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Codification Guide

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Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 24—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL, AND PROFESSIONAL POSITIONS

Aero-Space Technology

Section 24.64 is revised as set out below.

§ 24.64 Aero-Space Technology, GS–5 through GS–18.

(a) *Educational requirement.* Applicants must have successfully completed a standard professional curriculum in an accredited college or university leading to a bachelor's degree with major study in an appropriate field of engineering, physical science, mathematics, life science, or other field of science, provided that the major study leading to the bachelor's degree, or at least one year of graduate study in an accredited institution, or at least one year of professional experience has been closely related to a specialty field of Aero-Space Technology included in this examination. An applicant who did not complete a standard professional curriculum, as described above, may nevertheless be eligible for this examination if he has obtained a graduate degree or has been admitted to full graduate status in an appropriate field in an accredited institution, provided that at least an aggregate of one year of the applicant's study and/or professional experience has been closely related to a specialty field included in this examination.

(b) *Duties.* These positions cover a wide variety of professional work in Aero-Space Technology. Appointees may be required to make theoretical and experimental studies in the fields of fluid and flight mechanics; materials and structures; energy and power systems; space sciences, including aeronomy and stellar and galactic astronomy; life sciences and systems, including flight physiology, radiology and radiation biology, and environmental control; instrumentation systems; data systems; and experimental facilities and techniques.

(c) *Knowledge and training requisite for performance of duties.* The minimum amount of training required for the successful performance of the duties described in paragraph (b) of this section is the completion of a standard professional curriculum leading to a bachelor's degree, with major study in an appropriate field. Such a curriculum is planned and integrated so as to provide sound and comprehensive training not only in the particular field, but in other related fields. Full recognition is also given to the training in verbal facility and the development of facility in logical thinking and expression. The research scientist must be able to present the results of his work clearly and concisely in both oral and written form.

(d) *Method of obtaining basic knowledge and training.* The only method by which the knowledge and training requisite to perform the duties set forth in paragraph (b) of this section can be acquired is by attending a college or university where competent instruction and guidance are available, where courses are arranged in a systematic, progressive schedule, where adequate laboratory facilities and libraries are provided, and where objective evaluations are made of a person's progress in acquiring professional and scientific information.

(Sec. 11, 58 Stat. 390; 5 U.S.C. 860)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] MARY V. WENZEL,
Executive Assistant to the Commissioners.

[F.R. Doc. 60–8908; Filed, Sept. 23, 1960; 8:46 a.m.]

PART 24—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL, AND PROFESSIONAL POSITIONS

Instructors, and Education Specialists, Assistants, and Officers

Sections 24.40, 24.42, 24.68 and 24.135 are revoked and § 24.149 is added as set out below.

§ 24.149 Instructor and Supervisory Instructor (Academic Subject); Education Specialist and Supervisory Education Specialist (Elementary, Guidance, Academic Subject, and Tests and Measurements); Education Assistant and Education Officer.

(a) *Educational requirements — all grades*—(1) *For Instructor and Supervisory Instructor (Academic Subject), and Education Specialist and Supervisory Education Specialist (Academic Subject)*, 24 semester-hour credits in an appropriate Academic Subject or 15 semester-hour credits in each of two appropriate Academic Subjects.

(2) *For Education Specialist and Supervisory Education Specialist (Elementary)*, completion of all academic requirements for graduation with a bachelor's degree from an accredited college or university. This study must have included, or have been supplemented by, a minimum of 24 semester-hour credits in Education courses, of which at least 12 semester hours must have been in Elementary Education, which included 4 semester-hours in supervised practice teaching.

(3) *For Education Specialist and Supervisory Education Specialist (Guidance)*, completion of all academic requirements for graduation with a bachelor's degree from an accredited college or university. This study must have included, or have been supplemented by, 24 semester-hour credits in Education courses of which at least 12 semester-hours must have been in a combination of Psychology and Guidance courses (with a minimum of 3 semester hours in each) directly related to education, such as child psychology, educational psychology, educational tests and measurements, and educational, vocational, or child guidance. Studies in these subjects, up to a maximum of 12 semester hours will be considered as studies in Education.

(4) *For Education Specialist and Supervisory Education Specialist (Tests and Measurements)*, 6 semester-hour credits in Education in educational testing subjects.

(5) *For Education Assistant and Education Officer*, completion of all academic requirements for graduation with a bachelor's degree from an accredited college or university. This study must have included, or have been supplemented by a minimum of 18 semester-hour credits in Education courses.

(b) *Duties.*—(1) *General.* Incumbents of these positions perform professional work in Federal programs of education and vocational training, including such activities as: Instructing adults, developing curricula, preparing education and training texts and other material, and designing and developing training aids and devices for use in elementary, secondary, and adult programs; providing or arranging for off-duty educational opportunities for military personnel; furnishing educational advisory and counseling service; providing educational materials and services for the various types of schools of the Armed Forces; and directing activities of inservice schools and staff colleges.

(2) *Specifically*—(i) *Instructor and Supervisory Instructor (Academic Subject).* Instructs in adult education or training programs in particular subject fields. The educational work performed in these positions is professional in character and is essentially the same in nature and scope as that performed by teachers in elementary and secondary schools, except that the approach to instruction is different by virtue of dealing with adult populations.

(ii) *Education Specialist and Supervisory Education Specialist (Academic*

Subject or Functional Specializations). Specializations: Elementary, guidance, academic subject, tests and measurements. Performs work in the development of texts, audio-visual and other training aids, standardized examinations, and of other materials used in education or training programs, and in connection with the administration of education or training programs. Also reviews and evaluates such aids and materials and the methods and techniques employed in their use, and performs other work requiring professional qualifications in the field of education. Supervises education specialists of lower grade.

(iii) *Education Assistant and Education Officer.* Provides advisory and counseling service on off-duty education and training available to officers and enlisted personnel in military installations; administers education testing programs, and makes arrangements for and otherwise promotes voluntary off-duty academic and vocational education programs.

(c) *Knowledge and training requisite for performance of duties.* The duties to be performed in all of these positions require a professional knowledge of the principles and philosophy of education, and of its theories, practices, and techniques. The duties and special knowledges required otherwise vary according to the particular position. For some positions a thorough knowledge of special subject matter areas is required. Knowledge of teaching principles and techniques, and the ability to train and develop teachers, instructors, and other training personnel and to coordinate their work and evaluate their performance are necessary in others. Incumbents of many of the positions must have outstanding ability to evaluate educational and vocational training needs of others, and to plan programs to meet these needs. Others must have the knowledge and ability necessary to develop and apply educational measurements which require application of testing and statistical methods and the theory of educational psychology. For many, development, review, and evaluation of instructional and training materials, methods, and techniques to suit particular situations, and of appropriate curricula to be used is a paramount responsibility. This knowledge, ability, and understanding can be acquired only through professionally guided study of appropriate courses as indicated in paragraph (a) of this section. Through such directed study the student learns basic theories and philosophies, and is guided in his appraisal of literature in the subject matter fields and in the field of education.

(Sec. 11, 58 Stat. 390; 5 U.S.C. 860)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] MARY V. WENZEL,
Executive Assistant to the Commissioners.

[F.R. Doc. 60-8907; Filed, Sept. 23, 1960; 8:46 a.m.]

Title 7—AGRICULTURE

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

SUBCHAPTER A—MARKETING ORDERS

[Valencia Orange Reg. 216]

PART 922—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

§ 922.516 Valencia Orange Regulation 216.

(a) *Findings.* 1. Pursuant to the marketing agreement and Order No. 22, as amended (7 CFR Part 922), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said marketing agreement and order, as amended, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act by tending to establish and maintain such orderly marketing conditions for such oranges as will provide, in the interests of producers and consumers, an orderly flow of the supply thereof to market throughout the normal marketing season to avoid unreasonable fluctuations in supplies and prices, and is not for the purpose of maintaining prices to farmers above the level which it is declared to be the policy of Congress to establish under the act.

2. It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on September 22, 1960.

(b) *Order.* 1. The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a.m., P.s.t., September 25, 1960, and ending at 12:01 a.m., P.s.t., October 2, 1960, are hereby fixed as follows:

(i) District 1: Unlimited movement;
(ii) District 2: 700,000 cartons;
(iii) District 3: Unlimited movement.

2. As used in this section, "handled," "handler," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said marketing agreement and order, as amended.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: September 23, 1960.

FLOYD F. HEDLUND,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 60-8996, Filed, Sept. 23, 1960; 11:21 a.m.]

[Orange Reg. 375]

PART 933—ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Limitation of Shipments

§ 933.1018 Orange Regulation 375.

(a) *Findings.* 1. Pursuant to the marketing agreement, as amended, and Order No. 33, as amended (7 CFR Part 933), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of oranges, except Temple oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

2. It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C.

1001–1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. Shipments of oranges, except Temple oranges, grown in the production area, are presently subject to regulation by grades and sizes, pursuant to the amended marketing agreement and order; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after an open meeting of the Growers Administrative Committee on September 20, 1960, such meeting was held to consider recommendations for regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of oranges, except Temple oranges, and compliance with this section will not require any special preparation on the part of the persons subject thereto which cannot be completed by the effective time hereof.

(b) *Order.* 1. Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order; and terms relating to grade, diameter, standard pack, and standard box, as used herein, shall have the same meaning as is given to the respective term in the United States Standards for Florida Oranges and Tangelos (7 CFR 51.1140–51.1178; 25 F.R. 8211).

2. During the period beginning at 12:01 a.m., e.s.t., September 26, 1960, and ending at 12:01 a.m., e.s.t., October 10, 1960, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico:

(i) Any oranges, except Temple oranges, grown in the production area, which do not grade at least U.S. No. 2 Russet; or

(ii) Any oranges, except Temple oranges, grown in the production area, which are of a size smaller than a size that will pack 324 oranges, packed in accordance with the requirements of a standard pack, in a standard 1⅗ bushel nailed box.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: September 21, 1960.

FLOYD F. HEDLUND,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 60–8941; Filed, Sept. 23, 1960; 8:49 a.m.]

[Grapefruit Reg. 328]

PART 933—ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Limitation of Shipments

§ 933.1019 Grapefruit Regulation 328.

(a) *Findings.* 1. Pursuant to the marketing agreement, as amended, and Order No. 33, as amended (7 CFR Part 933), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

2. It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001–1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. Shipments of all grapefruit, grown in the production area, are presently subject to regulation by grades and sizes, pursuant to the amended marketing agreement and order; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after an open meeting of the Growers Administrative Committee on September 20, 1960, such meeting was held to consider recommendations for regulation, after giving due notice of such meeting, and interested persons were afforded an opportunity to submit their views at this meeting; the provisions of this section, including the effective time hereof, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such grapefruit; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period hereinafter set forth so as to provide for the continued regulation of the handling of grapefruit, and compliance with this section will not require any special preparation on the part of the persons subject thereto which cannot be completed by the effective time hereof.

(b) *Order.* 1. Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order; and terms relating to grade, diameter, standard pack, and standard box, as used herein, shall have the same meaning as is given to the respective term in the United States Standards for Florida Grapefruit (7 CFR 51.750–51.783; 25 F.R. 8219).

(2) During the period beginning at 12:01 a.m., e.s.t., September 26, 1960, and ending at 12:01 a.m., e.s.t., October 10, 1960, no handler shall ship between the production area and any point outside thereof in the continental United States, Canada, or Mexico:

(i) Any grapefruit, grown in the production area, which do not grade at least U.S. No. 1: *Provided,* That such grapefruit which grade U.S. No. 1 Russet, U.S. No. 2 Bright, U.S. No. 2, or U.S. No. 2 Russet may be shipped if such grapefruit meet the requirements as to form (shape) and color specified in the U.S. No. 1 grade;

(ii) Any seeded grapefruit, grown in the production area, which are smaller than $3^{15}/_{16}$ inches in diameter, except that a tolerance of 10 percent, by count, of seeded grapefruit smaller than such minimum size shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances, specified in said United States Standards for Florida Grapefruit; or

(iii) Any seedless grapefruit, grown in the production area, which are smaller than $3^{9}/_{16}$ inches in diameter, except that a tolerance of 10 percent, by count, of seedless grapefruit smaller than such minimum size shall be permitted, which tolerance shall be applied in accordance with the provisions for the application of tolerances, specified in said United States Standards for Florida Grapefruit.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: September 21, 1960.

FLOYD F. HEDLUND,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 60–8939; Filed, Sept. 23, 1960; 8:49 a.m.]

[Lemon Reg. 865]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

§ 953.972 Lemon Regulation 865.

(a) *Findings.* 1. Pursuant to the marketing agreement, as amended, and

Order No. 53, as amended (7 CFR Part 953; 23 F.R. 9053), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.; 68 Stat. 906, 1047), and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons as hereinafter provided will tend to effectuate the declared policy of the act.

2. It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (60 Stat. 237; 5 U.S.C. 1001 et seq.) because the time intervening between the date when information upon which this section is based become available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on September 20, 1960.

(b) *Order.* 1. The respective quantities of lemons grown in California and Arizona which may be handled during the period beginning at 12:01 a.m., P.s.t., September 25, 1960, and ending at 12:01 a.m., P.s.t., October 2, 1960, are hereby fixed as follows:

(i) District 1: Unlimited movement;

(ii) District 2: 186,000 cartons;

(iii) District 3: Unlimited movement.

2. As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in the said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: September 21, 1960.

FLOYD F. HEDLUND,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 60–8940; Filed, Sept. 23, 1960; 8:49 a.m.]

[Avocado Order 20, Amdt. 2; Suspension Avocado Order 15]

PART 969—AVOCADOS GROWN IN SOUTH FLORIDA

Limitation of Shipments

(a) *Findings.* 1. Pursuant to the marketing agreement, as amended, and Order No. 69, as amended (7 CFR Part 969), regulating the handling of avocados grown in south Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations of the Avocado Administrative Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation on the handling of avocados, as hereinafter provided, will tend to effectuate the declared policy of the act.

2. It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001–1011) in that the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; and this amendment relieves restrictions on the handling of avocados grown in south Florida.

(b) *It is therefore ordered,* That:

1. The provisions in paragraph (b)(1) of Avocado Order 20, as amended (§ 969.320; 25 F.R. 5476, 7712—quality and maturity requirements), are hereby amended by deleting "U.S. Combination" and substituting therefor the following: "U.S. No. 2 except that avocados that have scars caused by wind damage or have russeting and discoloration caused by wind may be handled if they otherwise grade at least U.S. No. 2."

2. The provisions of Avocado Order 15 (§ 969.315; 23 F.R. 3372—pack regulation) are hereby suspended during the period beginning at 12:01 a.m., e.s.t., September 22, 1960, and ending at 12:01 a.m., e.s.t., March 31, 1961.

(c) As used herein, the terms "U.S. No. 2," "scars," "russeting," and "discoloration" shall have the same meaning as when used in the United States Standards for Florida Avocados (7 CFR 51.3050–51.3069).

(d) The provisions hereof shall become effective at 12:01 a.m., e.s.t., September 22, 1960.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: September 21, 1960.

FLOYD F. HEDLUND,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 60–8923; Filed, Sept. 23, 1960; 8:48 a.m.]

[Lime Order 8, Amdt. 1; Suspension Lime Order 5]

PART 1001—LIMES GROWN IN FLORIDA

Quality and Size Regulation

(a) *Findings.* 1. Pursuant to the marketing agreement, as amended, and Order No. 101, as amended (7 CFR Part 1001), regulating the handling of limes grown in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U.S.C. 601–674), and upon the basis of the recommendations of the Florida Lime Administrative Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of limes, as hereinafter provided, will tend to effectuate the declared policy of the act.

2. It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001–1011) in that, the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient; and this amendment relieves restrictions on the handling of limes grown in Florida.

(b) *It is therefore ordered,* That:

1. The provisions in paragraph (b)(3)(ii) of Lime Order 8 (§ 1001.308; 25 F.R. 3303) are hereby amended to read as follows:

(ii) Any limes of the group known as large fruited or Persian limes (including Tahiti, Bearss, and similar varieties) grown in the production area, which do not grade at least U.S. Combination, Mixed Color, except that such limes that have scars caused by wind damage or have russeting or discoloration caused by wind may be handled if they otherwise grade at least U.S. Combination, Mixed Color.

2. The provisions in Lime Order 5 (§ 1001.305; 23 F.R. 1694) are hereby suspended during the period beginning at 12:01 a.m., e.s.t., September 22, 1960, and ending at 12:01 a.m., e.s.t., March 31, 1961.

(c) As used herein, the terms "scars," and "discoloration" shall have the same meaning as when used in the United States Standards for Persian (Tahiti) limes (§§ 51.1000–51.1016).

(d) *Effective time.* The provisions hereof shall become effective at 12:01 a.m., e.s.t., September 22, 1960.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: September 21, 1960.

FLOYD F. HEDLUND,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 60–8925; Filed, Sept. 23, 1960; 8:48 a.m.]

SUBCHAPTER B—PROHIBITIONS OF IMPORTED COMMODITIES

[Lime Reg. 4, Amdt. 1]

PART 1069—LIMES

Pursuant to the provisions of section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), the provisions of paragraph (a)(3)(ii) of § 1069.4 (Lime Regulation No. 4; 25 F.R. 3314) are hereby amended to read as follows:

(ii) Such limes of the group known as large fruited or Persian limes (including Tahiti, Bearss, and similar varieties) meet the requirements of at least U.S. Combination, Mixed Color, except that such limes that have scars caused by wind damage or have russeting and discoloration caused by wind may be imported if they otherwise grade at least U.S. Combination, Mixed Color.

It is hereby found that it is impracticable, unnecessary, and contrary to the public interest to postpone the effective time of this amendment beyond that hereinafter specified (5 U.S.C. 1001–1011) in that (a) the requirements of this amended import regulation are imposed pursuant to Section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), which makes such regulation necessary; (b) such regulation imposes the same restrictions on imports of limes as the restrictions being made applicable to the shipment of limes grown in Florida under Amendment 1 to Lime Order 8 (§ 1001.308; 25 F.R. 3303), issued simultaneously herewith to become effective September 22, 1960; (c) compliance with this amended import regulation will not require any special preparation which cannot be completed by the effective time hereof; and (d) this amendment relieves restrictions on the importation of limes.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: September 1, 1960, to become effective at 12:01 a.m., e.s.t., September 22, 1960.

FLOYD F. HEDLUND,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 60–8924; Filed, Sept. 23, 1960; 8:48 a.m.]

Title 20—EMPLOYEES' BENEFITS

Chapter V—Bureau of Employment Security, Department of Labor

PART 601—ADMINISTRATIVE PROCEDURE

PART 602—COOPERATION OF THE UNITED STATES EMPLOYMENT SERVICE AND STATES IN ESTABLISHING AND MAINTAINING A NATIONAL SYSTEM OF PUBLIC EMPLOYMENT OFFICES

PART 603—INSTRUCTIONS TO STATE AGENCIES FOR PREPARATION AND SUBMITTAL OF STATE PLAN OF OPERATION UNDER THE WAGNER-PEYSER ACT

PART 604—POLICIES OF THE UNITED STATES EMPLOYMENT SERVICE

PART 606—REGULATIONS TO IMPLEMENT TITLE IV OF THE VETERANS' READJUSTMENT ASSISTANCE ACT OF 1952 (ALL STATES EXCEPT PUERTO RICO AND THE VIRGIN ISLANDS)

PART 607—REGULATIONS TO IMPLEMENT TITLE IV OF THE VETERANS' READJUSTMENT ASSISTANCE ACT OF 1952 IN PUERTO RICO AND THE VIRGIN ISLANDS

PART 608—REGULATIONS TO IMPLEMENT TITLE IV OF THE VETERANS' READJUSTMENT ASSISTANCE ACT OF 1952 (IN STATES WHICH HAVE NO AGREEMENT WITH THE SECRETARY OF LABOR)

PART 613—REGULATIONS TO IMPLEMENT THE TEMPORARY UNEMPLOYMENT COMPENSATION ACT OF 1958; RESPONSIBILITIES OF PUERTO RICO, VIRGIN ISLANDS AND STATE AGENCIES

Amendments To Make Minor Editorial Changes in the Blanket Citations of Authority Including the Supplying of Current United States Code Citations

The purpose of these amendments is to improve the accuracy and usefulness of the blanket citations of authority contained in 20 CFR Parts 601, 602, 603, 604, 606, 607, 608, and 613, by making minor editorial changes and supplying current citations to the United States Code.

Now, therefore, pursuant to the authority contained severally in section 12 of the Wagner-Peyser Act (48 Stat. 117, as amended; 29 U.S.C. 49k), section 2006 of the Veterans' Readjustment Assistance Act of 1952 (72 Stat. 1219, 38 U.S.C. 2006), and section 207 of the Temporary Unemployment Compensation Act of 1958 (72 Stat. 176, 42 U.S.C. 1400j), 20 CFR Parts 601, 602, 603, 604, 606, 607, 608, and 613, are amended in the manner indicated below.

1. In 20 CFR Part 601, the blanket citation of authority following the table of contents is amended to read as follows:

AUTHORITY: §§ 601.1 to 601.9 issued under sec. 12, 48 Stat. 117, as amended; 29 U.S.C. 49k; also issued under sec. 1102, 49 Stat. 647, as amended; 42 U.S.C. 1302. Interpret or apply secs. 1–13, 48 Stat. 113, as amended; secs. 301–303, 49 Stat. 626, as amended; C. 736, 68A Stat. 439; 29 U.S.C. 49–491; 42 U.S.C. 501–503; 26 U.S.C. 3301–3308.

2. In 20 CFR Part 602, the blanket citation of authority immediately following the table of contents is amended to read as follows:

AUTHORITY: §§ 602.1 to 602.23 issued under sec. 12, 48 Stat. 117, as amended; 29 U.S.C. 49k. Interpret or apply secs. 1–13, 48 Stat. 113, as amended; secs. 2010–2014, 72 Stat. 1221; 29 U.S.C. 49–491; 38 U.S.C. 2010–2014.

3. In 20 CFR Part 603, the blanket citation of authority immediately following the table of contents is amended to read as follows:

AUTHORITY: §§ 603.1 to 603.5 issued under sec. 12, 48 Stat. 117, as amended; 29 U.S.C. 49k. Interpret or apply secs. 1–13, 48 Stat. 113, as amended; secs. 2010–2014, 72 Stat. 1221, 29 U.S.C. 49–491; 38 U.S.C. 2010–2014.

4. In 20 CFR Part 604, the blanket citation of authority immediately following the table of contents is amended to read as follows:

AUTHORITY: §§ 604.1 to 604.19 issued under sec. 12, 48 Stat. 117, as amended; 29 U.S.C. 49k. Interpret or apply secs. 1–13, 48 Stat. 113, as amended; secs. 2010–2014, 72 Stat. 1221, 29 U.S.C. 49–491; 38 U.S.C. 2010–2014.

5. In 20 CFR Part 606, the blanket citation of authority immediately following the table of contents is amended to read as follows:

AUTHORITY: §§ 606.1 to 606.13 issued under sec. 2006, 72 Stat. 1219, 38 U.S.C. 2006; also issued under sec. 1509, added to 49 Stat. 620 by sec. 4(a), 68 Stat. 1135, 42 U.S.C. 1369. Interpret or apply secs. 2001–2009, 72 Stat. 1217, 38 U.S.C. 2001–2009.

6. In 20 CFR Part 607, the blanket citation of authority immediately following the table of contents is amended to read as follows:

AUTHORITY: §§ 607.1 to 607.31 issued under sec. 2006, 72 Stat. 1219, 38 U.S.C. 2006; also issued under sec. 1509, as added to 49 Stat. 620 by sec. 4(a), 68 Stat. 1135, 42 U.S.C. 1269. Interpret or apply secs. 2001–2009, 72 Stat. 1217; 38 U.S.C. 2001–2009.

7. In 20 CFR Part 608, the blanket citation of authority immediately following the table of contents is amended to read as follows:

AUTHORITY: §§ 608.1 to 608.27 issued under sec. 2006, 72 Stat. 1219, 38 U.S.C. 2006. Interpret or apply secs. 2001–2006, 72 Stat. 1217; 38 U.S.C. 2001–2006.

8. In 20 CFR Part 613, the blanket citation of authority immediately following the table of contents is amended to read as follows:

AUTHORITY: §§ 613.1 to 613.14 issued under sec. 207, 72 Stat. 176, 42 U.S.C. 1400j. Interpret or apply secs. 101–104, 201–207, 72 Stat. 171; 42 U.S.C. 1400–1400k.

These amendments shall become effective immediately upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., this 20th day of September 1960.

JAMES T. O'CONNELL,
Acting Secretary of Labor.

[F.R. Doc. 60-8897; Filed, Sept. 23, 1960; 8:45 a.m.]

PART 609—REGULATIONS TO IMPLEMENT THE UNEMPLOYMENT COMPENSATION FOR FEDERAL CIVILIAN EMPLOYEES PROGRAM UNDER TITLE XV OF THE SOCIAL SECURITY ACT: RESPONSIBILITIES OF FEDERAL AGENCIES

PART 610—REGULATIONS TO IMPLEMENT THE UNEMPLOYMENT COMPENSATION FOR FEDERAL CIVILIAN EMPLOYEES PROGRAM UNDER TITLE XV OF THE SOCIAL SECURITY ACT: RESPONSIBILITIES OF STATE AGENCIES

PART 611—REGULATIONS TO IMPLEMENT THE UNEMPLOYMENT COMPENSATION FOR FEDERAL CIVILIAN EMPLOYEES PROGRAM UNDER TITLE XV OF THE SOCIAL SECURITY ACT: RESPONSIBILITIES OF THE PUERTO RICO AND VIRGIN ISLANDS AGENCIES

PART 614—REGULATIONS TO IMPLEMENT THE EX-SERVICEMEN'S UNEMPLOYMENT COMPENSATION PROGRAM UNDER TITLE XV OF THE SOCIAL SECURITY ACT, AS AMENDED

Amendments To Reflect Recent Changes in Title XV of the Social Security Act and the Fact That Alaska and Hawaii Are Now States

The purpose of these amendments is to make changes in the regulations contained in 20 CFR Parts 609, 610, 611, and 614 necessitated by the enactment of Public Law 86-442 (74 Stat. 81) repealing section 1505 of the Social Security Act (68 Stat. 1133; 42 U.S.C. 1365) insofar as it relates to unemployment compensation for Federal Civilian Employees, to conform the regulations to the fact that Alaska and Hawaii are now States of the United States, to make various minor editorial changes, and to bring up-to-date the citations of authority.

Now, therefore, pursuant to authority vested in me by section 1509 of the Social Security Act (as added by sec. 4(a), 68 Stat. 1135; 42 U.S.C. 1369), 20 CFR Parts 609, 610, 611, and 614 are amended in the manner indicated below.

1. The blanket citation of authority immediately preceding the first section of 20 CFR Part 609 is amended to read as follows:

AUTHORITY: §§ 609.1 to 609.9 issued under sec. 1509, added to 49 Stat. 620 by sec. 4(a), 68 Stat. 1135; 42 U.S.C. 1369. Interpret or apply secs. 1501-1508, added to 49 Stat. 620 by sec. 4(a), 68 Stat. 1130-1135, and amended by sec. 2, 72 Stat. 1087, by sec. 4, 72 Stat. 1089, and by sec. 2, 74 Stat. 81; 42 U.S.C. 1361-1368.

2. Subparagraph (5) of § 609.1(c) is amended to read as follows:

§ 609.1 Definitions.

* * * * *

(c) "Federal civilian service" * * *

(5) Outside the United States by an individual who is not a citizen of the United States; for the purpose of this paragraph, the term United States means the States, the District of Columbia, Puerto Rico, and the Virgin Islands.

3. Section 609.5 is amended to read as follows:

§ 609.5 Allocation of terminal annual leave payment.

Lump-sum terminal annual leave payments shall not be allocated by the Federal agency but shall be allocated as provided in §§ 610.3(b) and 611.3(b) of this chapter.

4. The blanket citation of authority immediately preceding the first section of 20 CFR 610 is amended to read as follows:

AUTHORITY: §§ 610.1 to 610.8 issued under sec. 1509, added to 49 Stat. 620 by sec. 4(a), 68 Stat. 1135; 42 U.S.C. 1369. Interpret or apply secs. 1501, 1502, 1504-1508, added to 49 Stat. 620 by sec. 4(a), 68 Stat. 1130-1135, and amended by sec. 2, 72 Stat. 1087 by sec. 4, 72 Stat. 1089, and by sec. 2, 74 Stat. 81; 42 U.S.C. 1361-1368.

5. Paragraph (i) of § 610.1 is amended to read as follows:

§ 610.1 Definitions.

* * * * *

(i) "State" includes the fifty States and the District of Columbia.

6. Paragraphs (a) and (b) of § 610.3 are amended to read as follows:

§ 610.3 Assignment of Federal civilian service and Federal civilian wages.

(a) *State to which assigned.* Federal civilian service and Federal civilian wages shall be assigned to the State in which the Federal civilian employee had his last official station prior to filing his first claim for a benefit year (whether or not a benefit year is established), unless: (1) At the time he files such claim he resides in another State in which, after he was separated from Federal civilian service, he performed service covered under the unemployment compensation law of such State (in this event his Federal civilian service and Federal civilian wages shall be assigned to the latter State); or (2) prior to the filing of such claim his last official station in Federal civilian service was outside the United States, in which event his Federal civilian service and Federal civilian wages shall be assigned to the State in which he resides when he files such claim; as used in this subparagraph "United States" includes the fifty States and the District of Columbia; or (3) at the time he files such claim he resides in Puerto Rico or the Virgin Islands, in which event his Federal civilian service and Federal civilian wages shall be assigned to Puerto Rico or the Virgin Islands, as the case may be. Federal civilian service and Federal civilian wages assigned to a State in error may be reassigned by that State for use by the proper State. The reassigning State agency shall keep an appropriate record of the reassignment.

(b) *Allocation of terminal annual leave payments.* Lump-sum terminal annual leave payments shall be allocated in the same manner as similar payments to employees of private employers under State law. In those States in which a private employer has an option as to the period to which such payments shall be allocated, they shall be deemed to have been allocated to the date of separation from employment, unless failure of the employer to allocate will result in allocation to a period prior to the employee's separation from his employment, in which event the allocation shall be made by the State agency as in the case of such failure by the employer to allocate.

7. Paragraph (a) of § 610.5 is amended to read as follows:

§ 610.5 Determination of entitlement.

(a) *Entitlement.* The agency of the State to which a Federal civilian employee's Federal civilian service and Federal civilian wages have been assigned (or of another State to which they have been transferred in accordance with the interstate wage combining plans or reassigned to correct an error) shall determine the claimant's entitlement to compensation, and shall pay such compensation in the same amounts, on the same terms, and subject to the same conditions as the benefits which would be payable to such claimant under the unemployment compensation law of the State if the Federal civilian service and Federal civilian wages of such claimant had been included as employment and wages under such law, with the following exceptions: (1) That no compensation shall be paid to a claimant for any period to which payment of military terminal leave is allocated in accordance with § 614.12 of this chapter; (2) a claimant who is eligible to receive a mustering-out payment under Title V of the Veterans' Readjustment Assistance Act of 1952 (66 Stat. 688; 38 U.S.C. 1011 et seq.) shall not be eligible to receive compensation with respect to weeks of unemployment completed within 30 days after his discharge or release if he receives $100.00 in such mustering-out payment; within 60 days after his discharge or release if he receives $200.00 in such mustering-out payment; or within 90 days after his discharge or release if he receives $300.00 in such mustering-out payment. The notice of determination given to the claimant pursuant to the unemployment compensation law of the State shall include the findings made by the Federal agency, and shall inform the claimant of his right to additional information or reconsideration and correction of such findings. The State agency shall set forth the findings of the Federal agency in sufficient detail to enable the claimant to determine whether he wishes to request reconsideration or correction of

any such findings, to the extent that such information has been furnished by the Federal agency.

8. The blanket citation of authority immediately preceding the first section of 20 CFR Part 611 is amended to read as follows:

AUTHORITY: §§ 611.1 to 611.12 issued under sec. 1509, added to 49 Stat. 620 by sec. 4(a), 68 Stat. 1135; 42 U.S.C. 1369. Interpret or apply secs. 1501, 1502, 1504–1508, added to 49 Stat. 620 by sec. 4(a) 68 Stat. 1130–1135, and amended by sec. 2, 72 Stat. 1087 by sec. 4, 72 Stat. 1089; and by sec. 2, 74 Stat. 81; 42 U.S.C. 1361–1368.

9. Paragraph (d) of § 611.1 is amended to read as follows:

§ 611.1 Definitions.

* * * * *

(d) "Cooperating State" means any of the fifty States or the District of Columbia which has entered into an arrangement with Puerto Rico or the Virgin Islands similar in effect to the Interstate Benefit Payment Plan.

10. Paragraph (b) of § 611.3 is amended to read as follows:

§ 611.3 Assignment of Federal civilian service and Federal civilian wages.

* * * * *

(b) *Allocation of terminal annual leave payment.* The lump-sum terminal annual leave payment of a claimant constitutes Federal civilian wages for the period with respect to which it is allocated under the District of Columbia Unemployment Compensation Act.

11. Subparagraph (1) of paragraph (a) and paragraph (d) of § 611.5 are amended to read as follows:

§ 611.5 Determination of entitlement.

(a) *Entitlement.* (1) Where a Federal Civilian employee's Federal civilian service and Federal civilian wages have been assigned to Puerto Rico or the Virgin Islands, the agency of Puerto Rico or the Virgin Islands, as the case may be, shall promptly determine the claimant's entitlement to compensation in the same amounts, on the same terms, and subject to the same conditions as the benefits which would be payable to such claimant under the District of Columbia Unemployment Compensation Act if the Federal civilian service and Federal civilian wages of such claimant had been included as employment and wages under such law, with the following exceptions: (i) That no compensation shall be paid to a claimant for any period to which payment of military terminal leave is allocated in accordance with § 614.12 of this chapter; (ii) a claimant who is eligible to receive a mustering-out payment under Title V of the Veterans' Readjustment Assistance Act of 1952 (66 Stat. 688; 38 U.S.C. 1011 et seq.), shall not be eligible to receive compensation with respect to weeks of unemployment completed within 30 days after his discharge or release if he receives $100.00 in such mustering-out payment; within 60 days after his discharge or release if he receives $200.00 in such mustering-out payment; or within 90 days after his discharge or release if he receives $300.00 in such mustering-out payment; and (iii) if a claimant, without regard to his Federal civilian service and Federal civilian wages, and Federal military service and Federal military wages (as defined in § 614.1 of this chapter), has employment or wages sufficient to qualify for any benefits during the benefit year under the District of Columbia Unemployment Compensation Act, then payments of benefits under Title XV, as amended by the Ex-Servicemen's Unemployment Compensation Act of 1958 (72 Stat. 1087, 42 U.S.C. 1361 et seq.) shall be made only on the basis of his Federal civilian service and Federal civilian wages and Federal military service and Federal military wages.

* * * * *

(d) *Continuation of State Claim in Puerto Rico or the Virgin Islands.* A claimant who has filed a claim for compensation under Title XV in any of the fifty States or the District of Columbia may continue such claim in Puerto Rico or the Virgin Islands to the extent permitted by arrangements between Puerto Rico or the Virgin Islands and cooperating States. Such claims are not subject to redetermination by the agency.

12. The blanket citation of authority immediately preceding the first section of 20 CFR Part 614 is amended to read as follows:

AUTHORITY: §§ 614.1 to 614.17 issued under sec. 1509, added to 49 Stat. 620 by sec. 4(a), 68 Stat. 1137; 42 U.S.C. 1369. Interpret or apply secs. 1501–1503, 1505, 1508, 1511, added to 49 Stat. 620 by sec. 4(a), 68 Stat. 1130–35, and amended by sec. 2, 72 Stat. 1087, and by sec. 2, 74 Stat. 81; 42 U.S.C. 1361–1363, 1365, 1368.

13. Paragraph (m) of § 614.1 is amended to read as follows:

§ 614.1 Definitions.

* * * * *

(m) "State" includes the fifty States and the District of Columbia.

14. Paragraph (a) of § 614.10 is amended to read as follows:

§ 614.10 Restrictions on entitlement.

* * * * *

(a) For periods with respect to which payment for terminal leave is allocated by the State agency in accordance with § 614.12 of this chapter.

These amendments shall become effective immediately upon publication in the FEDERAL REGISTER.

(Sec. 1509, added to 49 Stat. 620 by sec. 4(a), 68 Stat. 1135; 42 U.S.C. 1369)

Signed at Washington, D.C., this 20th day of September 1960.

JAMES T. O'CONNELL,
Acting Secretary of Labor.

[F.R. Doc. 60-8898; Filed, Sept. 23, 1960; 8:45 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter III—Federal Aviation Agency

SUBCHAPTER C—AIRCRAFT REGULATIONS

[Reg. Docket No. 406; Amdt. 35]

PART 514—TECHNICAL STANDARD ORDERS FOR AIRCRAFT MATERIALS, PARTS, PROCESSES, AND APPLIANCES

TSO–C13c, Life Preservers

A proposed amendment to § 514.23 establishing minimum performance standards for life preservers used on civil aircraft of the United States was published in 25 F.R. 4651.

Interested persons have been afforded an opportunity to participate in the making of the amendment. No objections were received.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR Part 405), Part 514 of the regulations of the Administrator (14 CFR Part 514) is hereby amended as follows:

Section 514.23 is amended as follows:

§ 514.23 Life preservers—TSO–C13c.

(a) *Applicability*—(1) *Minimum performance standards.* Minimum performance standards are hereby established for life preservers which specifically are required to be approved for use on civil aircraft of the United States. New models of life preservers manufactured on or after October 15, 1960, shall meet the standards set forth in ATA Specification No. 801, "Airline Life Jackets,"[1] dated July 1, 1958,[1] with the exceptions listed in subparagraph (2) of this paragraph. Life preservers approved by the Administrator prior to October 15, 1960, may continue to be manufactured under the provisions of their original approval.

(2) *Exceptions.* (i) Compliance with section 4.1.1. of ATA Specification No. 801 is optional. Life preservers may be non-reversible provided the design of the preservers is such so as to preclude the probability of improper donning.

(ii) In addition to the placarding instructions contained in section 4.2.2 of ATA Specification No. 801, the preserver shall also be marked with instructions which will describe the proper donning procedure.

(b) *Marking.* Each life preserver shall be marked in accordance with § 514.3 except that the weight specified in paragraph (c) of § 514.3 may be omitted, and the following additional information shall be shown:

(1) Date of manufacture of fabric (month and year);

(2) "Adult" or "child", as the case may be.

[1] Copies may be obtained from the Air Transport Association, 1000 Connecticut Avenue NW., Washington 6, D.C.

(c) *Data requirements.* One copy each of the manufacturer's operation and inflation instructions shall be furnished the Chief, Engineering and Manufacturing Division, Bureau of Flight Standards, Federal Aviation Agency, Washington 25, D.C., with the statement of conformance.

(d) *Quality control.* Each life preserver shall be produced under a quality control system, established by the manufacturer, which will assure that each life preserver is in conformity with the requirements of this standard and is in condition for use. This system shall be described in the records required by section 4.3.1 of ATA Specification No. 801. A representative of the Administrator shall be permitted to make such inspections and tests at the manufacturer's facility as may be necessary to determine compliance with the requirements of this standard.

Effective date. October 15, 1960.

(Secs. 313(a), 601; 72 Stat. 752, 775; 49 U.S.C. 1354(a), 1421)

Issued in Washington, D.C., on September 20, 1960.

B. PUTNAM,
Acting Director,
Bureau of Flight Standards.

[F.R. Doc. 60-8893; Filed, Sept. 23, 1960; 8:45 a.m.]

SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Airspace Docket No. 60-WA-171]

PART 602—ESTABLISHMENT OF CODED JET ROUTES AND NAVIGATIONAL AIDS IN THE CONTINENTAL CONTROL AREA

Designation of Coded Jet Route

On July 14, 1960, a notice of proposed rule making was published in the FEDERAL REGISTER (25 F.R. 6654) stating that the Federal Aviation Agency proposed to designate VOR/VORTAC jet route No. 101 from Houston, Tex., to Northbrook, Ill.

No adverse comments were received regarding the proposed amendment.

Interested persons have been afforded an opportunity to participate in the making of the rule herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendment having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530), and for the reasons stated in the Notice, Part 602 (14 CFR 602) is amended by adding the following section:

§ 602.5101 VOR/VORTAC jet route No. 101 (Houston, Tex., to Northbrook, Ill.).

From the Houston, Tex., VORTAC via the Lufkin, Tex., VOR; Shreveport, La., VORTAC; Flippin, Ark., VOR; St. Louis, Mo., VORTAC; Springfield, Ill., VOR; INT of the Springfield VOR 036° True and the Joliet, Ill., VORTAC 205° True radials; Joliet VORTAC; to the Northbrook, Ill., VORTAC.

This amendment shall become effective 0001 e.s.t. December 15, 1960.

(Secs. 307(a) and 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on September 21, 1960.

GEORGE S. CASSADY,
Brig. Gen., U.S. Air Force, Acting Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-8919; Filed, Sept. 23, 1960; 8:47 a.m.]

[Reg. Docket No. 516; Amdt. 65]

PART 610—MINIMUM EN ROUTE IFR ALTITUDES

Amendment 64 to Part 610 of the Regulations of the Administrator, published on September 15, 1960 (25 F.R. 8857), contained several minimum en route altitudes for Federal Airways based on the Vance, S.C., VOR. It has been determined that this VOR will not be commissioned on the date anticipated and it is therefore necessary to extend the effective date of such minimum en route altitudes.

As this amendment imposes no additional burden on any person, compliance with the notice, public procedure and effective date provisions of the Administrative Procedure Act is unnecessary and is not required.

Amendment 64 to Part 610, Regulations of the Administrator, is hereby amended by revising the effective date paragraph to read as follows:

The foregoing minimum en route altitudes shall become effective September 22, 1960 except those altitudes assigned to the following specified airways, which shall become effective on October 20, 1960:

Section 610.6003 VOR Federal Airway 3 from Savannah, Georgia.
VOR to Raleigh, N.C., VOR.
Section 610.6018 VOR Federal Airway 18.
Section 610.6053 VOR Federal Airway 53.
Section 610.6157 VOR Federal Airway 157 from Allendate, S.C., VOR to Florence, S.C., VOR.

This amendment shall become effective on the date of its publication in the FEDERAL REGISTER.

(Secs. 313(a), 307(c), 72 Stat. 752, 749; 49 U.S.C. 1354(a), 1348(c))

Issued in Washington, D.C. on September 21, 1960.

B. PUTNAM,
Acting Director,
Bureau of Flight Standards.

[F.R. Doc. 60-8920; Filed, Sept. 23, 1960; 8:47 a.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 168—DIRECTORY OF INTERNATIONAL MAIL

Individual Country Regulations

The regulations of the Post Office Department in Part 168—Directory of International Mail—are amended by making the following changes in § 168.5 *Individual country regulations:*

I. In country "Bulgaria", under Parcel Post, amend the item *Air parcel post* by striking out "No service", and inserting in lieu thereof "$0.85 first 4 ounces; $0.50 each additional 4 ounces."

II. In country "Burma", under Parcel Post, amend the item *Air parcel post* by striking out "No service" and inserting in lieu thereof "$2.15 first 4 ounces; $1.51 each additional 4 ounces."

III. Insert a new country "Fernando Po (Including Annobon Island)" and the pertinent regulations in the proper alphabetical order of countries therein to read as follows:

FERNANDO PO (INCLUDING ANNOBON ISLAND)

Postal Union Mail

Surface rates, classifications, weight limits and dimensions. See § 168.1.

Air rates. (See § 168.1 for classifications, weight limits and dimensions.)

Letters, 25 cents per half ounce.

Single post cards, 10 cents each.

Air letters (aerogrammes), 10 cents each.

Other articles, 61 cents first 2 ounces; 40 cents each additional 2 ounces.

Small packets. Accepted.

Letter packages containing dutiable merchandise. Not accepted.

Registration. Fee, 50 cents. Maximum indemnity, $3.27.

Special delivery. Yes. See § 168.3 for fees and other conditions.

Money orders. No service.

Prohibitions. Same as for Spain.

Parcel Post

Surface parcel rates, including transit charges and surcharges. $0.99 first pound; $0.26 each additional pound.

Air parcel rates, including transit charges. $1.34 first 4 ounces; $0.72 each additional 4 ounces.

Weight limit: 44 pounds.
Sealing: Compulsory.
Group shipments: No.
Registration: No.
Insurance: No.
Postal forms required:
1 Form 2922. (Parcel Post Sticker)
3 Form 2966. (Customs Declaration)
1 Form 2972. (Dispatch Note)

Dimensions. Greatest combined length and girth, 6 feet. Greatest length, 3½ feet, except that parcels may measure up to 4 feet in length, on condition that parcels over 42 and not over 44 inches in length do not exceed 24 inches in girth, parcels over 44 and not over 46 inches in length do not exceed 20 inches in girth, and parcels over 46 inches and up to 4 feet in length do not exceed 16 inches in girth.

Indemnity. No provision.

Special handling. Available. See § 168.4.

Observations. Parcels may be addressed to banks or other organizations for ultimate delivery to second addressees. The latter however may not take delivery without written authority from the first addressee, unless the sender arranges for change of address as provided in Part 137 of this Chapter.

Prohibitions and import restrictions. Same as for Spain.

IV. In country "French Somaliland" make the following changes:

A. Under Postal Union Mail, amend the item *Money orders* to read as follows:

Money orders. No service.

B. Under Parcel Post, amend the item *Air parcel post* by striking out "No service", and inserting in lieu thereof "$1.36 first 4 ounces; $0.72 each additional 4 ounces."

V. In country "Hungary", as amended by Federal Register document 60–7411, 25 F.R. 7532–7533, under Parcel Post, amend the item *Air parcel post* by striking out "No service.", and inserting in lieu thereof "$0.86 first 4 ounces; $0.51 each additional 4 ounces.".

VI. In country "Jordan", under Postal Union Mail, amend the items *Small packets* and *Letter packages containing dutiable merchandise* to read as follows:

Small packets. Not accepted.

Letter packages containing dutiable merchandise. Not accepted.

VII. In country "Laos", under Parcel Post, as amended by Federal Register document 60–7411, 25 F.R. 7532–7533, amend the item *Air parcel post* by striking out "No service.", and inserting in lieu thereof "$2.06 first 4 ounces; $1.34 each additional 4 ounces."

VIII. In country "Madagascar" make the following changes:

A. Amend the country heading of "Madagascar" to read "Madagascar (Malagasy Republic) (Madagascar, Ste. Marie-De-Madagascar, and Nossi Be)."

B. Under Parcel Post, amend the item *Air parcel post* by striking "No service.", and inserting in lieu thereof "$1.45 first 4 ounces; $0.81 each additional 4 ounces."

IX. In country "Netherlands", under Parcel Post, the tabular information immediately following the item *Air parcel rates* is amended by striking out "3 forms 2966" where it appears under "Postal forms required:" and inserting in lieu thereof "2 forms 2966".

X. In country "Netherlands New Guinea", under Parcel Post, amend the item *Air parcel post* by striking out "No service.", and inserting in lieu thereof "$2.04 first 4 ounces; $1.41 each additional 4 ounces."

XI. In country "New Caledonia and Dependencies", under Parcel Post, amend the item *Air parcel post* by striking out "No service", and inserting in lieu thereof "$1.68 first 4 ounces; $1.04 each additional 4 ounces."

XII. In country "New Guinea (Territory of)", under Parcel Post, amend the item *Air parcel post* by striking out "No service.", and inserting in lieu thereof "$1.75 first 4 ounces; $1.39 each additional 4 ounces."

XIII. In country "Papua, Territory of", under Parcel Post, amend the item *Air parcel post* by striking out "No service.", and inserting in lieu thereof "$1.75 first 4 ounces; $1.39 each additional 4 ounces."

XIV. Amend the country heading of "Persian Gulf Ports" to read "Persian Gulf Ports (British Postal Agencies at Bahrein, Dubai (including Sharja), Muscat and Qatar (Doha and Umm Said))."

XV. In country "Réunion (Bourbon) Island", under Parcel Post, amend the item *Air parcel post* by striking out "No service.", and inserting in lieu thereof "$1.33 first 4 ounces; $0.83 each additional 4 ounces."

XVI. Insert a new country "Rio Muni (Including Corisco and the Elobey Islands)" and the pertinent regulations in the proper alphabetical order of countries therein to read as follows:

RIO MUNI (INCLUDING CORISCO AND THE ELOBEY ISLANDS)

Postal Union Mail

Surface rates, classifications, weight limits and dimensions. See § 168.1

Air rates. (See § 168.1 for classifications, weight limits and dimensions.)

Letters, 25 cents per half ounce.

Single post cards, 10 cents each.

Air letters (aerogrammes), 10 cents each.

Other articles, 61 cents first 2 ounces; 40 cents each additional 2 ounces.

Small packets. Accepted.

Letter packages containing dutiable merchandise. Not accepted.

Registration. Fee, 50 cents. Maximum indemnity, $3.27.

Special delivery. Yes. See § 168.3 for fees and other conditions.

Money orders. No service.

Prohibitions. Same as for Spain.

Parcel Post

Surface parcel rates, including transit charges and surcharges. $0.99 first pound; $0.26 each additional pound.

Air parcel rates, including transit charges. $1.34 first 4 ounces; $0.72 each additional 4 ounces.

Weight limit: 44 pounds.
Sealing: Compulsory.
Group shipments: No.
Registration: No.
Insurance: No.
Postal forms required:
1 Form 2922 (Parcel Post Sticker).
3 Form 2966 (Customs declaration).
1 Form 2972 (Dispatch Note).

Dimensions. Greatest combined length and girth, 6 feet. Greatest length, 3½ feet, except that parcels may measure up to 4 feet in length, on condition that parcels over 42 and not over 44 inches in length do not exceed 24 inches in girth, parcels over 44 and not over 46 inches in length do not exceed 20 inches in girth, and parcels over 46 inches and up to 4 feet in length do not exceed 16 inches in girth.

Indemnity. No provision.

Special handling. Available. See § 168.4.

Observations. Parcels may be addressed to banks or other organizations for ultimate delivery to second addressees. The latter however may not take delivery without written authority from the first addressee, unless the sender arranges for change of address as provided in Part 137 of this Chapter.

Prohibitions and import restrictions. Same as for Spain.

XVII. In country "Sarawak", under Parcel Post, amend the item *Air parcel post* by striking out "No service.", and inserting in lieu thereof "$2.18 first 4 ounces; $1.57 each additional 4 ounces."

XVIII. In country "Sierra Leone", under Parcel Post, amend the item *Air Parcel post* by striking out "No service.", and inserting in lieu thereof "$1.46 first 4 ounces; $0.56 each additional 4 ounces".

XIX. In country "Solomon Islands (Except Bougainville and Buka)", under Parcel Post, amend the item *Air parcel post* by striking out "No service" and inserting in lieu thereof "$1.99 first 4 ounces; $1.43 each additional 4 ounces."

XX. In country "Somalia", as amended by Federal Register document 60–2455, 25 F.R. 2258–2259, amend the item *Air parcel post* by striking out "No service." and inserting in lieu thereof "$1.56 first 4 ounces; $0.78 each additional 4 ounces."

XXI. Delete the country "Spanish Guinea" and the pertinent regulations from the alphabetical list of countries therein. Spanish Guinea has become two Spanish African provinces known as Fernando Po and Rio Muni.

XXII. In the country "Togo", under Parcel Post, amend the item *Air parcel post* by striking out "No service.", and inserting in lieu thereof "$1.15 first 4 ounces; $0.65 each additional 4 ounces.".

XXIII. In the country "Tonga (Friendly) Islands", under Parcel Post, the item *Air parcel post* is amended by striking out "No service.", and inserting in lieu thereof "$1.39 first 4 ounces; $1.03 each additional 4 ounces."

XXIV. Amend the country heading of "Volta Republic" to read "Upper Volta (Republic of)", and redesignate the country and the pertinent regulations in the proper alphabetical order of countries therein.

XXV. In the country "Windward Islands (Dominica, Grenada, The Grenadines, Saint Lucia, and Saint Vincent)", under Parcel Post the item *Air parcel rates* is amended by deleting "Grenada, Grenadines and St. Lucia only." As so amended the item reads as follows:

Air parcel rates. $1.01 first 4 ounces; $0.34 each additional 4 ounces.

XXVI. In "Places Not Included In Alphabetical List of Countries" make the following changes:

A. Delete the following places from the alphabetical listing therein:

Fernando Po Island (Spanish Guinea)
Rio Muni (Spanish Guinea)
Upper Volta (Volta Republic)

B. The following list of places, as they appear in the alphabetical listing therein, are amended as a result of changes in their titles:

1. Annobon Island (Spanish Guinea) amended to Annobon Island (Fernando Po).

2. Corisco Island (Spanish Guinea) amended to Corisco Island (Rio Muni).

3. Elobey Island (Spanish Guinea) amended to Elobey Island (Rio Muni).

4. French West Africa amended to French West Africa (Dahomey, Guinea, Ivory Coast, Mauritania, Niger, Senegal,

Soudanese Republic or Upper Volta Republic).

5. Guinea (Spanish) (Spanish Guinea) amended to Guinea (Spanish) (Fernando Po or Rio Muni).

6. Malgache Republic (Madagascar) amended to Malagasy Republic (Madagascar).

7. Pemba (Zanzibar and Pemba) amended to Pemba (Zanzibar Protectorate).

C. Insert Spanish Guinea (Fernando Po or Rio Muni), and Volta Republic (Upper Volta) in the proper alphabetical listing therein.

(39 U.S. Code, §§ 501, 505)

[SEAL] HERBERT B. WARBURTON,
General Counsel.

[F.R. Doc. 60-8922; Filed, Sept. 23, 1960; 8:48 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 2205]

[Sacramento 057876]

CALIFORNIA

Opening Lands Under Section 24 of the Federal Power Act

1. In DA-966-California issued February 17, 1959, The Federal Power Commission determined that the value of the following-described lands will not be injured or destroyed for purpose of power development by location, entry, or selection under the public land laws subject to section 24 of the Federal Power Act, as amended:

HUMBOLDT MERIDIAN

T. 12 N., R. 6 E.,
Sec 9, SE¼,NE¼.

The area described contains 40 acres in the Klamath National Forest.

(a) Until 10:00 a.m. on December 21, 1960, the national forest lands shall be open only to application by the State of California under any statute or regulation applicable thereto, for the reservation to it or to any of its political subdivisions of any of the lands required as a right-of-way for a public highway or as a source of materials for the construction and maintenance of such highways, as provided by section 24 of the Federal Power Act, as amended.

(b) Commencing at 10:00 a.m. on October 26, 1960, the lands shall be open to such other forms of disposition as may by law be made of national forest lands, subject to the terms and conditions of section 24 of the Federal Power Act, as amended.

FRED G. AANDAHL,
Assistant Secretary of the Interior.

SEPTEMBER 20, 1960.

[F.R. Doc. 60-8895; Filed, Sept. 23, 1960; 8:45 a.m.]

Title 46—SHIPPING

Chapter I—Coast Guard, Department of the Treasury

SUBCHAPTER B—MERCHANT MARINE OFFICERS AND SEAMEN

[CGFR 60-60]

PART 10—LICENSING OF OFFICERS AND MOTORBOAT OPERATORS AND REGISTRATION OF STAFF OFFICERS

Subpart 10.02—General Requirements for All Deck and Engineer Officers' Licenses

RENEWAL OF MASTERS', MATES', OR PILOTS' LICENSES

Pursuant to the notice of proposed rule making published in the FEDERAL REGISTER on February 24, 1960 (25 F.R. 1595), and a Supplement to the Merchant Marine Council Public Hearing Agenda dated April 4, 1960 (CG-249), the Merchant Marine Council held a public hearing on April 4, 1960, for the purpose of receiving comments, views, and data. The proposals considered were identified as Items I through XII, inclusive. This proposal was identified as a part of Item XII, and entitled "Renewal of Masters', Mates', or Pilots' Licenses."

The Coast Guard initiated this change in 46 CFR 10.02-9 with respect to increasing requirements governing renewal of masters', mates', and piolts' licenses in response to a clearly recognized need for obligating all deck officers to remain familiar with the Rules of the Road applicable to the waters for which they are licensed to navigate vessels. The safe navigation of vessels requires the persons in charge of their navigation, i.e., masters, mates, and pilots, to be thoroughly familiar with and able to apply the applicable Rules of the Road to the various situations which arise.

The Merchant Marine Council welcomed and gave careful consideration to all comments and views received concerning these proposals. Significant modifications to the original proposals were made and are explained in detail in a Navigation and Vessel Inspection Circular, which may be obtained upon request from the Commandant (CHS), U.S. Coast Guard, Washington 25, D.C., or from any Coast Guard Marine Inspection Office.

For information and convenience the entire text of 46 CFR 10.02-9 regarding requirements for renewal of licenses as revised is set forth in this document. While this regulation applies to engineer officers as well as masters, mates, and pilots, the basic requirements governing engineer officers are not changed. The changes apply primarily to the requirements for renewal of licenses issued to masters, mates, and pilots. The intent of such changes is to require that licensed deck officers keep abreast of the applicable requirements in the Rules of the Road governing the waters for which they are licensed. The significant changes made in 46 CFR 10.02-9 are as follows:

1. For masters, mates, and pilots who have served under the authority of their licenses, or in positions closely related to the operation of vessels, within the 3 years next preceding the dates of their respective applications for renewal, they may renew their licenses in the same manner as in the past, except that such officers must submit affidavits stating they have read within the 3 months next preceding the dates of their respective applications, the Rules of the Road applicable to the waters for which licensed, and they shall demonstrate their knowledge of the application of such Rules of the Road.

2. For masters, mates, and pilots who have not served under the authority of their licenses, or in positions closely related to the operation of vessels, within 3 years next preceding the dates of their respective applications for renewal, there is no change in the basic requirements, and they will be required, as in the past, to pass an examination on the applicable Rules of the Road before their licenses will be renewed. Such an examination in the case of an officer who has not been actively engaged in his profession has been in effect for many years.

3. In the past, a deck or engineer officer's license could not be renewed prior to 30 days before the date of expiration except in extraordinary circumstances. This 30-day period has been changed to 90 days.

4. The effective date for the changes in the requirements regarding renewal of licenses in 46 CFR 10.02-9, as set forth in this document, is January 1, 1961.

By virtue of the authority vested in me as Commandant, United States Coast Guard, by Treasury Department Orders 120, dated July 31, 1950 (15 F.R. 6521), 167-9, dated August 3, 1954 (19 F.R. 5915), 167-14, dated November 26, 1954 (19 F.R. 8026), 167-20, dated June 18, 1956 (21 F.R. 4894), CGFR 56-28, dated July 24, 1956 (21 F.R. 7605), and 167-38, dated October 26, 1959 (24 F.R. 8857), to promulgate regulations in accordance with the regulations below, the following amendment to § 10.02-9 is prescribed and shall become effective on and after January 1, 1961:

§ 10.02-9 Requirements for renewal of license.

(a) *Duty of applicants.* Applicants for renewals of licenses are charged with the duty of establishing to the satisfaction of the Coast Guard that they possess all of the qualifications necessary before they shall be issued a renewal of license.

(1) *Written application.* The Officer in Charge, Marine Inspection, shall, before granting renewal of a license, require the applicant to make written application on Coast Guard Form CG-3479.

(b) *Application for renewal.* The applicant for renewal shall appear in person before an Officer in Charge, Marine Inspection, except as provided in paragraph (g) of this section.

(c) *Fitness.* No license shall be renewed if title has been forfeited or facts which would render a renewal improper have come to the attention of the Coast Guard.

(d) *Period of grace.* (1) A license shall be renewed within 12 months after the date of expiration as shown on the license held, except when applicant's license has expired beyond the 12 month period of grace during the time of the holder's service with the Armed Forces or the Merchant Marine and there was no reasonable opportunity for renewal. The period of such service following the date of expiration as shown on the license shall be added to the 12 month period of grace.

(2) No license shall be renewed more than 90 days in advance of the date of expiration thereof, unless there are extraordinary circumstances that justify a renewal beforehand, in which case the reasons therefor must appear in detail upon the records of the Officer in Charge, Marine Inspection, renewing the license.

(e) *Masters', mates', or pilots' licenses.* (1) Every Officer in Charge, Marine Inspection, shall, before renewing an existing license to a master, mate, or pilot who has served under the authority of his license within the three years next preceding the date of application for renewal, or who has been employed in a position closely related to the operation of vessels during the same three year period, require that such licensed officer present an affidavit that he has read within the three months next preceding the date of application the Rules of the Road applicable to the waters for which he is licensed and demonstrate his knowledge of the application of the Rules of the Road.

(2) Every Officer in Charge, Marine Inspection, shall, before renewing an existing license to a master, mate, or pilot who has not served under the authority of his license within the three years next preceding the date of application for renewal, or who has not been employed in a position closely related to the operation of vessels during the same three year period, satisfy himself that such licensed officer is thoroughly familiar with the Rules of the Road applicable to the waters for which he is licensed. A written examination may be required for this purpose, or the applicant may be examined orally and a summary of the oral examination placed in the officer's license file.

(f) *Physical requirements.* (1) No license as master, mate, or pilot shall be renewed except upon the official certificate of a medical officer of the United States Public Health Service that the color sense of the applicant is normal. Applicants for renewal of license as engineer shall not be subject to examination as to ability to distinguish colors.

(2) The test for color vision shall be by means of the "Stillings" test, or failing that, by means of the "Williams" lantern test. A person failing the "Stillings" test and wishing to qualify by the lantern test shall, if the Public Health Station at which he is undergoing test is not equipped with a lantern, pay his own expenses to journey to such station as is equipped with same.

(3) In the event an applicant for renewal of license as master, mate, or pilot is pronounced color blind, the Officer in Charge, Marine Inspection, may grant him a license limited to service during daylight only.

(4) In the event it is found that an applicant for renewal of license obviously suffers from some physical or mental infirmity to a degree that, in the opinion of the Officer in Charge, Marine Inspection, would render him incompetent to perform the ordinary duties of an officer at sea, the applicant shall be required to undergo an examination by a medical officer of the Public Health Service to determine his competency. If the applicant subsequently produces a certificate from the Public Health Service to the effect that his condition has improved to a satisfactory degree, or is normal, he shall be qualified in this respect.

(5) Nothing contained in this section shall debar an applicant who has lost the sight of one eye from securing a renewal of his license, provided he is qualified in all other respects, and the vision in his one eye passes the test required for the better eye of an applicant possessed of both eyes.

(6) In exceptional cases where an applicant would be put to great inconvenience or expense to appear before a medical officer of the United States Public Health Service, the physical examination or certification may be made by another reputable physician.

(g) *Renewal by mail.* Where an applicant for renewal would be put to great inconvenience or expense to appear in person before an Officer in Charge, Marine Inspection, or is engaged in a service that necessitates his continuous absence from the United States, his existing license may be renewed by forwarding the following documents to the Officer in Charge, Marine Inspection, of the office which issued the license to be renewed:

(1) A letter of transmittal indicating reasons for not appearing in person and stating to the best of his knowledge no physical incapacity exists, together with a properly executed application on Coast Guard Form CG–3479;

(2) The oath of office on the form prescribed by the Coast Guard which has been duly executed before a person authorized to administer oaths;

(3) The license to be renewed; and,

(4) In the case of the renewal of a master's, mate's, or pilot's license:

(i) Certification by a United States Public Health Service Medical Officer or other reputable physician that color sense is normal; and,

(ii) Documentary evidence of service under authority of license within the three years next preceding the date of application or evidence of employment in a position closely related to the operation of vessels within the same three year period, together with an affidavit that the applicant has read within the three months next preceding the date of application the Rules of the Road applicable to the waters for which he is licensed and demonstration of his knowledge of the application of the Rules of the Road.

(h) *Reissue of expired license.* (1) Whenever an applicant shall apply for renewal of his license for the same grade, after 12 months after date of its expiration, he shall be required to pass an examination for the same grade of license, of such length and scope as will, in the judgment of the Officer in Charge, Marine Inspection, be sufficient to demonstrate adequately the continued professional knowledge of the examinee, except no professional examination will be required provided the license expired during the time of the holder's service with the armed forces or the merchant marine, and there was no reasonable opportunity for renewal. The Officer in Charge, Marine Inspection may require a written examination for this purpose.

(2) The renewed license shall receive the next higher number of issue of present grade and for the number of issue of all grades.

(R.S. 4405, as amended, 4462, as amended, 46 U.S.C. 375, 416. Interpret or apply R.S. 4417a, as amended, 4426, as amended, 4427, as amended, 4438–4442, as amended, 4445, as amended, 4447, as amended, sec. 2, 29 Stat. 188, as amended, sec. 1, 34 Stat. 1411, secs. 1, 2, 49 Stat. 1544, 1545, as amended, sec. 7, 53 Stat. 1147, as amended, secs. 7, 17, 54 Stat. 165, as amended, 166, as amended, sec. 3, 54 Stat. 346, as amended, secs. 2, 3, 68 Stat. 484, 675, sec. 3, 70 Stat. 152; 46 U.S.C. 391a, 404, 405, 224, 224a, 226, 228, 229, 214, 231, 233, 225, 237, 367, 247, 526f, 526p, 1333, 239b, 50 U.S.C. 198, 46 U.S.C. 390b)

Dated: September 14, 1960.

[SEAL] A. C. RICHMOND,
Admiral, U.S. Coast Guard,
Commandant.

[F.R. Doc. 60–8904; Filed, Sept. 23, 1960; 8:46 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[FCC 60–1141]

COMMUNICATIONS ACT AMENDMENTS, 1960

SEPTEMBER 21, 1960.

On September 13, 1960, the President signed "An Act to promote the public interest by amending the Communications Act of 1934, to provide a pre-grant procedure in case of certain applications; to impose limitations on payoffs between applicants; to require disclosure of payments made for the broadcast of certain matter; to grant authority to impose forfeitures in the broadcast service; and to prohibit deceptive practices in contests of intellectual knowledge, skill, or chance; and for other purposes." The various provisions of the Act are effective as of the date of enactment except that those provisions prescribing the new pre-grant procedure for broadcast, common carrier and certain specified safety and special radio service applications (section 309 of the Act, as amended) and requiring applicants for authorizations in the broadcast service to give notice in the principal area to be served by the station of the filing of the application and of any designation of the application for hearing (section 311 of the Act, as amended) are to be effective 90 days

after the date of enactment of the law, i.e., on December 12, 1960.

The Commission wishes to notify all interested parties that, to the extent that its rules and regulations or interpretations are inconsistent with those provisions of the new Act which are now in effect, the rules and regulations and interpretations will be considered to be superseded thereby. Amendments to the rules and regulations to bring them into full conformity with and where necessary to implement the new Act, will be issued as soon as practicable.

The Commission wishes to call particular attention to the amendments to section 317 and to the new section 508 of the Act which concern announcement and disclosure of certain payments with respect to matter broadcast. Until such time as rule making proceedings are concluded to implement these sections of the Act, the Commission will interpret and enforce those provisions in light of the explanation and examples set forth in the Report of the House Committee on Interstate and Foreign Commerce, which accompanied S. 1898 (H. Rept. No. 1800, 86th Cong., 2d Sess., pp. 17–25). For the information and convenience of interested parties the examples contained in the House Report to illustrate the intended effect of the new section 317(a)(1) are attached hereto.[1]

In a public notice released March 16, 1960 (FCC 60–239), the Commission announced its interpretation of the requirements of section 317 of the Communications Act as it stood prior to the amendment enacted on September 13, 1960. The amendments to sections 317 and 508 make portions of the Public Notice no longer applicable. In the interim, until the Commission has had an opportunity to restudy the whole matter carefully, and to make further interpretative and clarifying announcement and rules, the attention of all persons concerned is invited to the attached excerpts from the House Committee Report, which furnish useful indications of Congressional intent underlying the September 13, 1960, amendments to the Communications Act.

The Commission is undertaking a thorough review of the question of sponsorship identification of the broadcast material and as soon as possible will proceed with appropriate steps including initiation of rule making, for purposes of affording the maximum possible guidance to the industry. Simultaneous with the issuance of this Notice, the Commission is issuing an Order withdrawing its Notice of Inquiry and closing the proceedings in Docket No. 13454, which had been instituted under the former provisions of the Communications Act.

The broadcast rules relating to sponsorship identification of broadcast material (§§ 3.119, 3.289, 3.654, and 3.789) will remain in effect until revised, except insofar as they are superseded by the provisions of section 317 of the Act, as amended. Specifically, paragraph (a) of each of the cited sections of the rules will be applied in the light of the new proviso introduced in section 317(a)(1) which reads as follows: *"Provided,* That 'service or other valuable consideration' shall not include any service or property furnished without charge or at a nominal charge for use on, or in connection with, a broadcast unless it is to be furnished in consideration for an identification in a broadcast of any person, product, service, trademark, or brand name beyond an identification which is reasonably related to the use of such service or property on the broadcast."

Adopted: September 20, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60–8912; Filed, Sept. 23, 1960; 8:47 a.m.]

[1] Filed as part of the original document.

[Docket No. 13655; FCC 60–1118]

PART 2—FREQUENCY ALLOCATIONS AND RADIO TREATY MATTERS; GENERAL RULES AND REGULATIONS

PART 11—INDUSTRIAL RADIO SERVICES

Use of Certain Band by Non-Government Radiolocation Service

In the matter of amendment of Parts 2 and 11 of the Commission's rules to provide for the use of the band 10,000–10,500 Mc by the non-Government radiolocation service, Docket No. 13655, RM–175.

1. On July 7, 1960, the Commission adopted a notice of proposed rule making in the above-entitled matter which was released on July 12, 1960, and published in the FEDERAL REGISTER on July 15, 1960 (25 F.R. 6705).

2. The period for filing comments and reply comments in this matter expired on August 29, 1960. Comments were received from Geophysical Service, Inc., Michael Baker, Jr., Inc., Lockwood, Kessler and Bartlett, Inc., Fairchild Aerial Surveys, Inc., Gandolfo, Kuhn and Walker, Meissner Engineers, Inc., Clair A. Hill and Associates, The Mark Hurd Aerial Surveys, Inc., and Tellurometer, Inc.

3. All comments received favored adoption of the proposal to make the frequency band 10,000–10,500 Mc available to the non-Government radiolocation service under the conditions stipulated in the notice of proposed rule making of July 12, 1960.

4. In view of the foregoing: *It is ordered,* That, pursuant to the authority contained in sections 303 (c), (f) and (r) of the Communications Act of 1934, as amended, Parts 2 and 11 of the Commission's Rules are amended, effective November 1, 1960, as set forth below.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U.S.C. 303)

Adopted: September 20, 1960.

Released: September 21, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

1. Part 2 is amended as follows:

1. In § 2.1, in alphabetical order, the definition "Radiodetermination" is added; the definitions "Radiolocation" and "Radiolocation service" are revised; and the definition "Radiolocation station" is deleted and superseded by "Radiolocation land station" and "Radiolocation mobile station", as follows:

§ 2.1 Definitions.

* * * * *

Radiodetermination. The determination of position, or the obtaining of information relating to position, by means of the propagation of radio waves.

* * * * *

Radiolocation. Radiodetermination used for purposes other than those of radionavigation.

Radiolocation service. A radiodetermination service involving the use of radiolocation.

Radiolocation land station. A station in the radiolocation service not intended to be used while in motion.

Radiolocation mobile station. A station in the radiolocation service intended to be used while in motion or during halts at unspecified points.

2. In § 2.104(a)(5), the table of frequency allocations is amended by changing the entries in Columns 8, 9, and 11 for the band 10,000–10,500 Mc; Footnote US127 is revised; and new Footnote NG59 is added, as follows:

§ 2.104 Frequency allocations.

(a) * * *

(5) * * *

Band (Mc)	Allocation	Band (Mc)	Service	Class of Station	Frequency	Nature {OF SERVICES / of stations
5	6	7	8	9	10	11
10000–10500	G, NG, (US127)	10000–10500	Amateur. Radiolocation. (NG59).	Amateur. Radiolocation land. Radiolocation mobile.	----------	AMATEUR. RADIOLOCATION.

* * * * * * *

US127 The band 10000–10500 Mc is limited to CW systems. The amateur service and non-Government radiolocation service, which shall not cause harmful interference to the Government radiolocation service, are the only non-Government services permitted in this band. The non-Government radiolocation service is limited to survey operations using transmitters with a power not to exceed one watt into the antenna.

* * * * * * *

NG59 Non-Government stations in the radiolocation service shall not cause harmful interference to the amateur service.

II. Part 11 is amended as follows:

1. Section 11.3, *Definition of terms*, is amended by the addition of new definitions as follows:

§ 11.3 **Definition of terms.**

* * * * *

(y) *Radiolocation land station.* A station in the radiolocation service not intended to be used while in motion.

(z) *Radiolocation mobile station.* A station in the radiolocation service intended to be used while in motion or during halts at unspecified points.

2. Section 11.607 is amended by the addition of a new paragraph (h), as follows:

§ 11.607 **Frequencies available.**

* * * * *

(h) Radiolocation Land Stations and Radiolocation Mobile Stations in this service may be authorized to use frequencies in the band 10000–10500 Mc, for CW emission only, upon condition that no harmful interference is caused to other users of this band; and upon further condition that such stations in the radiolocation service operating in this band must accept any harmful interference that may be experienced from the operation of other services in this band. The non-Government radiolocation service is limited to survey operations using transmitters with a power not to exceed one watt into the antenna.

[F.R. Doc. 60–8910; Filed, Sept. 23, 1960; 8:46 a.m.]

[FCC 60–1139]

PART 10—PUBLIC SAFETY RADIO SERVICES

Clarification of Eligibility in the Local Government Radio Service

SEPTEMBER 21, 1960.

Section 10.551 of the Commission's rules states that authorizations in the Local Government Radio Service will be issued "only to territories, possessions, states, other governmental subdivisions including counties, cities, towns and similar governmental entities." This service was established to enable those eligible, either to handle all administrative traffic on a single frequency or to conduct all their public safety communications on a single channel. Larger entities may now keep their existing police, fire, etc. radio systems free from non-essential communications while smaller entities may be spared the expense of maintaining separate police, fire, etc. radio systems.

Response to the establishment of this service has exceeded the Commission's expectations resulting in some areas in a dearth of available frequencies. Although the Commission has recently issued a notice of proposed rule making, Docket No. 13754, which would make available 16 additional frequencies to this service, it is anticipated that all frequencies will be utilized to their fullest extent in the near future. It should be noted that the stringent frequency coordination requirements which apply to these frequencies also contribute in part to their limited availability.

In addition to the large number of applications received from states, cities, and towns, the Commission has also received many requests for authorizations from school districts, sanitation districts, park authorities, state universities and turnpike authorities. These applicants all represent themselves as governmental entities and thus analogous to city, state or town. In most instances, the Commission returned these applications drawing a distinction between a governmental entity and an agency or arm of government and suggested that they reapply in the name of their parent entity. Thus, an application filed originally in the name of the "X school district" was in many cases later granted to "the County of X."

Some of these applications were accompanied by showings that the applicant had many of the powers normally associated with an independent governmental entity. Some, for example, had the right to levy taxes, be governed by elected officials, and their geographic boundaries cut across and were a part of other governmental subdivisions. In such cases where it appeared that the applicant had demonstrated a sufficient degree of governmental independence, the Commision granted the applications. In this way, certain of the school, mosquito control and santitation districts referred to above were authorized.

However, an increasing number of these applications plus the large complement of requests from cities, states and towns, etc. has caused the Commission to re-evaluate the eligibility classification set forth in § 10.551. To permit a school or sanitation district to utilize one of the scarce local government frequencies for a single purpose does not appear to enhance further efficient usage of the spectrum. The Commission has endeavored in the Local Government Radio Service to meet the needs of the multitude of these quasi-governmental entities, recognizing that they perform public services. However, the Commission can no longer pursue a policy which does not recognize the necessity for priority of assignment and provide frequencies for these agencies at the expense of those governmental entities referred to in the rules.

Therefore, the Commission announces that for the purpose of determining eligibility in the Local Government Radio Service the phrases "other governmental subdivisions" and "similar governmental entities" will be strictly construed. Such entities as villages, boroughs and the like will be regarded as eligible while school districts, park authorities and others with similarly limited governmental powers and responsibilities will not be eligible. It should be noted that in most cases, these quasi-governmental entities may obtain authorizations through their parent entity or may apply in the Business or Citizens Radio Service. Should the frequency situation improve, the Commission will then reconsider this position.

Adopted: September 20, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60–8911; Filed, Sept. 23, 1960; 8:47 a.m.]

Title 50—WILDLIFE

Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

PART 32—HUNTING

Willapa National Wildlife Refuge, Washington

The following special regulation is issued.

§ 32.32 **Special regulations; big game for individual wildlife refuge areas.**

WASHINGTON

WILLAPA NATIONAL WILDLIFE REFUGE

Hunting of big game on the Willapa National Wildlife Refuge, Washington, is permissible only under the following conditions:

(a) Species permitted to be taken: Deer and bear.

(b) Open season: October 9 through November 2, 1960.

(c) Bag limits: As prescribed by State regulations, two bear and one deer per season.

(d) Methods of hunting:

1. Weapons: Bow and arrow only may be used.

(e) Description of areas open to hunting:

Hunting is permitted in accordance with (a) above on the posted area which comprises approximately 3,400 acres and 46 percent of the total refuge and which is described as follows:

That portion of the refuge designated as Long Island.

(f) Other provisions:

(1) The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32.

(2) A Federal permit is not required to enter the public hunting area.

(3) Checking stations: Hunters will report at such checking stations as may be designated when entering or leaving the area.

(4) The provisions of this special regulation are effective October 9 through November 2, 1960.

RICHARD E. GRIFFITH,
Acting Regional Director, Bureau of Sport Fisheries and Wildlife.

SEPTEMBER 19, 1960.

[F.R. Doc. 60–8894; Filed, Sept. 23, 1960; 8:45 a.m.]

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Internal Revenue Service

[26 CFR Part 40]

EXCESS PROFITS CREDIT OF REGULATED PUBLIC UTILITIES

Notice of Proposed Rule Making

Notice is hereby given, pursuant to the Administrative Procedure Act, approved June 11, 1946, that the regulations set forth in tentative form below are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury or his delegate. Prior to the final adoption of such regulations, consideration will be given to any comments or suggestions pertaining thereto which are submitted in writing, in duplicate, to the Commissioner of Internal Revenue, Attention: T:P, Washington 25, D.C., within the period of 30 days from the date of publication of this notice in the FEDERAL REGISTER. Any person submitting written comments or suggestions who desires an opportunity to comment orally at a public hearing on these proposed regulations should submit his request, in writing, to the Commissioner within the 30-day period. In such a case, a public hearing will be held and notice of the time, place, and date will be published in a subsequent issue of the FEDERAL REGISTER. The proposed regulations are to be issued under the authority contained in section 3791 of the Internal Revenue Code of 1939 (53 Stat. 467; 26 U.S.C. 3791).

DANA LATHAM,
Commissioner of Internal Revenue.

In order to conform Regulations 130 (26 CFR (1939) Part 40) to the principle involved in the decision in Louisville Gas and Electric Company v. United States (1960) Ct. Cl. No. 65–59, and to make certain clarifying changes, paragraph (e) (2) of § 40.448–2 of such regulations, as amended by Treasury Decision 5983, approved February 10, 1953, is further amended to read as follows:

§ 40.448–2 Definitions.

* * * * *

(e) *Adjusted invested capital.* * * *

(2) In the case of a corporation described in paragraph (a) (1) (i) or (ii), (2), or (4) of this section, if the corporate books of account are maintained in accordance with systems of accounts prescribed by an appropriate regulatory body (or, if not so prescribed, are maintained in accordance with the uniform systems of accounts prescribed by the Federal Power Commission or the National Association of Railway and Utility Commissioners), the adjusted invested capital for such taxable year shall be the sum of the average outstanding common and preferred capital stock accounts for the taxable year and the average capital surplus and earned surplus accounts for such taxable year, as properly recorded on the corporate books of account. The following rules shall apply for the purpose of this paragraph:

(i) The determination of the capital surplus and earned surplus accounts shall be based upon the amounts properly recorded on the corporate books of account and made in accordance with the system of accounts so maintained.

(ii) The term "an appropriate regulatory body" as used in this section means a regulatory body described in section 448(c)(1) and in paragraph (a)(1) of this section, under whose jurisdiction the corporation operates.

(iii) The average of any account (such as the common stock account or the capital surplus account) shall be the sum, divided by the number of days in the taxable year, of the amount of such account as of the beginning of each day of the taxable year.

(iv) If the adjusted invested capital for any taxable year is computed by the method prescribed by this paragraph, the taxpayer must attach a statement to its return for such taxable year setting forth all the facts which require the use of such method.

[F.R. Doc. 60–8921; Filed, Sept. 23, 1960; 8:48 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 1004]

[Docket No. AO–271–A4]

MILK IN CENTRAL ARIZONA MARKETING AREA

Notice of Hearing on Proposed Amendments to Tentative Marketing Agreement and Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of a public hearing to be held at the Ramada Inn, 3825 East Van Buren St., Phoenix, Arizona, beginning at 10:00 a.m. m.s.t., on October 5, 1960, with respect to proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Central Arizona marketing area.

The public hearing is for the purpose of receiving evidence with respect to the economic and marketing conditions which relate to the proposed amendments, hereinafter set forth, and any appropriate modifications thereof, to the tentative marketing agreement and to the order.

The proposed amendments, set forth below, have not received the approval of the Secretary of Agriculture.

Proposed by the United Dairymen of Arizona:

Proposal No. 1. Delete the provisions of § 1004.7 and substitute therefor the following:

§ 1004.7 Producer.

"Producer" means any person, other than a producer-handler who produces milk pursuant to the requirements specified in paragraph (a) or in paragraph (b) of this section, which milk is received directly from the farm at a pool plant or is caused to be diverted by a cooperative association or by a handler from a pool plant to a non-pool plant during any month of December through April or for not more than eight days production during any other month:

(a) Produces milk, on a dairy farm subject to the regular inspection by a duly constituted state or municipal health authority, under a dairy farm permit or rating issued by such authority for the production of milk to be disposed of for fluid consumption.

(b) Produces milk which is acceptable to an agency of the Federal Government for fluid consumption in its institutions or bases. "Producer" does not mean any dairy farmer with respect to milk received by a handler who is partially exempted from the provisions of this part pursuant to § 1004.61 or any dairy farmer with respect to milk received at a pool plant or non-pool plant during any month of May through November unless not more than eight days' production of such dairy farmer's milk was diverted to a non-pool plant during such month.

Proposal No. 2. Delete the provisions of § 1004.8 and substitute therefor the following:

§ 1004.8 Pool plant.

"Pool plant" means any milk plant:

(a) Approved by a duly constituted state or municipal health authority or an agency of the United States Government located within the marketing area for the receipt or processing of Grade A milk from which during the month:

(1) There are disposed of on routes fluid milk products equal to not less than 50 percent of the total receipts at the plant from dairy farmers meeting the inspection requirements described in § 1004.7 and other fluid milk products qualified for distribution as fluid milk products received at the plant; and

(2) There are disposed of on routes in the marketing area fluid milk products which are not less than 50 percent of the total fluid milk product distribution from the plant on routes and which average not less than 600 pounds per day.

(b) Any plant which ships fluid milk products approved by any health authority having jurisdiction in the mar-

keting area as eligible for distribution under a Grade A label in a volume equal to not less than 50 percent of its receipts of milk (from dairy farmers who would be producers if this plant qualified as a pool plant) in the current month during the period of July through October or 20 percent in the current month during the period of November through June to a plant specified in paragraph (a) of this section: *Provided,* That if a plant qualifies in each of the months of July through October in the manner prescribed in this section such plant shall upon written application to the Market Administrator on or before October 31 following such compliance be designated as a pool plant until the end of the following June.

(c) A milk plant located within the marketing area at which milk may be received from the farms of dairy farmers holding permits or authorization issued by health authorities having jurisdiction in the marketing area and which is operated by a cooperative association qualified under § 1004.5 of this part, which has member producers whose milk is received at the pool plants of other handlers in the marketing area: *Provided,* That the cooperative association supplies at least 75 percent of the milk from all of its members to handlers within the marketing area.

(d) For the purpose of this definition milk diverted from a pool plant to a non-pool plant shall be deemed to have been received at the plant to which such milk was diverted.

Proposal No. 3. Amend § 1004.10 by deleting the language in paragraph (b) and substituting therefor the following:

(b) A cooperative association with respect to the milk of any producer which such cooperative association causes to be diverted to a non-pool plant for the account of such cooperative association.

Proposal No. 4. Amend § 1004.41(b)(3) by changing the comma which follows the words "livestock feed" to a semicolon and delete the words "or dumped after prior notification to and opportunity for verification by the Market Administrator;".

Proposal No. 5. Amend § 1004.43(d) by deleting the words "or in Imperial County, California.".

Proposal No. 6. Delete § 1004.43(d)(3) therein and substitute the following:

(3) Not less than an equivalent amount of skim milk and butterfat was actually so utilized in the non-pool plant or in a second non-pool plant located within the marketing area to which a transfer was made: *Provided,* That if it is found that an equivalent amount of skim milk and butterfat was not actually utilized in such first or second non-pool plant or plants during the month in the use indicated, the pounds transferred in excess of such actual use shall be classified as Class I milk;

Proposal No. 7. Amend § 1004.43(e) by deleting the words "and not in Imperial County, California" changing the comma to a period after the phrase "Class I milk" and strike the language beginning with the phrase "except that cream so transferred * * *.".

Proposal No. 8. Review the provisions of § 1004.51(a) and particularly with reference to the minimum and maximum amount of the supply-demand adjustment, the range from minimum to maximum of the standard utilization percentages, the seasonality of the standard utilization percentages and the rate of adjustment associated with changes in the net deviation percentages.

Proposal No. 9. Delete § 1004.62.

Proposal No. 10. Add a new section as follows:

§ 1004.63 Handler operating a non-pool plant.

In lieu of the payments required pursuant to § 1004.80 through § 1004.86, each handler who operates during the month a non-pool plant from which is disposed of in the marketing area on a route(s) Class I milk in an amount greater than an average of 600 pounds per day, shall pay to the market administrator on or before the 25th day after the end of the month, the amounts calculated pursuant to paragraph (a) of this section unless the handler elects at the time of reporting pursuant to § 1004.30 to pay the amounts computed pursuant to paragraph (b) of this section:

(a) The following amounts:

(1) To the Producer Settlement Fund an amount equal to the value of all skim milk and butterfat disposed of as Class I milk on routes in the marketing area at the Class I price applicable at the location of such handler's plant less the value of such skim milk and butterfat at the Class II price; and

(2) As his share of the expense of administration the rates provided in § 1004.86 with respect to Class I milk so disposed of in the marketing area.

(b) The following amounts:

(1) To the Producer Settlement Fund any plus amounts remaining after deducting from the value that would have been computed pursuant to § 1004.70 if such handler had operated a pool plant the gross payments made by such handler for milk received during the month from Grade A dairy farmers at such plant or at any plant which serves as a supply plant for it; and

(2) As his share of the expenses of administration an amount equal to that which would have been computed pursuant to § 1004.86 had such plant been a pool plant.

Proposal No. 11. Amend § 1004.70(c) by adding a "proviso" as follows: "If handlers purchase no milk from producers and purchase milk from other handlers, add the amount computed by adding the difference between the appropriate Class II price for the preceding month and the appropriate Class I milk price for the current month by the hundredweight of skim milk and butterfat allocated in Class II milk pursuant to § 1004.45 (a)(5) and (b) for the preceding month or the hundredweight of skim milk and butterfat subtracted from Class I milk pursuant to § 1004.45 (a)(4) and (b) for the current month, whichever is less."

Proposal No. 12. Amend § 1004.70(d) to read as follows:

(d) If any other source milk has been subtracted from Class I pursuant to § 1004.45(a)(2) and (3) and corresponding paragraph (b) and was not subject to the Class I pricing provision of another Federal order, add an amount equal to the difference between its value at the Class I price applicable at the location of such handler's plant and the Class II price for the current month.

Proposal No. 13. Amend § 1004.80(1) by adding after the word "than" the words "1⅓ times".

Proposed by the Federated Producers Association:

Proposal No. 14. Amend § 1004.85(a) by changing "5 cents" in lines five and eight to "3 cents".

Proposed by the Co-op Dairy, Inc.:

Proposal No. 15. Change the order to provide for an individual handler pool.

Proposed by the Dairy Division, Agricultural Marketing Service:

Proposal No. 16. Clarify order language as follows:

(a) In § 1004.15 add the word "or" between the words "milk" and "skim milk" in line 6.

(b) In § 1004.32 after the phrase "available to the market administrator", insert the phrase "or his representative".

(c) In § 1004.41(a)(1) delete the phrase "from the plant".

(d) In § 1004.45(a)(3) after the phrase "the pounds of skim milk" insert the phrase "in other source milk".

(e) In § 1004.70(a) after the first semicolon (;) delete the phrase "and add any amount necessary to reflect adjustments in location differential allowance required pursuant to the proviso of § 1004.53;".

(f) In § 1004.70(c) immediately preceding the semicolon (;) insert the phrase "whichever is less".

(g) Delete § 1004.75(b) and redesignate (c) and (d) as (b) and (c), respectively.

Proposal No. 17. Make such changes as may be necessary to make the entire marketing agreement and the order conform with the amendments thereto that may result from this hearing.

Copies of this notice of hearing and the order may be procured from the Market Administrator, 2617 North 24th Street, Phoenix, Arizona, or from the Hearing Clerk, Room 112, Administration Building, United States Department of Agriculture, Washington 25, D.C., or may be there inspected.

Issued at Washington, D.C., this 20th day of September 1960.

ROY W. LENNARTSON,
Deputy Administrator.

[F.R. Doc. 60-8903; Filed, Sept. 23, 1960; 8:46 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 507]

[Regulatory Docket 512]

AIRWORTHINESS DIRECTIVES

Notice of Proposed Rule Making

Pursuant to the authority delegated to me by the Administrator, (14 CFR

Part 405); notice is hereby given that the Federal Aviation Agency has under consideration a proposal to amend Part 507 of the regulations of the Administrator to include an airworthiness directive requiring modification of the fuel cell vent tubes on Piper PA–24 and PA–24 "250" aircraft to prevent the possibility of interruption of fuel flow should the tubes become obstructed.

Interested persons may participate in the making of the proposed rule by submitting such written data, views or arguments as they may desire. Communications should be submitted in duplicate to the Docket Section of the Federal Aviation Agency, Room B–316, 1711 New York Avenue NW., Washington 25, D.C. All communications received on or before October 25, 1960, will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in light of comments received. All comments submitted will be available, in the Docket Section, for examination by interested persons when the prescribed date for return of comments has expired. This proposal will not be given further distribution as a draft release.

This amendment is proposed under the authority of sections 313(a), 601 and 603 of the Federal Aviation Act of 1958 (72 Stat. 752, 775, 776; 49 U.S.C. 1354(a), 1421, 1423).

In consideration of the foregoing, it is proposed to amend § 507.10(a) (14 CFR Part 507), by adding the following airworthiness directive:

PIPER. Applies to Piper PA–24 and PA–24 "250" aircraft Serial Numbers 24–1 to 24–2161, inclusive.

Compliance required within the next 10 hours of operation or at the next periodic inspection, whichever occurs first.

To prevent any interruption in fuel flow should the vent tubes become obstructed, the two fuel cell vent tubes which are located under the wings shall be modified in the following manner:

Drill an 0.098-inch diameter hole (#40 drill) in the aft side of each tube three-fourths of an inch from the end.

(Piper Service Bulletin No. 193 covers this subject.)

Issued in Washington, D.C., on September 16, 1960.

GEORGE C. PRILL,
Acting Director,
Bureau of Flight Standards.

[F.R. Doc. 60–8892; Filed, Sept. 23, 1960; 8:45 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

[29 CFR Parts 601, 670, 678]

[Administrative Order No. 539]

VARIOUS INDUSTRIES IN PUERTO RICO

Appointment To Investigate Conditions and Recommend Minimum Wages; Notice of Hearing

Pursuant to authority contained in the Fair Labor Standards Act of 1938, as amended (52 Stat. 1060, as amended; 29 U.S.C. 201 et seq.), and Reorganization Plan No. 6 of 1950 (64 Stat. 1263; 3 CFR, 1949-53 Comp., p. 1004), I hereby appoint, convene, and give notice of the hearings of Industry Committee No. 50–A for the Shoe and Related Products Industry in Puerto Rico; Industry Committee No. 50–B for the Chemical, Petroleum, Rubber, and Related Products Industry in Puerto Rico; and Industry Committee No. 50–C for the Stone, Clay, Glass, Cement, and Related Products Industry in Puerto Rico.

Industry Committee No. 50–A is composed of the following representatives:

For the public

John D. Stewart, Chairman, Washington, D.C.
Jacob Seidenberg, Falls Church, Va.
Luz M. Torruellas, Rio Piedras, Puerto Rico.

For the employees

Herbert D. Dawson, Akron, Ohio.
George O. Fecteau, Washington, D.C.
Osiris R. Sanchez-Vazquez, San Juan, Puerto Rico.

For the employers

Robert A. Bristol, Ponce, Puerto Rico.
Luis Benitez-Carle, Manati, Puerto Rico.
Robert E. Friedrich, New York, N.Y.

For the purpose of this order, the Shoe and Related Products Industry in Puerto Rico is defined as follows:

The manufacture or partial manufacture of footwear from any material and by any process, except footwear made by knitting, crocheting, vulcanizing of the entire article, vulcanizing of soles to uppers other than leather, or molding of plastic, including, but without limitation, shoes, slippers, sandals, moccasins, boots, boot tops, puttees (except spiral puttees), athletic shoes, burial shoes, and shoes completely rebuilt in a shoe factory; the manufacture from any material (except rubber, composition of rubber, or plastic molded to shape) of cut stock and findings for footwear, including, but without limitation, heels (except wood heel blocks), linings, vamps, quarters, outsoles, midsoles, insoles, taps, lifts, rands, toplifts, bases, shanks, box toes, counters, stays, stripping, sock linings, heel pads, pasted shoe stock, and bows, ornaments, and trimmings designed exclusively for use on shoes; and the manufacture of boot and shoe patterns.

Industry Committee No. 50–B is composed of the following representatives:

For the public

John D. Stewart, Chairman, Washington, D.C.
Jacob Seidenberg, Falls Church, Va.
Luz M. Torruellas, Rio Piedras, Puerto Rico.

For the employees

Herbert D. Dawson, Akron, Ohio.
George O. Fecteau, Washington, D.C.
Osiris R. Sanchez-Vazquez, San Juan, Puerto Rico.

For the employers

Maurice Nagle, Canovanas, Puerto Rico.
John Padilla, Hato Rey, Puerto Rico.
Robert E. Friedrich, New York, N.Y.

For the purpose of this order, the Chemical, Petroleum, Rubber, and Related Products Industry in Puerto Rico is defined as follows:

(a) The manufacture or packaging of chemicals, drugs, medicines, toilet preparations, cosmetics, and related products; the mining or other extraction or processing of any mineral used in the production of the foregoing; the mining or other extraction of petroleum, coal, or natural gases and the manufacture of products therefrom; the manufacture of all products made chiefly of natural, synthetic, or reclaimed rubber or latex; and the manufacture or partial manufacture of footwear by vulcanizing the entire article or by vulcanizing of soles to uppers other than leather: *Provided, however,* That the industry shall not include any activity included in the men's and boys' clothing and related products industry, the children's dress and related products industry, the corsets, brassieres, and allied garments industry, the needlework and fabricated textile products industry, the alcoholic beverage and industrial alcohol industry, and the food and related products industry, as defined in the wage orders for those industries, and any activity performed in the capacity of a public utility: *And provided, further,* That the industry shall not include any of the activities defined and described in 29 CFR 670.2(a).

(b) The products of this industry include, among others: Primary plastic materials such as sheets, rods, tubes, filaments, granules, powders, and liquids; soap and glycerin; cleaning and polishing preparations; paints, varnishes, colors, dyes, inks, putty, and fillers; wood distillation and naval stores; vegetable and animal oils and fats; candles; glue and gelatin; compressed and liquefied gases; insecticides and fungicides; salt; explosives; fireworks and pyrotechnics; coke and coke-oven byproducts; paving mixtures and blocks containing asphalt, creosote, or tar; fuel briquettes; roofing felts and coatings; asphalt tile, rubber tile, and linoleum; rebuilt and retreaded tires and tubes; reclaimed rubber; industrial and mechanical rubber goods; rubber specialities, and sundries.

Industry Committee No. 50–C is composed of the following representatives:

For the public

John D. Stewart, Chairman, Washington, D.C.
Jacob Seidenberg, Falls Church, Va.
Luz M. Torruellas, Rio Piedras, Puerto Rico.

For the employees

George O. Fecteau, Washington, D.C.
Osiris R. Sanchez-Vazquez, San Juan, Puerto Rico.
Ralph J. Reiser, Columbus, Ohio.

For the employers

Frank Romero, San Juan, Puerto Rico.
E. Kenneth Koos, Vega Baja, Puerto Rico.
Robert E. Friedrich, New York, N.Y.

For the purpose of this order, the Stone, Clay, Glass, Cement, and Related Products Industry is defined as follows:

The mining, quarrying, or other extraction and the further processing of all minerals (other than metal ores, chemical and fertilizer minerals, coal, petroleum, or natural gases) and the manufacture of products from such minerals, including, but without limitation, structural clay products, china, pottery, tile, and other ceramic products and refractories; glass and glass products (except lenses); dimension and cut stone; crushed stone, sand and gravel; hydraulic cement; abrasives; lime, con-

crete, gypsum, mica, plaster, and asbestos products; and the manufacture of products from bone, horn, ivory, shell, and similar natural materials: *Provided, however,* That the industry shall not include any product or activity included in the button, jewelry, and lapidary work industry as defined in 29 CFR Part 616; the construction, business service, motion picture, and miscellaneous industry as defined in 29 CFR Part 672; the metal, machinery, transportation equipment, and allied products industry as defined in 29 CFR Part 604; or the chemical, petroleum, rubber, and related products industry as defined in 29 CFR Part 670: *And provided, further,* That the industry shall not include any of the activities defined and described in 29 CFR 678.2 (a) and (e).

I hereby refer to each of the above-named industry committees the question of the minimum wage rate or rates to be fixed under the provisions of section 6(c) of the Act in the particular industry with which it is concerned. Each industry committee shall investigate conditions in its industry, and the committee, or any authorized sub-committee thereof, shall hear such witnesses and receive such evidence as may be necessary or appropriate to enable the Committee to perform its duties and functions under the Act.

Industry Committee No. 50–A shall convene at 10:00 a.m. on October 17, 1960, in the office of the Wage and Hour and Public Contracts Divisions, United States Department of Labor, New York Department Store Building, Fortaleza and San Jose Streets, San Juan, Puerto Rico, to conduct its investigation and shall commence its hearings at 2:00 p.m. on the same date at the same place. Following this hearing, Industry Committees Nos. 50–B and then 50–C shall convene in the same place at hours designated by the committee chairmen to conduct their investigations and to hold their hearings.

In order to reach as rapidly as is economically feasible the objective of the minimum wage prescribed in paragraph (1) of section 6(a) of the Act, each industry committee shall recommend to the Administrator the highest minimum wage rate or rates for the industry which it determines, having due regard to economic and competitive conditions, will not substantially curtail employment in the industry, and will not give any industry in Puerto Rico a competitive advantage over any industry in the United States outside of Puerto Rico, the Virgin Islands, and American Samoa. Where an industry committee finds that a higher minimum wage may be determined for employees engaged in certain activities or in the manufacture of certain products in the industry, the industry committee shall recommend such reasonable classifications within the industry as it determines to be necessary for the purpose of fixing for each classification the highest minimum wage rate that can be determined for it under the principles set forth herein which will not substantially curtail employment in such classifications and will not give a competitive advantage to any group in the industry. No classification shall be made, however, and no minimum wage shall be fixed solely on a regional basis or on the basis of age or sex. In determining whether there should be classifications within the industry, in making such classifications, and in determining the minimum wage rates for such classifications, the committee shall consider, among other relevant factors, the following: (1) Competitive conditions as affected by transportation, living, and production costs; (2) the wages established for work of like or comparable character by collective labor agreements negotiated between employers and employees by representatives of their own choosing; and (3) the wages paid for work of like or comparable character by employers who voluntarily maintain minimum wage standards in the industry.

The Administrator shall prepare an economic report for such committees containing such data as he is able to assemble pertinent to the matters referred to these committees. Copies of each such report may be obtained at the national and Puerto Rican offices of the United States Department of Labor as soon as they are completed and prior to the hearings. Each committee will take official notice of the facts stated in the economic report to the extent they are not refuted at the hearings.

The procedure of these industry committees will be governed by 29 CFR Part 511. As a prerequisite to participation as witnesses or parties these regulations require, among other things, that interested persons in the present matters shall file pre-hearing statements containing certain specified data, not later than October 7, 1960.

Signed at Washington, D.C., this 21st day of September 1960.

JAMES T. O'CONNELL,
Acting Secretary of Labor.

[F.R. Doc. 60–8918; Filed, Sept. 23, 1960; 8:47 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 11285]

[14 CFR Part 298]

CLASSIFICATION AND EXEMPTION OF AIR TAXI OPERATORS

Notice of Proposed Rule Making

SEPTEMBER 21, 1960.

Notice is given that the Civil Aeronautics Board has under consideration a proposed amendment of Part 298 of its Economic Regulations (14 CFR Part 298) to extend the operating authority of air taxi operators for a period of another five years, to reclassify such operators, to limit the scope of services they may provide, and to provide for certain minor editorial modifications.

This exemption and the limitations pertaining thereto are proposed under the authority of sections 204(a), 411, and 416 of the Federal Aviation Act of 1958 (72 Stat. 743, 769, and 771; 49 U.S.C. 1324, 1381, and 1386).

Interested persons may participate in the proposed rule making through submission of ten (10) copies of written data, views, or arguments pertaining thereto, to the Docket Section, Civil Aeronautics Board, Washington 25, D.C. All relevant matter in communications received on or before October 24, 1960, will be considered by the Board before final action on the proposed rule. Copies of such communications will be available on or after October 26, 1960, for examination by interested persons in the Docket Section of the Board, Room 711, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C.

By the Civil Aeronautics Board.

[SEAL] ROBERT C. LESTER,
Secretary.

Explanatory statement. Part 298 of the Board's regulations (14 CFR Part 298) establishes a classification of direct air carriers, known as "air taxi operators," which is limited to air carriers utilizing aircraft having a maximum take-off weight not exceeding 12,500 pounds.

As initially adopted in 1952, Part 298 was effective for a period of 3 years. The termination date of the part has been extended periodically, the latest extension providing for expiration on November 30, 1960, or upon termination of this proceeding, whichever shall first occur (25 F.R. 4677).

On April 12, 1960, the Board issued a notice of proposed rule making, Docket 11285 (25 F.R. 3339), in which it proposed to reissue Part 298 with all prior amendments consolidated therein; to extend the termination date of the part from June 1, 1960 to June 1, 1965; and to make certain modifications of an editorial nature. Various persons filed comments in response to this notice. Some of these comments presented problems which warranted further consideration and proceedings by the Board. Since it was impossible to complete such proceedings before expiration of the part on June 1, 1960, the Board extended the termination date of the part, stating that it would issue a supplemental notice of proposed rule making (25 F.R. 4677).

Upon consideration of the comments and of recent developments in the air carrier industry, the Board proposes that certain amendments be made to Part 298.

In adopting Part 298 in 1952, the Board defined the role of the "air taxi operator" as an air carrier whose purpose is "to provide connecting air services to off-route points or 'jitney' services of a kind not offered by other air carriers." On a number of occasions since the part was initially adopted the Board has amended it in order to maintain the defined role of "air taxi operator" under changed conditions in the air transport industry. The amendments proposed herein are similarly designed to maintain the defined role of "air taxi operators" consistent with recent developments. Specifically, the proposed amendments reclassify what constitutes "air taxi operators," place certain limitations on the scope of service they may provide, and the name or names they may use in per-

forming air transportation under the provisions of this part.

1. Section 298.3(a)(1) has been amended to limit the exemption granted by this part to persons who do not use aircraft which have a maximum take-off weight of more than 12,500 pounds (hereinafter referred to as "large aircraft") in performing transportation services outside of "air transportation." The Board has been informed that some air taxi operators are extensively engaged in the transportation of persons and property for compensation or hire with large aircraft. It is contended that such transportation services are intra-state or private carriage and not subject to Board jurisdiction. Participation of air taxi operators in such services, which are not subject to Board jurisdiction, while at the same time engaging under the Board's exemption authority in air transportation services, creates serious enforcement and regulatory problems for the Board, and in addition aggravates the competitive effect of such operations on services authorized and regulated by the Board. In view of these considerations, the Board proposes to limit the classification of air taxi operators granted exemption hereby to persons who do not engage in any form of transportation by air for compensation or hire except to the limited extent specifically authorized by Part 298. For these reasons, certain amendments are also proposed in § 298.3 (g) and (h) and in § 298.4.

2. The Board proposes to amend § 298.7(b) to exclude from the exemption authority any regular, scheduled air taxi service between points where the Board has certificated air carriers to provide "community center and interairport service"; and to exclude from the exemption authority any regular, scheduled service over segments of the route of a certificated air carrier over which such carrier provides regularly scheduled service with aircraft which have a maximum take-off weight of 12,500 pounds or less.

Air taxi operators presently are not authorized to provide regular, scheduled service over segments for which the Board has authorized helicopter or rotary wing service. In the New York Airways Renewal Case, Docket 8569 et al.,[1] the Board, in renewing New York Airways' certificate, expanded the type of service which the carrier may provide from "helicopter service" to "community center service and interairport service." In substance, this expanded authority will permit the carrier to operate newly developed aircraft, which have the capability of vertical (VTOL) or near-vertical (STOL) ascent and descent, and which could be used in place of, or supplemental to, service now provided by helicopters. Accordingly, it is proposed that this section be amended to exclude from the air taxi operators' exemption the providing of air taxi services over segments for which the Board has authorized "community center service and interairport service." Over segments where certificated service is regularly provided with aircraft which have a maximum take-off weight of 12,500 pounds or less, there would appear to be an undue competitive burden on the certificated carriers if air taxi operators were granted an exemption to provide substantially similar regularly scheduled service over the same segments. Accordingly, it is proposed that this section be amended to exclude from the air taxi operators' exemption the authority to provide air taxi service over such segments.

3. Section 298.10(b) has been deleted. It appears that regulation of the use of names by air taxi operators for the purpose of proper identification should be left primarily to the Federal Aviation Agency which issues an air carrier operating certificate to every such carrier under section 604 of the Act. Accordingly, § 298.10(b) has been deleted. It should be noted, however, that the Board may require an air taxi operator to change such name or names where they appear contrary to the public interest.

Other provisions of Part 298 would be retained with minor modifications which are mostly of an editorial nature. For purposes of convenience and clarity, it is proposed to redesignate section numbers and reissue Part 298 with all amendments incorporated. Accordingly, it is proposed to amend Part 298 of the Economic Regulations (14 CFR Part 298) to read as follows:

Subpart A—General

§ 298.1 Applicability of part.

This part establishes a classification of air carriers known as "air taxi operators," provides certain exemptions from Title IV of the Federal Aviation Act of 1958, for such carriers, and establishes rules and regulations applicable to their operations.

§ 298.2 Definitions.

As used in this part:

(a) "Act" means the Federal Aviation Act of 1958.

(b) "Air taxi operator" means an air carrier coming within the classification of "air taxi operators" established by § 298.3.

(c) "Air transportation" means interstate, overseas, or foreign air transportation or the transportation of mail by aircraft.

(d) "Maximum certificated take-off weight" means the maximum take-off weight authorized by the terms of the aircraft airworthiness certificate. (This is found in the airplane operating record or in the airplane flight manual which is incorporated by regulation into the airworthiness certificate.)

(e) "Point" when used in connection with any territory or possession of the United States, or the State of Hawaii, means any airport or place where aircraft may be landed or taken off, including the area within a 25-mile radius of such airport or place; when used in connection with the continental United States, except Alaska, it shall have same meaning except be limited to the area within a 3-mile radius of such airport or place.

§ 298.3 Classification.

(a) There is hereby established a classification of air carriers, designated "air taxi operators" which engage in the direct air transportation of passengers and/or property and which:

(1) Do not utilize aircraft having a maximum take-off weight of more than 12,500 pounds either in air transportation or in any transportation by air of persons and/or property for compensation or hire.

(2) Do not hold a certificate of public convenience and necessity or other exemption authority issued by the Board.

(b) A person who does not observe the conditions set forth in paragraph (a) of this section shall not be an air taxi operator within the meaning of this part with respect to any operations conducted by him while such conditions are not being observed, and during such periods is not entitled to any of the exemptions set forth in this part.

§ 298.4 Requests for statement of authority.

In any instance where an air taxi operator is required by a foreign government to produce evidence of its authority to engage in foreign air transportation under the laws of the United States, the Secretary of the Board will, upon request, furnish the carrier with a written statement, outlining its general operating privileges under this part for presentation to the proper authorities of the foreign government.

§ 298.5 Separability.

If any provision of this part or the application thereof to any air transportation, person, class of persons, or circumstances is held invalid, the remainder of the part and the application of such provision to other air transportation, persons, classes of persons, or circumstances shall not be affected thereby.

Subpart B—Exemptions

§ 298.11 Exemption authority.

Air taxi operators are exempt from the following provisions of Title IV of the Act:

(a) Subsection 401(a);

(b) Section 403;

(c) All provisions in subsection 404(a) except the requirement that air taxi operators shall provide safe service, equipment, and facilities in connection with air transportation;

(d) Subsection 404(b);

(e) Subsection 405(b);

(f) Subsections 407 (b), (c), and (d);

(g) Subsection 408(a); except that no exemption is granted hereby for any air taxi operator to enter into any of the transactions or relationships prohibited by subsection 408(a) with any person (excluding air carriers) who operates for compensation or hire, aircraft having a maximum take-off weight of more than 12,500 pounds.

(h) Subsection 409(a); except that no exemption is granted hereby for any air taxi operator to enter into any of the relationships prohibited by subsection 409(a) with any person (excluding air carriers) who operates for compensation or hire, aircraft having a maximum

[1] Orders E-15021 and 15022, March 17, 1960.

take-off weight of more than 12,500 pounds.

(i) Subsection 412 (a); *Provided,* That nothing in this part shall be construed as relieving any air taxi operator from filing with the Board a true copy, or, if oral, a true and complete memorandum, of every contract or agreement (whether enforceable by provisions of liquidated damages, penalties, bonds or otherwise) affecting air transportation, between any air taxi operator and any person (excluding air carriers) who operates for compensation or hire, aircraft having a maximum take-off weight of more than 12,500 pounds.

§ 298.12 Effect of exemption on anti-trust laws.

The exemption granted in § 298.11 from sections 408, 409(a), and 412 of the Act shall not constitute an order made under such sections, within the meaning of section 414 of the Act, and shall not confer any immunity or relief from operation of the "anti-trust laws," or any other statute (except the Federal Aviation Act of 1958) with respect to any transaction, interlocking relationship, or agreement otherwise within the purview of such sections.

§ 298.13 Duration of exemption.

The exemption from any provision of Title IV of the Act provided by § 298.11 shall continue in effect only until such time as the Board shall find that enforcement of such provision would be in the public interest or would no longer be a burden on air taxi operators; *Provided,* That upon such a finding as to any air taxi operator or class of air taxi operators, such exemption shall to that extent terminate with respect to such operator or class of operators; *And provided further,* That unless otherwise ordered by the Board the temporary exemption granted by § 298.11 shall terminate five years from the effective date of this reissued part.

Subpart C—Limitations on Exemptions

§ 298.21 Scope of service authorized.

(a) The exemption authority provided to air taxi operators by this part shall extend only to the direct air transportation of persons and property in aircraft having a maximum take-off weight of 12,500 pounds or less, except as prohibited by paragraphs (b), (c), and (d) of this section.

(b) An air taxi operator is prohibited from providing air transportation, or holding out to the public expressly or by course of conduct, that it provides such transportation regularly or with a reasonable degree of regularity: (1) Within territories or possessions of the United States, (2) within the State of Hawaii, (3) between any points where scheduled helicopter passenger service, or community center and interairport service, is provided by the holder of a certificate of public convenience and necessity either in accordance with such certificate or pursuant to exemption order of the Board, and (4) between any points where an air carrier certificated by the Board to provide unlimited route-type air transportation of persons, property, and mail provides such transportation with aircraft having a maximum take-off weight of 12,500 pounds or less.

(c) No service shall be offered or performed by an air taxi operator within Alaska (see Part 293 of this chapter for authorization of air taxi service in Alaska).

(d) No service by helicopter shall be offered or performed by an air taxi operator between any two points between which scheduled helicopter service is provided by the holder of a certificate of public convenience and necessity authorizing such service.

NOTE: Service shall be deemed to be regular within the meaning of this paragraph unless it is of such infrequency as to preclude an implication of uniform pattern or normal consistency of operations between, or within, such designated points.

§ 298.22 Business name of air taxi operator.

(a) It shall be an express condition upon the exercise of the privileges herein granted and the operating authorizations issued hereunder, that any air taxi operator, in holding out to the public and in performing air transportation services, shall do so only in a name or names in which its air carrier operating certificate is issued pursuant to section 604 of the Act by the Administrator of the Federal Aviation Agency; *Provided,* That the Board may require an air taxi operator to change such name or names where they appear contrary to the public interest.

(b) Slogans shall not be considered names for the purposes of this section, and their use is not restricted hereby.

(c) Neither the provisions of this section nor the grant of a permission hereunder shall be deemed to constitute a finding for purposes other than for this section, or to effect a waiver of, or exemption from any provisions of the Act, or orders, rules or regulations issued thereunder.

Subpart D—Enforcement of Violations

§ 298.30 Enforcement.

In case of any violation of the provisions of the Act, or any rule, regulation, or order issued thereunder, the violator may be subject to a proceeding pursuant to sections 1002 and 1007 of the Act before the Board or a United States District Court, as the case may be, to compel compliance therewith, or, in the case of a willful violation, to criminal penalties pursuant to the provisions of section 902 (a) of the Act; or other lawful sanctions including revocation of operating authority.

[F.R. Doc. 60-8926; Filed, Sept. 23, 1960; 8:49 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Notice 16]

ALASKA

Notice of Filing of Alaska Protraction Diagrams, Fairbanks Land District

SEPTEMBER 19, 1960.

Notice is hereby given that the following protraction diagrams have been officially filed of record in the Fairbanks Land Office, 516 Second Avenue, Fairbanks, Alaska. In accordance with 43 CFR 192.42a(c) (24 F.R. 4140, May 22, 1959) oil and gas offers to lease lands shown in these protracted surveys, filed 30 days after publication of this notice in the FEDERAL REGISTER, must describe the lands only according to the Section, Township and Range shown on the approved protracted surveys. The protraction diagrams are also applicable for all other authorized uses.

ALASKA PROTRACTION DIAGRAMS (UNSURVEYED)

COPPER RIVER MERIDIAN—FOLIO #2

Approved August 11, 1960

Sheet No. 1. Ts. 13 through 16 N., Rs. 21 through 23 E.
Sheet No. 3. Ts. 9 through 12 N., Rs. 17 through 20 E.
Sheet No. 4. Ts. 9 through 12 N., Rs. 21 through 23 E.
Sheet No. 5. Ts. 5 through 8 N., Rs. 21 through 24 E.
Sheet No. 6. Ts. 5 through 8 N., Rs. 17 through 20 E.
Sheet No. 7. Ts. 1 through 4 N., Rs. 17 through 20 E.
Sheet No. 8. Ts. 1 through 4 N., Rs. 21 through 24 E.
Cover sheet showing Location Map and Index.

KATEEL RIVER MERIDIAN—FOLIO No. 15

Approved August 12, 1960

Sheet No. 1. T. 20 S., Rs. 66 through 67 W.
Sheet No. 2. Ts. 21 through 24 S., Rs. 65 through 68 W.
Sheet No. 3. Ts. 21 through 24 S., Rs. 61 through 64 W.
Sheet No. 4. Ts. 21 through 24 S., Rs. 56 through 60 W.
Sheet No. 5. Ts. 25 through 28 S., Rs. 53 through 56 W.
Sheet No. 6. Ts. 25 through 28 S., Rs. 57 through 60 W.
Sheet No. 7. Ts. 25 through 27 S., Rs. 61 through 62 W.
Sheet No. 8. Ts. 25 S., Rs. 66 through 68 W.
Sheet No. 9. T. 29 S., Rs. 58 through 59 W.
Cover sheet showing Location Map and Index.

Copies of these diagrams are for sale at one dollar ($1.00) per sheet and may be obtained from the Fairbanks Land Office, Bureau of Land Management, mailing address: 516 Second Avenue, Fairbanks, Alaska.

D. B. LEIGHTNER,
Acting Manager.

[F.R. Doc. 60-8905; Filed, Sept. 23, 1960; 8:46 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[FCC 60-1122]

STANDARD BROADCAST APPLICATIONS READY AND AVAILABLE FOR PROCESSING

SEPTEMBER 21, 1960.

Notice is hereby given, pursuant to § 1.354(c) of the Commission rules, that on November 4, 1960, the standard broadcast applications listed below will be considered as ready and available for processing, and that pursuant to § 1.106(c)(1) and § 1.361(b) of the Commission rules, an application, in order to be considered with any application appearing on the attached list, must be substantially complete and tendered for filing at the offices of the Commission in Washington, D.C., no later than (a) the close of business on November 3, 1960, or (b) if action is taken by the Commission or any listed application prior to November 4, 1960, no later than the close of business on the day preceding the date on which such action is taken, or (c) the day on which a conflicting application was "cut-off" because it was timely filed for consideration with an application on a previous such list.

Adopted: September 20, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

APPLICATIONS FROM THE TOP OF THE PROCESSING LINE

BP-11393 KYNG Coos Bay, Oreg.
KYNG Radio.
Has: 1420 kc, 1 kw, Day.
Req: 980 kc, 1 kw, Day.

BP-12770 KPOL Los Angeles, Calif.
Coast Radio Broadcasting Corp.
Has: 1540 kc, 10 kw, DA-N, U.
Req: 1540 kc, 10 kw, 50 kw-LS, DA-2, U.

BP-13435 New Conway, Ark.
Central Arkansas Broadcasters.
Req: 1330 kc, 500 w, Day.

BP-13436 KCLV Clovis, N. Mex.
New-Tex Broadcasting, Inc.
Has: 1240 kc, 250 w, U.
Req: 1240 kc, 250 w, 1 kw-LS, U.

BP-13439 WJBB Haleyville, Ala.
Haleyville Broadcasting Co., Inc.
Has: 1230 kc, 250 w, U.
Req: 1230 kc, 250 w, 1 kw-LS, U.

BP-13440 WBRD Bradenton, Fla.
Sunshine State Broadcasting Co., Inc.
Has: 1420 kc, 1 kw, DA, Day.
Req: 1420 kc, 1 kw, DA-2, U.

BP-13442 WBIW Bedford, Ind.
Bedford Broadcasting Co.
Has: 1340 kc, 250 w, U.
Req: 1340 kc, 250 w, 1 kw-LS U.

BP-13445 New Lompoc, Calif.
Aubrey H. Ison, James A. McCulla, and Paul C. Masterson.
Req: 1410 kc, 500 w, DA, Day.

BP-13447 New Big Bear Lake, Calif.
Big Bear Broadcasting Co.
Req: 1050 kc, 250 w, Day.

BP-13448 New Johnston, S.C.
The Edgefield-Saluda Radio Co.
Req: 1570 kc, 250 w, Day.

BP-13457 KGEE Bakersfield, Calif.
KGEE, Inc.
Has: 1230 kc, 250 w, U.
Req: 1230 kc, 250 w, 500 w-LS, U.

BP-13458 KSLV Monte Vista, Colo.
Colorado Radio Corp.
Has: 1240 kc, 250 w, U.
Req: 1240 kc, 250 w, 1 kw-LS, U.

BP-13459 WJOY Burlington, Vt.
Vermont Broadcasting Corp.
Has: 1230 kc, 250 w, U.
Req: 1230 kc, 250 w, 1 kw-LS, U.

BP-13460 New Marianna, Ark.
Lee Broadcasting Co., Inc.
Req: 1460 kc, 500 w, DA, Day.

BP-13464 New Tulsa, Okla.
Oral Roberts Evangelistic Association, Inc.
Req: 1550 kc, 1 kw, Day.

BP-13465 New Laredo, Tex.
Southwestern Operating Co.
Req: 1300 kc, 500 w, Day.

BP-13467 WKLA Ludington, Mich.
Raymond A. Plank.
Has: 1450 kc, 250 w, U.
Req: 1450 kc, 250 w, 1 kw-LS, U.

BP-13469 New Hamilton, Mont.
Inland Broadcast Co.
Req: 570 kc, 500 w, Day.

BP-13470 KBMY Billings, Mont.
Billings Broadcasting Co.
Has: 1240 kc, 250 w, U.
Req: 1240 kc, 250 w, 1 kw-LS, U.

BP-13476 KWLM Willmar, Minn.
Lakeland Broadcasting Co.
Has: 1340 kc, 250 w, U.
Req: 1340 kc, 250 w, 1 kw-LS, U.

BP-13477 New Blauvelt, N.Y.
Rockland Broadcasting Co.
Req: 1300 kc, 500 w, DA, Day.

BP-13479 WSIC Statesville, N.C.
Statesville Broadcasting Co., Inc.
Has: 1400 kc, 250 w, U.
Req: 1400 kc, 250 w, 1 kw-LS, U.

BP-13481 KMBY Monterey, Calif.
John Burroughs, Inc.
Has: 1240 kc, 250 w, U.
Req: 1240 kc, 250 w, 1 kw-LS, U.

BP-13483 WSKY Asheville, N.C.
Radio Asheville, Inc.
Has: 1230 kc, 250 w, U.
Req: 1230 kc, 250 w, 1 kw-LS, U.

BP-13484 KWG Stockton, Calif.
KMO, Inc.
Has: 1230 kc, 250 w, U.
Req: 1230 kc, 250 w, 1 kw-LS, U.

BP-13486 WGVA General, N.Y.
Star Broadcasting Co., Inc.
Has: 1240 kc, 250 w, U.
Req: 1240 kc, 250 w, 1 kw-LS, DA-D, U.

BP-13489 WDOT Burlington, Vt.
DOT Broadcasting Corp.
Has: 1400 kc, 250 w, U.
Req: 1400 kc, 250 w, 1 kw-LS, U.

BP-13490 WVLD Valdosta, Ga.
Norman O. Protsman.
Has: 1450 kc, 250 w, S.H.
Req: 1450 kc, 250 w, 1 kw-LS, S.H.

BP-13492 WMAF Madison, Fla.
Norman O. Protsman.
Has: 1230 kc, 250 w, S.H.
Req: 1230 kc, 250 w, 1 kw-LS, S.H.

BP-13493 KRIC Beaumont, Tex.
The Enterprise Co.
Has: 1450 kc, 250 w, U.
Req: 1450 kc, 250 w, 1 kw-LS, U.

BP–13494 WGNS Murfreesboro, Tenn.
WGNS, Inc.
Has: 1450 kc, 250 w, U.
Req: 1450 kc, 250 w, 1 kw–LS, U.

BP–13496 WTOL Toledo, Ohio.
The Community Broadcasting Co.
Has: 1230 kc, 250 w, U.
Req: 1230 kc, 250 w, 1 kw–LS, U.

BP–13503 WLDB Atlantic City, N.J.
Atlantic City Broadcasting Co.
Has: 1490 kc, 250 w, U.
Req: 1490 kc, 250 w, 1 kw–LS, U.

BP–13504 KFAY Fayetteville, Ark.
H. Weldon Stamps.
Has: 1250 kc, 500 w, Day.
Req: 1250 kc, 1 kw, Day.

BP–13505 WHUN Huntingdon, Pa.
The Joseph F. Biddle Publishing Co.
Has: 1150 kc, 1 kw, Day.
Req: 1150 kc, 5 kw, Day.

BP–13506 KLER Orofino, Idaho.
Clearwater Broadcasting Co.
Has: 950 kc, 500 w, Day.
Req: 950 kc, 1 kw, Day.

BP–13507 WOLS Florence, S.C.
The Florence Broadcasting Company, Inc.
Has: 1230 kc, 250 w, U.
Req: 1230 kc, 250 w, 1 kw–LS, U.

BP–13510 WHLP Nashville, Tenn.
Trans-Air Broadcasting Corp.
Has: 1570 kc, 1 kw, Day (Centerville, Tenn.).
Req: 1570 kc, 1 kw, Day (Nashville, Tenn.).

BP–13514 New Superior, Wis.
Radio Superior, Inc.
Req: 970 kc, 500 w, Day.

BP–13523 New Madill, Okla.
Herbert J. Pate.
Req: 1550 kc, 250 w, Day.

BP–13524 New Ogden, Utah.
Executive Broadcasting Co.
Req: 1250 kc, 1 kw, Day.

BP–13525 KPER Gilroy, Calif.
Radio KPER.
Has: 1290 kc, 1 kw, Day.
Req: 1290 kc, 5 kw, DA, Day.

BP–13526 WTCW Whitesburg, Ky.
Folkways Broadcasting Co., Inc.
Has: 920 kc, 1 kw, Day.
Req: 920 kc, 5 kw, Day.

BP–13528 New Dadeville, Ala.
J. C. Henderson.
Req: 910 kc, 500 w, Day.

BP–13530 WADA Shelby, N.C.
Cleveland County Broadcasting Co., Inc.
Has: 1390 kc, 500 w, DA, Day.
Req: 1390 kc, 500 w, Day.

BP–13531 New Denver City, Tex..
Yoakum County Broadcasting Co.
Req: 1580 kc, 250 w, Day.

BP–13533 New Abbeville, Ala.
Ralph W. Hoffman.
Req: 1480 kc, 1 kw, Day.

APPLICATIONS ON WHICH 309(b) LETTERS HAVE BEEN ISSUED

BP–13437 WMYB Myrtle Beach, S.C.
Coastal Carolina Broadcasting Corp.
Has: 1450 kc, 250 w, U.
Req: 1480 kc, 1 kw, 5 kw–LS, DA–N, U.

BP–13485 WKGN Knoxville, Tenn.
WKGN, Inc.
Has: 1340 kc, 250 w, U.
Req: 1340 kc, 250 w, 1 kw—LS, U.

BP–13508 New Houston, Mo.
Texas County Broadcasting Co.
Req: 1250 kc, 500 w, Day.

APPLICATIONS DELETED FROM PUBLIC NOTICE OF APRIL 9, 1959 (FCC 59–316) (24 F.R. 2842)

BP–11680 New Redwood City, Calif.
South Bay Broadcasting Co.
Req: 850 kc, 5 kw, DA–1, U.
(In Pending File re revised § 1.351 of Commission rules.)

BP–12056 KWJJ Portland, Oreg.
Rodney F. Johnson.
Has: 1080 kc, 10 kw, DA–2, U.
Req: 1080 kc, 10 kw, 50 kw–LS, DA–2, U.
(In Pending File re § 1.351 of Commission rules.)

BP–12171 WPOR Portland, Maine.
Hildreth Broadcasting Co.
Has: 1490 kc, 250 w, U.
Req: 1140 kc, 10 kw, DA–1, U.
(In Pending File re revised § 1.351 of Commission rules.)

BP–12314 New Garden City, Mich.
Livonia Broadcasting Co.
Req: 1090 kc, 250 w, DA–1, U.
(In Pending File re revised § 1.351 of Commission rules.)

APPLICATIONS DELETED FROM PUBLIC NOTICE OF SEPTEMBER 24, 1959 (FCC 59–990) (24 F.R. 7841)

BP–12359 New Redwood City, Calif.
Redwood City Radio, Inc.
Req: 850 kc, 1 kw, DA–1, U.
(In Pending File re revised § 1.351 of Commission rules.)

BP–12360 New Redwood City, Calif.
Hometown Broadcasters.
Req: 850 kc, 500 w, DA–1, U.
(In Pending File re revised § 1.351 of Commission rules.)

APPLICATION DELETED FROM PUBLIC NOTICE OF FEBRUARY 18, 1960 (FCC 60–149) (25 F.R. 1597)

BP–12689 New Tracy, Calif.
John Patrick Gallagher.
Req: 710 kc, 500 w, U.
(In Pending File re revised § 1.351 of Commission rules.)

APPLICATION DELETED FROM PUBLIC NOTICE OF MARCH 18, 1960 (FCC 60–248) (25 F.R. 2440)

BP–12837 New North Atlanta, Ga.
North Atlanta Broadcasting Co.
Req: 680 kc, 5 kw, DA–1, U.
(In Pending File re revised § 1.351 of Commission rules.)

APPLICATION DELETED FROM PUBLIC NOTICE OF MARCH 25, 1960 (FCC 60–269) (25 F.R. 2682)

BP–12891 New Redwood City, Calif.
Western States Broadcasting Co.
Req: 850 kc, 500 w, DA–1, U.
(In Pending File re revised § 1.351 of Commission rules.)

APPLICATION DELETED FROM PUBLIC NOTICE OF APRIL 21, 1960 (FCC 60–417) (25 F.R. 3686)

BP–13097 New Houston, Tex.
Lake Huron Broadcasting Corp.
Req: 1070 kc, 10 kw, DA–1, U.
(In Pending File re revised § 1.351 of Commission rules.)

APPLICATION DELETED FROM PUBLIC NOTICE OF JULY 8, 1960 (FCC 60–811) (25 F.R. 6599)

BP–12468 New Tampa, Fla.
The Tamark Broadcasting Co., Inc.
Req: 810 kc, 500 w, DA–1, U.
(In Pending File re revised § 1.351 of Commission rules.)

APPLICATION DELETED FROM PUBLIC NOTICE OF AUGUST 2, 1960 (FCC 60–936) (25 F.R. 7410)

BP–13333 New Clovis, N. Mex.
Norman E. Petty.
Req: 680 kc, 500 w, DA–1, U.
(In Pending File re revised § 1.351 of Commission rules.)

[F.R. Doc. 60–8913; Filed, Sept. 23, 1960; 8:47 a.m.]

STATEMENT OF ORGANIZATION, DELEGATIONS OF AUTHORITY, AND OTHER INFORMATION

Correction

The Commission's Order of September 7, 1960, FCC 60–1043, is corrected as follows:

In section 0.216(b), the introductory text and item 14 are amended to read as follows:

SEC. 0.216 *Emergency relocation Board.*

* * * * *

(b) The Board shall comprise such commissioners as may be present and able to act or, if no commissioner is present and able to act, the occupant of the following positions, in the order listed, who is present and able to act:

* * * * *

14. The Chief of Division, ranking in the same order as indicated in items 1 to 6 inclusive.

Released: September 21, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60–8914; Filed, Sept. 23, 1960; 8:47 a.m.]

[Docket Nos. 12839, 12840; FCC 60M–1568]

NEWPORT BROADCASTING CO. AND CRITTENDEN COUNTY BROADCASTING CO.

Order Continuing Hearing

In re applications of Newport Broadcasting Company, West Memphis, Arkansas, Docket No. 12839, File No. BP–12113; Crittenden County Broadcasting Company, West Memphis, Arkansas, Docket No. 12840, File No. BP–12405; for construction permits.

The Hearing Examiner having under consideration the informal request for continuance of hearing filed on September 16, 1960, in the above-entitled proceeding by Newport Broadcasting Company;

It appearing, that all parties have consented to immediate consideration and grant of the said request and that good cause for a grant thereof is shown in that it is to afford opportunity for the taking of depositions;

It is ordered, This 19th day of September 1960 that said request is granted and the hearing herein presently scheduled to resume on September 23, 1960, is continued without date.

Released: September 20, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60–8915; Filed, Sept. 23, 1960; 8:47 a.m.]

[Docket Nos. 13660–13662; FCC 60M–1577]

NORTH GEORGIA RADIO, INC. (WBLJ), ET AL.

Order

In re applications of North Georgia Radio, Inc. (WBLJ), Dalton, Georgia, Docket No. 13660, File No. BP–12590; Woofum, Inc. (WFOM), Marietta, Georgia, Docket No. 13661, File No. BP–12617; Regional Broadcasting Corporation (WMMT), McMinnville, Tennessee, Docket No. 13662, File No. BP–13404; for construction permits.

The Hearing Examiner having under consideration a change of schedule for this proceeding;

It appearing that a prehearing conference was held on September 19, 1960, at which time all the parties joined in a request that the currently scheduled date for commencement of hearing (October 3) be cancelled for the reason that the parties have assured the Hearing Examiner that a joint petition for reconsideration and grant will be filed shortly; and

It further appearing that to commence a hearing under the present circumstances would possibly entail needless expense so that a continuance of the whole proceeding is desirable;

It is ordered, This 19th day of September 1960, that the hearing date of October 3 is cancelled and the prehearing conference is continued to December 2, 1960, at 3:00 p.m.

Released: September 20, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60–8916; Filed, Sept. 23, 1960; 8:47 a.m.]

[Docket Nos. 13649–13653; FCC 60M–1587]

RADIO CARMICHAEL ET AL.

Order Continuing Hearing

In re applications of Radio Carmichael, Sacramento, California, Docket No. 13649, File No. BP–12031; Ashley Robison and Gordon A. Rogers, d/b as Redwood City Broadcasting Company, Palo Alto, California, Docket No. 13650, File No. BP–12023; Jack L. Powell and Alyce M. Powell, Joint Tenants (KVON), Napa, California, Docket No. 13651, File No. BP–12306; Golden Gate Broadcasting Corporation (KSAN), San Francisco, California, Docket No. 13652, File No. BP–12376; John Matranga, d/b as Trans-Sierra Radio, Roseville, California, Docket No. 13653, File No. BP–12938; for construction permits.

Pursuant to agreements reached by counsel for all participants at the prehearing conference held on this day, and as fully explained on the record thus made,

It is ordered, This 20th day of September 1960, that the following dates for procedural steps shall govern in this proceeding:

Informal engineering conference.	Oct. 5 1960
Exchange of preliminary drafts of engineering exhibits.	Nov. 7, 1960
Further prehearing conference.	Nov. 21, 1960

It is further ordered, That the hearing presently scheduled herein to commence on September 28, 1960, is continued to a date to be fixed by subsequent order.

Released: September 21, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60–8917; Filed, Sept. 23, 1960; 8:47 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 384]

MOTOR CARRIER TRANSFER PROCEEDINGS

SEPTEMBER 21, 1960.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's general rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 30 days from the date of service of the order. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC–FC 63373. By order of September 19, 1960, The Transfer Board approved the transfer to Aetna Freight Lines, Inc., 218 West Ann St., Los Angeles, Calif., of Certificate in No. MC 99196 Sub 1, issued January 12, 1960, to W. J. Pope and V. W. Pope, a partnership, doing business as Aetna Freight Lines, 218 West Ann St., Los Angeles, Calif., authorizing the transportation of: General commodities with the usual exceptions including household goods and commodities in bulk, from points in the Los Angeles, Calif. Commercial Zone, to points in the Los Angeles Harbor, Calif. Commercial Zone, and washing powder, soap, toilet preparations, electric storage batteries, lead storage battery plates, and rubber tires, from points in the Los Angeles, Calif. Commercial Zone, to points in the San Francisco, Calif. Commercial Zone.

No. MC–FC 63562. By order of September 19, 1960, The Transfer Board approved the transfer to C. I. Jillich Truck Line, Inc., Harvey, Ill., of Permit No. MC 4267, issued July 1, 1959, to Opal I. Jillich, doing business as Clarence L. Jillich, Harvey, Ill., authorizing the transportation, over irregular routes, of iron and steel products, and materials, supplies, and equipment used in the manufacture and fabrication thereof, between Harvey, Ill., on the one hand, and, on the other, points in Illinois and Ohio, and Michigan City, Indianapolis, and Huntington, Ind. Burton Evans, 167 East 154th Street, Harvey, Ill., for applicants.

[SEAL] HAROLD D. McCOY,
Secretary.

[F.R. Doc. 60–8906; Filed, Sept. 23, 1960; 8:46 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70–3891]

ELECTRIC BOND AND SHARE CO.

Notice of Proposed Acquisition of Common Stock of Engineering Company in Exchange for Holding Company's Common Stock To Be Acquired in the Open Market

SEPTEMBER 19, 1960.

Notice is hereby given that Electric Bond and Share Company ("Bond and Share"), a registered holding company, has filed a declaration and amendments thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a), 7, and 12(c) of the Act and Rules 42 and 50 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to said declaration, as amended, for a statement of the proposed transactions which are summarized below.

Bond and Share has entered into an agreement with the controlling stockholders of a nonaffiliated, closely held corporation, Walter Kidde Constructors, Incorporated ("Engineering Company"), engaged principally in engineering and construction projects for industrial clients, for the acquisition by Bond and Share of the outstanding shares of Engineering Company's common stock. The declaration states that the acquisition by Bond and Share of the shares of Engineering Company will serve to make more complete the design, engineering, and construction services that Bond and Share, through its subsidiaries, is equipped to furnish clients.

Under the agreement, Bond and Share will pay a price of $101.25 per share for all of the outstanding 17,380 shares of Engineering Company, which would result in a total consideration, if all such shares are acquired, of $1,759,725. However, since the controlling stockholders of Engineering Company will not accept cash and have insisted upon receiving shares of Bond and Share's common stock in exchange for their shares of Engineering Company, Bond and Share proposes to purchase in the open market on the American Stock Exchange, and to deliver pro rata to all the shareholders of Engineering Company who accept the offer, that number of shares of Bond and Share common stock which can be bought for the aggregate purchase price agreed upon. The actual number of shares of Bond and Share to be delivered for each share of stock of Engineering Company will depend upon the cost to Bond and Share of the acquisition of its stock in the open market. Based

on the market price at the close on August 31, 1960, of $23.625 per share, and after deducting brokers' commissions payable on purchases and the fees and expenses of the Escrow Agent ($750), the number of shares of Bond and Share stock to be thus acquired and delivered to the selling stockholders, and assuming all the outstanding shares of Engineering Company are acquired, would be approximately 73,500. Subject to certain contract conditions being met, it is contemplated that Bond and Share's offer to exchange its shares for shares of the Engineering Company will become automatically effective if the holders of 90 percent of the outstanding shares of the stock of the latter company accept such offer.

Bond and Share has heretofore notified its stockholders of the proposed transactions, including the pending open-market purchases, such notification setting forth, among other things, that the net worth of Engineering Company at December 31, 1959 was equivalent to $90.48 per share and that its average annual earnings for the five years ended on that date amounted to $13 per share.

Bond and Share requests an exception from the competitive bidding requirements of Rule 50 under the Act with respect to the proposed delivery of its reacquired shares in exchange for the shares of Engineering Company.

The declaration states that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than October 4, 1960, at 5:30 p.m., request in writing that a hearing be held on such matters, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the filing which he desires to controvert, or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date, the declaration, as amended or as it may be further amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 60-8900; Filed, Sept. 23, 1960; 8:45 a.m.]

DEPARTMENT OF COMMERCE

Office of the Secretary

WILBUR F. DUERINGER

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests as reported in the FEDERAL REGISTER during the last six months.

A. Deletions: No change.
B. Additions: No change.

This statement is made as of September 12, 1960.

Dated: September 13, 1960.

WILBUR F. DUERINGER.

[F.R. Doc. 60-8902; Filed, Sept. 23, 1960; 8:45 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

LEARNER EMPLOYMENT CERTIFICATES

Issuance to Various Industries

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), the regulations on employment of learners (29 CFR Part 522), and Administrative Order No. 524 (24 F.R. 9274) the firms listed in this notice have been issued special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the Act. The effective and expiration dates, occupations, wage rates, number or proportion of learners, learning periods, and the principal product manufactured by the employer for certificates issued under general learner regulations (§§ 522.1 to 522.11) are as indicated below. Conditions provided in certificates issued under special industry regulations are as established in these regulations.

Apparel Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.20 to 522.24, as amended).

The following learner certificates were issued authorizing the employment of ten percent of the total number of factory production workers for normal labor turnover purposes. The effective and expiration dates are indicated.

Adairsville Garment Co., Adairsville, Ga.; effective 9-6-60 to 9-5-61 (sport shirts).

M. Fine & Sons Manufacturing Co., Inc., 15th and Main Streets, New Albany, Ind.; effective 9-10-60 to 9-9-61 (cotton and wool shirts).

The Jerold Corp., Smithfield, N.C.; effective 9-15-60 to 9-14-61 (men's outer sportswear; women's sportswear).

Lackawanna Pants Manufacturing Co., Corner Brook Street and Cedar Avenue, Scranton, Pa.; effective 9-8-60 to 9-7-61 (trousers).

Linden Apparel Corp., Plant No. 1, Factory Street, Plant No. 2, Averett Street, Linden, Tenn.; effective 9-10-60 to 9-9-61 (men's and boys' dungarees and single pants) (replacement certificate).

Louisiana Garment Manufacturing Co., Inc., 2001 St. Bernard Avenue, New Orleans, La.; effective 9-16-60 to 9-15-61 (men's and boys' sport, uniform and slack pants, hobby jeans).

Pennsylvania Brassieres Corp., 406 Thomas Street, Meyersdale, Pa.; effective 9-12-60 to 9-11-61 (ladies' brassieres and garter belts).

The following learner certificates were issued for normal labor turnover purposes. The effective and expiration dates and the number of learners authorized are indicated.

Legettes, Inc., 5315 Emerald Street, Boise, Idaho; effective 9-10-60 to 9-9-61; five learners (fishing and hunting vests).

North Country Manufacturing Corp., Tupper Lake, N.Y.; effective 9-9-60 to 9-8-61; 10 learners (women's dresses).

The following learner certificates were issued for plant expansion purposes. The effective and expiration dates and the number of learners authorized are indicated.

Creedmoor Manufacturing Co., Inc., Creedmoor, N.C.; effective 9-12-60 to 3-11-61; 100 learners (sport shirts).

Eileen Hope, Inc., Halifax, Pa.; effective 9-12-60 to 2-3-61; 20 learners (supplemental certificate) (women's dresses).

Eileen Hope, Inc., Liverpool, Pa.; effective 9-12-60 to 3-11-61; 20 learners (women's dresses).

H. D. Lee of Virginia, Inc., Broadway, Va.; effective 9-12-60 to 1-28-61; 125 learners (supplemental certificate) (pants).

Linden Apparel Corp., Plant No. 1, Factory Street, Plant No. 2, Averett Street, Linden, Tenn.; effective 9-10-60 to 3-9-61; 100 learners (men's and boys' dungarees and single pants).

North Country Manufacturing Corp., Tupper Lake, N.Y.; effective 9-9-60 to 3-8-61; 25 learners (women's dresses).

Somerville Manufacturing Co., Inc., Somerville, Tenn.; effective 9-9-60 to 3-8-61; 100 learners (men's cotton and synthetics slacks).

Knitted Wear Industry Learner Regulations (29 CFR 522.1 to 522.11, as amended, and 29 CFR 522.30 to 522.35, as amended).

East Tennessee Undergarment Co., Inc., Elizabethton, Tenn.; effective 9-7-60 to 9-6-61; 5 percent of the total number of factory production workers for normal labor turnover purposes (ladies' undergarments).

East Tennessee Undergarment Co., Inc., Elizabethton, Tenn.; effective 9-7-60 to 3-6-61; 20 learners for plant expansion purposes (ladies' undergarments).

Standard Romper Co., Inc., Building No. 7, 200 Conant Street, Pawtucket, R.I.; effective 9-23-60 to 9-22-61; 5 percent of the total number of factory production workers for normal labor turnover purposes (children's outer garments, shirts).

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.11, as amended).

The following learner certificates were issued in Puerto Rico to the companies hereinafter named. The effective and expiration dates, learner rates, occupations, learning periods, and the number or proportion of learners authorized to be employed, are as indicated.

American Plastic Flowers, Inc., Mayaguez, Puerto Rico; effective 8-12-60 to 8-11-61; five learners for normal labor turnover purposes in the occupation of assembly of plastic flowers for a learning period of 160 hours at the rate of 54 cents an hour (plastic flowers).

American Plastic Flowers, Inc., Mayaguez, Puerto Rico; effective 8-12-60 to 2-11-61; 25 learners for plant expansion purposes in the occupation of assembly of plastic flowers for a learning period of 160 hours at the rate of 54 cents an hour (plastic flowers).

Arecibo Applique Association, Km. 2 Rd. No. 129, Arecibo, Puerto Rico; effective 8-8-60 to 2-7-61; 30 learners for plant expansion purposes in the occupation of hand cutting

of applique on embroidery panels for a learning period of 240 hours at the rates of 53 cents an hour for the first 160 hours and 62 cents an hour for the remaining 80 hours (applique on ladies' underwear).

Castle Corp., San Isidro No. 27, Sabana Grande, Puerto Rico; effective 8–8–60 to 2–7–61; 50 learners for plant expansion purposes in the occupations of: (1) machine embroidery operators for a learning period of 480 hours at the rates of 53 cents an hour for the first 240 hours and 62 cents an hour for the remaining 240 hours; (2) hand cutting of applique on embroidery panels for a learning period of 240 hours at the rates of 53 cents an hour for the first 160 hours and 62 cents an hour for the remaining 80 hours (machine embroidery on ladies' lingerie).

Columbia Manufacturing Co., San Lorenzo, Puerto Rico; effective 7–21–60 to 7–20–61; five learners for normal labor turnover purposes in the occupations of straightening, inspection, sandblast, washing, degrease and color, induction brazing, slot milling, thread rolling each for a learning period of 480 hours at the rates of 75 cents an hour for the first 240 hours and 88 cents an hour for the remaining 240 hours (metal cutting tools).

Coral Manufacturing Corp., 56 Cristy Street, Mayaguez, Puerto Rico; effective 8–8–60 to 8–7–61; 10 learners for normal labor turnover purposes in the occupations of: (1) sewing machine operators, final pressing each for a learning period of 480 hours at the rates of 60 cents an hour for the first 240 hours and 70 cents an hour for the remaining 240 hours; (2) machine operations other than sewing machine operating (includes collar turning and trimming) for a learning period of 160 hours at the rate of 60 cents an hour (men's work clothing).

Coral Manufacturing Corp., 56 Cristy Street, Mayaguez, Puerto Rico; effective 8–8–60 to 2–7–61; 15 learners for plant expansion purposes in the occupations of: (1) sewing machine operators, final pressing each for a learning period of 480 hours at the rate of 60 cents an hour for the first 240 hours and 70 cents an hour for the remaining 240 hours; (2) machine operations other than sewing machine operating (includes collar turning and trimming) for a learning period of 160 hours at the rate of 60 cents an hour (men's work clothing).

Emily, Inc., Adjuntas, Puerto Rico; effective 8–8–60 to 2–7–61; 132 learners for plant expansion purposes in the occupations of: (1) sewing machine operators for a learning period of 480 hours at the rates of 70 cents an hour for the first 320 hours and 78 cents an hour for the remaining 160 hours; (2) final inspection of fully assembled garments for a learning period of 160 hours at the rate of 70 cents an hour (brassieres).

Fairfield Manufacturing Co., Inc., Santurce, Puerto Rico; effective 8–1–60 to 7–31–61; 10 learners for normal labor turnover purposes in the occupations of Heenan and Nielson wire forming operator, nip forming operator, hook assembler, welders, nip closing machine operator, barrel platers, box makers and inspectors each for a learning period of 480 hours at the rates of 75 cents an hour for the first 240 hours and 88 cents an hour for the remaining 240 hours (drapery pleater hooks).

Marita Mills, Inc., Bayamon, Puerto Rico; effective 8–8–60 to 8–7–61; 10 learners for normal labor turnover purposes in the occupations of: (1) knitting, topping, looping each for a learning period of 480 hours at the rates of 72 cents an hour for the first 240 hours and 84 cents an hour for the remaining 240 hours; (2) machine stitching, hand sewing each for a learning period of 320 hours at the rates of 72 cents an hour for the first 160 hours and 84 cents an hour for the remaining 160 hours (full-fashioned knitted outerwear).

Ocean Knitwear Corp., Caguas, P. R.; effective 7–19–60 to 1–18–61; 50 learners for plant expansion purposes in the occupations of: (1) sewing machine operators, final pressing each for a learning period of 480 hours at the rates of 57 cents an hour for the first 240 hours and 66 cents an hour for the remaining 240 hours; (2) final inspection of fully assembled garments for a learning period of 160 hours at the rate of 57 cents an hour (polo shirts and knitted fabric sport shirts).

Sprague Ponce Co., Ponce, Puerto Rico; effective 8–10–60 to 2–9–61; 101 learners for plant expansion purposes in the occupation of assembly of solid electronic tantalum capacitors for a learning period of 480 hours at the rates of 76 cents an hour for the first 240 hours and 86 cents an hour for the remaining 240 hours (tantalum electrolytic capacitors).

Stadium Manufacturing Co. of Puerto Rico, Inc., Villalba, Puerto Rico; effective 7–22–60 to 7–21–61; 15 learners for normal labor turnover purposes in the occupation of single and double needle sewing machine operators for a learning period of 480 hours at the rates of 57 cents an hour for the first 240 hours and 66 cents an hour for the remaining 240 hours (men's pajamas).

Star-Kist Caribe, Inc., Malecon Playa, Mayaguez, Puerto Rico; effective 8–1–60 to 1–31–61; 225 learners for plant expansion purposes in the occupation of tuna fish cleaning and packing for a learning period of 160 hours at the rates of 65 cents an hour for the first 80 hours and 75 cents an hour for the remaining 80 hours (canned tuna fish and by products).

Surtex Glove Corp., Coamo, Puerto Rico; effective 8–1–60 to 1–31–61; 12 learners for plant expansion purposes in the occupation of sewing machine operators for a learning period of 480 hours at the rates of 57 cents an hour for the first 240 hours and 66 cents an hour for the remaining 240 hours (gloves).

Symphony Brassiere Co., Inc., 425 Carpenter Road, Hato Rey, Puerto Rico; effective 8–22–60 to 8–21–61; 5 learners for normal labor turnover purposes in the occupation of sewing machine operators for a learning period of 480 hours at the rates of 70 cents an hour for the first 320 hours and 78 cents an hour for the remaining 160 hours (brassieres).

Each learner certificate has been issued upon the representations of the employer which, among other things, were that employment of learners at subminimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. The certificates may be annulled or withdrawn, as indicated therein, in the manner provided in Part 528 of Title 29 of the Code of Federal Regulations. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER, pursuant to the provisions of 29 CFR 522.9.

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), and Part 527 of the Regulations issued thereunder (29 CFR Part 527) a special certificate authorizing the employment of student-workers at hourly wage rates lower than the minimum wage rates applicable under Section 6 of the Act has been issued to the firm listed below. Effective and expiration dates, occupations, and learning periods for the certificate issued under Part 527 is as indicated below.

Regulations Applicable to the Employment of Student-Workers (29 CFR 527.1 to 527.9).

Hawaiian Mission Academy, 1438 Pensacola Street, Honolulu, Hawaii; effective 9–7–60 to 8–31–61; authorizing the employment of: (1) five student-workers in the printing industry in the occupations of compositor, pressman, bindery worker and related skilled and semi-skilled occupations for a learning period of 1,000 hours at the rates of 85 cents an hour for the first 500 hours and 90 cents an hour for the remaining 500 hours; (2) one student-worker in the clerical occupations of typist, bookkeeper and related skilled and semi-skilled occupations for a learning period of 480 hours at the rates of 85 cents an hour for the first 240 hours and 90 cents an hour for the remaining 240 hours.

The student-worker certificate was issued upon the applicant's representations and supporting material fulfilling the statutory requirements for the issuance of such certificate, as interpreted and applied by Part 527.

Signed at Washington, D.C., this 15th day of September 1960.

ROBERT G. GRONEWALD,
Authorized Representative of the Administrator.

[F.R. Doc. 60–8899; Filed, Sept. 23, 1960; 8:45 a.m.]

SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Area 297]

NEW YORK

Declaration of Disaster Area

Whereas, it has been reported that during the month of September, 1960, because of the effects of certain disasters, damage resulted to residences and business property located in certain areas in the State of New York;

Whereas, the Small Business Administration has investigated and has received other reports of investigations of conditions in the areas affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such areas constitute a catastrophe within the purview of the Small Business Act.

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of section 7(b) of the Small Business Act may be received and considered by the Office below indicated from persons or firms whose property situated in the following County (including any areas adjacent to said

County) suffered damage or destruction as a result of the catastrope hereinafter referred to:

County: Greene (rain, flood and wind occurring on or about September 11 and 12, 1960).

Office: Small Business Administration Regional Office, 42 Broadway, New York 4, N.Y.

2. No special field offices will be established at this time.

3. Applications for disaster loans under the authority of this Declaration will not be accepted subsequent to March 31, 1960.

Dated: September 15, 1960.

PHILIP MCCALLUM,
Administrator.

[F.R. Doc. 60-8901; Filed, Sept. 23, 1960; 8:45 a.m.]

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