

BEFORE THE
WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 299

IN THE MATTER OF:

Served August 22, 1963

Proposed Regulation--Divestiture
of Operating Property

Ex Parte P. R. 1

Because of the vital role of operating expenses in proceedings involving changes in fares, the Staff of the Commission has proposed and recommended that the following be adopted by the Commission as a Regulation:

"68. Operating Property, Divestiture of:

68-01. It shall be unlawful, without the prior approval of the Commission, for any carrier to divest itself of any operating property or of control over any such operating property, whether that control be exercised via lease, option to buy, stock ownership, or otherwise.

68-02. Any person seeking approval of any transaction to which Regulation 68-01 applies shall make application to the Commission in accordance with the regulations prescribed by the Commission.

68-03. The Commission shall give its approval if it finds that the proposal is not contrary to the public interest.

68-04. In determining the public interest, the Commission may require the opportunity for public hearing, the giving of notice of the filing of said application and opportunity for hearing, or hearing.

68-05. 'Carrier operating property' means that property which is used by the carrier in the conduct of its motor carrier operations or leased to others for such operations, and which has an expectation of life in service of more than one year from date of installation. This includes land, structures, equipment, and facilities necessary for such operations and services incidental thereto.

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68-06. 'Used', as applied to operating property, means actually and necessarily in current service or ready for and reasonably required to be currently held for future service."

The Commission is of the opinion that the proposed regulation warrants the comments of interested persons.

THEREFORE, IT IS ORDERED:

1. That a copy of the proposed Regulation be published once in a newspaper of general circulation in the Metropolitan District.
2. That any interested person desiring to comment on all or any portion of the proposed regulation shall do so in writing, in duplicate, on or before September 22, 1963, to the office of the Commission, 1801 North Moore Street, Arlington 9, Virginia

FOR THE COMMISSION:



DELMER ISON
Executive Director