

# NOTICE

U.S. DEPARTMENT OF TRANSPORTATION  
FEDERAL AVIATION ADMINISTRATION  
Air Traffic Organization Policy

N JO 7400.29

**Effective Date:**  
June 20, 2012

**Cancellation Date:**  
March 7, 2013

**SUBJ:** Guidance on Determining Adverse Effect

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- 1. Purpose of This Notice.** This change amends FAA Order JO 7400.2, Paragraph 6-3-3, Determining Adverse Effect, to provide clarification on determining adverse effect. This change reinforces that obstruction standards must first be exceeded, and/or electromagnetic effect must be present before any of the provisions apply. This change does not alter FAA policy in applying the provisions of this paragraph.
- 2. Audience.** This notice applies to the following Air Traffic Organization (ATO) service units: En Route and Oceanic, Terminal, Mission Support, and System Operations; and all associated air traffic control facilities.
- 3. Where Can I Find This Notice?** This notice is available on the MyFAA employee Web site at [https://employees.faa.gov/tools\\_resources/orders\\_notices/](https://employees.faa.gov/tools_resources/orders_notices/) and on the air traffic publications Web site at [http://www.faa.gov/air\\_traffic/publications/](http://www.faa.gov/air_traffic/publications/).
- 4. Procedures.** Amend paragraph 6-3-3 to read as follows:

#### 6-3-3. DETERMINING ADVERSE EFFECT

If a structure first exceeds the obstruction standards of Part 77, and/or is found to have a physical or electromagnetic radiation effect on the operation of air navigation facilities, then the proposed or existing structure, if not amended, altered, or removed, has an adverse effect if it would:

No further changes to paragraph

- 5. Distribution.** This notice is distributed to the following ATO service units: Terminal, En Route and Oceanic, System Operations, and Mission Support; the Office of ATO Safety Technical Training; the Air Traffic Safety Oversight Service; the William J. Hughes Technical Center; and the Mike Monroney Aeronautical Center.

  
Elizabeth L. Ray  
Vice President, Mission Support Services  
Air Traffic Organization

June 19, 2012  
Date Signed