36050–36071 (Feb. 27, 2015).