



UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C.

Issued by the Department of Transportation on August 18, 1998

**NOTICE OF ACTION TAKEN -- DOCKET OST 98-4149**

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Applicant: VOYAGEUR AIRWAYS LIMITED

Date Filed: August 5, 1998

Relief requested: Exemption from 49 USC section 41301 to amend its exemption authority to permit the applicant to conduct the charter operations authorized by NOAT issued on July 30, 1998, in this Docket, using equipment having a maximum passenger capacity of not more than 60 seats and a maximum payload capacity of not more than 18,000 pounds.

If renewal, date and citation of last action: Authority to use equipment larger than small (that is, 30 seats/7,500-pound payload capacity) for these charter operations is new authority.

Applicant representative(s): Anita M. Mosner and Steven Y. Quan, 202-342-5200

Responsive pleadings: None.

**DISPOSITION**

Action: Approved

Action date: August 18, 1998

Effective dates of authority granted: August 18, 1998, through July 30, 2000. (Coextensive with its other authority in this Docket.)

Basis for approval (bilateral agreement/reciprocity): U.S.-Canada Air Transport Agreement.

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations indicated:

Standard exemption conditions       Foreign air carrier permit conditions

Special conditions/Partial grant/Denial basis/Remarks:

**Action taken by: Paul L. Gretch, Director  
Office of International Aviation**

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) immediate action was required and was consistent with Department policy; (2) the applicant was qualified to perform its proposed operations; (3) grant of the authority was consistent with the public interest; and (4) grant of the authority would not constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. To the extent not granted/deferred/dismissed, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within ten (10) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

*An electronic version of this document is available on the World Wide Web at:  
<http://dms.dot.gov/general/orders/aviation.html>.*