



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
HEADQUARTERS, U.S. ARMY AERONAUTICAL SERVICES AGENCY
9325 GUNSON ROAD, SUITE N319
FORT BELVOIR, VA 22060-5582

DAMO-AV-A

30 January 2014

MEMORANDUM FOR SEE Distribution

SUBJECT: Scheduling and Activating Army Delegated Special Use Airspace (SUA)

1. References:

- a. 14 CFR Part 73, Special Use Airspace, 1 Jan 13
- b. FAA Order JO 7400.2J, Procedures for Handling Airspace Matters, 9 Feb 12
- c. FAA Order JO 7400.8V, Special Use Airspace, 13 Feb 13
- d. DOD Directive 5030.19, DoD Responsibilities on Federal Aviation and National Airspace System Matters, 15 Jun 97
- e. DOD Directive 3200.11, Major Range and Test Facility Base (MRTFB), 27 Dec 07
- f. DOD Directive 3025.18, Defense Support of Civil Authorities (DCSA), 29 Dec 10
- g. AR 95-2, Airspace, Airfields/Heliports, Flight Activities, Air Traffic Control, and Navigational Aids, 16 Oct 08
- h. Memorandum, DOD PBFA, 22 Jan 14, subject: Scheduling and Activating DOD Delegated Special Use Airspace (SUA)
- i. Memorandum, DAMO-AV-A, 21 Jun 13, subject: Non-Department of Defense Use of Army Restricted Airspace

2. Effective immediately, DAMO-AV-A memorandum, subject: Non-Department of Defense Use of Army Restricted Airspace, 21 Jun 13, (reference i.) is rescinded. Army Special Use Airspace will be scheduled and activated in accordance with the references, which includes recently published interpretive guidance provided in enclosed reference h. (DOD Policy Board on Federal Aviation (PBFA) memorandum, subject: Scheduling and Activating DOD Delegated Special Use Airspace, dated 22 Jan 14).

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3. This memorandum is promulgated to ensure that the Army retains the capability to access special use airspace when needed and applies to the active Army, the Army National Guard/Army National Guard of the United States, and the United States Army Reserve, unless otherwise stated.

4. The Army point of contact on this matter is Mr. Larry Dibble, GS-15, Director of Policy, Plans, and Programs at DSN: 656-4867, Commercial: 703-806-4867, or by email at: lawrence.s.dibble.civ@mail.mil.



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SUBJECT: Scheduling and Activating Army Delegated Special Use Airspace (SUA)

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US ARMY AERONAUTICAL SERVICES DETACHMENT-EUROPE



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DOD
POLICY BOARD
ON FEDERAL AVIATION

22 January 2014

MEMORANDUM FOR DOD SPECIAL USE AIRSPACE USING AGENCIES

FROM: Executive Director, DOD Policy Board on Federal Aviation (PBFA)

SUBJECT: Scheduling and Activating DOD-delegated Special Use Airspace (SUA)

1. On behalf of the DOD PBFA, this memorandum is intended to clarify existing DOD-SUA policy and inform Service level guidance as outlined in DOD Directive (DODD) 5030.19, *Responsibilities on Federal Aviation and National Airspace System Matters* (dtd 13 Sep 13), paragraphs 3 d/e/f. Additional guidance is contained within DODD 3200.11, *Major Range and Test Facility Base (MRTFB)* and DODD 3025.18, *Defense Support of Civil Authorities (DSCA)*. The following should be noted regarding DOD-delegated SUA:
 - a. The purpose of DOD-delegated SUA is to fulfill Armed Forces training, test and evaluation requirements for peacetime, contingency, and wartime operations. The volume and times of SUA use should be the minimum required to contain the intended activity.
 - b. The growth of civil aviation (private and commercial), the development of commercial space industry and DOD-delegated airspace requirements create competition for use of the National Airspace System (NAS). To ensure the armed forces retain the capability to access SUA, it is imperative that Using Agencies continue effective and efficient management of delegated SUA.
 - c. Using Agencies routinely receive requests from non-Armed Forces agencies to schedule use of SUA for other than its intended purpose. It is recognized that non-Armed Forces civil or public aircraft are permitted to operate under Visual Flight Rules (VFR) within the confines of SUA other than prohibited or restricted areas.
 - d. DOD installations, facilities, and ranges may include real property owned by the respective military department. The overlying airspace, however, remains a component of the NAS under the management of the Federal Aviation Administration (FAA) and is not owned by the installation commander.
 - e. For the purposes of this memorandum the following established definition of terms apply to *Rulemaking* (Restricted and Prohibited Areas) and *Non-Rulemaking* (Warning Areas, Military Operations Areas, Controlled Firing Areas, Alert Areas and Controlled Firing Areas) SUA:
 - 1) Controlling Agency: The agency, organization or military command that may authorize transit through or flight within SUA in accordance with a joint-use letter of agreement (LOA) with the Using Agency.
 - 2) Using Agency: The agency, organization or military command whose activity established the requirement for the SUA.

Enc 1

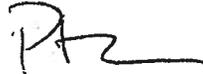
- 3) Joint-Use Airspace: SUA that the Using Agency has granted the Controlling Agency permission to transit non-participating aircraft through in accordance with procedures established in an LOA.
- 4) Activated: A time period in-which the Using Agency has recalled delegated SUA IAW the applicable LOA.
- 5) Inactive: A time period in-which the Using Agency has released SUA to the Controlling Agency IAW the applicable LOA.
- 6) Exclusive Use Airspace: SUA reserved/scheduled/ activated for a specific unit and/or event.
- 7) Concurrent Use Airspace: SUA reserved/scheduled/ activated for separate and segregated events conducted simultaneously.
- 8) Armed Forces: Army, Navy, Air Force, Marine Corps and Coast Guard.
- 9) Non-Armed Forces (Civil or Public Activity): Any activity, including commercial activity, within SUA that does not fall under an Armed Forces/Military Department contract or partnership, nor acting in direct support of Armed Forces/Military Department requirements.
- 10) Non-Participating Aircraft: An aircraft, civil or public, that is not part of scheduled activities being conducted within active SUA.

2. This memorandum does not serve to change policy; it only serves to clarify established policy. As such, existing DOD guidance has determined that:

- a. Using Agencies shall ensure that airspace designated for military purposes is returned to the controlling agency during periods when the airspace is not needed by the DOD for its designated purpose, as outlined in DODD 5030.19.
- b. Using Agencies that are not MRTFBs, as identified in DODD 3200.11, *Major Range and Test Facility Base*, shall not schedule or activate SUA for exclusive use by non-Armed Forces civil or public activities.
- c. Using Agencies may schedule or activate delegated SUA not designated as a restricted area for concurrent use activities provided they:

- 1) are within the scope of the intended purpose of the SUA, and
- 2) do not infringe upon the primary Armed Forces mission, and,
- 3) do not alter the minimum dimension or times of use required to contain Armed Forces activity, and,
- 4) do not infringe upon the joint-use of SUA, and,

- 5) are governed by local procedures to terminate the concurrent use activities in the event of an unexpected cancelation of activity.
- d. A restricted area is established when necessary to contain or segregate activities considered hazardous to nonparticipating aircraft. Using Agencies are only authorized to schedule concurrent use to support non-Armed Forces civil or public activities in restricted areas as follows:
 - 1) Under the provisions of DODD 3200.11 as a MRTFB, or
 - 2) Under the provisions of DODD 3025.18 for Defense Support to Civil Authorities and for hazardous recurring and contingency training activities in support of Armed Forces partner organizations for emergency response.
3. DOD-delegated SUA Using Agencies are expected to discharge their responsibilities associated with the planning and management of delegated SUA within established guidelines.



STEVEN PENNINGTON
Executive Director