

# federal register

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(The items in this list were editorially compiled as an aid to FEDERAL REGISTER users. Inclusion or exclusion from this list has no legal significance. Since this list is intended as a reminder, it does not include effective dates that occur within 14 days of publication.)

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- This is a listing of public bills enacted by Congress and approved by the President, together with the law number, the date of approval, and the U.S. Statutes citation. Subsequent lists will appear every Wednesday in the FEDERAL REGISTER and copies of the laws may be obtained from the U.S. Government Printing Office.
- S. 2174..... Pub. Law 93-260  
Civil Service retirement system, survivor annuities  
(April 9, 1974; 88 Stat. 76)
- S. 2747..... Pub. Law 93-259  
Fair Labor Standards Amendments of 1974  
(April 8, 1974; 88 Stat. 55)
- H.J. Res. 941..... Pub. Law 93-261  
Veterans Administration, supplemental appropriation  
(April 11, 1974; 88 Stat. 76)

# Rules and Regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

## Title 15—Commerce and Foreign Trade

### CHAPTER III—DOMESTIC AND INTERNATIONAL BUSINESS ADMINISTRATION, DEPARTMENT OF COMMERCE

#### PART 364—TRADE FAIRS IN THE UNITED STATES

##### Revocation of Part

Part 364 of Chapter III of Title 15 of the Code of Federal Regulations is revoked. The authority for the issuance of Part 364 has been transferred to the Assistant Secretary for Tourism of the Department of Commerce under the provisions of Department of Commerce Organization Order 10-7 of March 14, 1974 (39 FR 11212).

Dated: April 10, 1974.

M. VAN GESSEL,  
Deputy Assistant Secretary  
for International Commerce.

[FR Doc.74-8767 Filed 4-16-74;8:45 am]

### CHAPTER VI—BUREAU OF DOMESTIC COMMERCE, DEPARTMENT OF COMMERCE

#### PART 667—OFFICIAL U.S. GOVERNMENT RECOGNITION OF AND PARTICIPATION IN INTERNATIONAL EXPOSITIONS HELD IN UNITED STATES

##### Revocation of Part

Part 667 of Chapter VI of Title 15 of the Code of Federal Regulations, the only regulations in this chapter, is revoked. The authority for the issuance of Part 667 has been transferred to the Assistant Secretary for Tourism of the Department of Commerce under the provisions of Department of Commerce Organization Order 10-7 of March 14, 1974 (39 FR 11212). Accordingly, Chapter VI of Title 15 is vacated.

Dated: April 10, 1974.

M. VAN GESSEL,  
Deputy Assistant Secretary  
for International Commerce.

[FR Doc.74-8768 Filed 4-16-74;8:45 am]

## Title 7—Agriculture

### CHAPTER I—AGRICULTURAL MARKETING SERVICE (STANDARDS, INSPECTION, MARKETING PRACTICES), DEPARTMENT OF AGRICULTURE

#### PART 52—PROCESSED FRUITS AND VEGETABLES, PROCESSED PRODUCTS THEREOF, AND CERTAIN OTHER PROCESSED FOOD PRODUCTS

##### United States Standards for Grades of Processed Raisins

On pages 2485 through 2487 of the FEDERAL REGISTER of January 22, 1974, there was published a notice of proposed rulemaking to issue an amendment to the United States Standards for Grades of Processed Raisins. The proposed amendment defined "discolored" raisins for the purpose of these standards. The discoloration appears periodically, principally on the capstem end of bleached or light-colored raisins. While it affects the overall appearance of the product, it is not serious enough to be classified as "damaged" as defined and limited in these standards. Therefore, in order to clarify the intent of these standards and promote uniformity in their application, this new category of defect, with appropriate allowances, was proposed. Interested persons were given until March 1, 1974, to submit written data, views, or arguments regarding the proposed amendment.

The (California) Raisin Administrative Committee submitted the only comments to the proposal. Their comments support the proposal and request its adoption.

No written objections have been received and the proposed amendment is hereby adopted without change and is set forth below.

NOTE: Compliance with the provisions of these standards shall not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act or with applicable State laws and regulations.

The amendment is as follows:  
Section 52.1845 is revised to read as follows:

#### § 52.1845 Grades of Thompson Seedless Raisins.

(a) \* \* \*

(1) Not more than 1 piece of stem per 96 ounces of raisins may be present;

(2) Not more than 15 capstems per 16 ounces of raisins may be present;

(3) Not more than 1 percent, by weight, of raisins of all sizes may be undeveloped;

(4) Not more than 4 percent, by weight, of raisins may be discolored, damaged, or moldy: *Provided*, That not more than 2 percent, by weight, may be damaged, and not more than 2 percent, by weight, may be moldy;

(5) Not more than 5 percent, by weight, of raisins may be sugared;

(6) The appearance or edibility of the product may not be affected by slightly discolored raisins or raisins damaged by fermentation or any other defect not previously described; and

(7) No grit, sand, or silt of any consequence may be present that affects the appearance or edibility of the raisins.

(b) \* \* \*

(1) Not more than 2 pieces of stem per 96 ounces of raisins may be present;

(2) Not more than 25 capstems per 16 ounces of raisins may be present;

(3) Not more than 2 percent, by weight, of "small (or midget) size" raisins may be undeveloped; and not more than 1 percent, by weight, of raisins other than "small (or midget) size" may be undeveloped;

(4) Not more than 6 percent, by weight, of raisins may be discolored, damaged, or moldy: *Provided*, That not more than 3 percent, by weight, may be damaged, and not more than 3 percent, by weight, may be moldy;

(5) Not more than 10 percent, by weight, of raisins may be sugared;

(6) The appearance or edibility of the product may not be more than slightly affected by slightly discolored raisins or raisins damaged by fermentation or any other defect not previously described; and

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(7) No grit, sand, or silt of any consequence may be present that affects the appearance or edibility of the raisins.

(c) \* \* \*

(1) Not more than 4 pieces of stem per 96 ounces of raisins may be present;

(2) Not more than 35 capstems per 16 ounces of raisins may be present;

(3) Not more than 2 percent, by weight, of "small (or midget) size" raisins may be undeveloped; and not more than 1 percent, by weight, of raisins other than "small (or midget) size" may be undeveloped;

(4) Not more than 9 percent, by weight, of raisins may be discolored,

damaged, or moldy; *Provided*, That not more than 5 percent, by weight, may be damaged, and not more than 4 percent, by weight, may be moldy;

(5) Not more than 15 percent, by weight, of raisins may be sugared;

(6) The appearance or edibility of the product may not be materially affected by slightly discolored raisins or raisins damaged by fermentation or any other defect not previously described; and

(7) Not more than a trace of grit, sand, or silt may be present that affects the appearance or edibility of the raisins.

(d) \* \* \*

TABLE I.—ALLOWANCES FOR DEFECTS IN TYPE I, THOMPSON SEEDLESS RAISINS

Defects	U.S. Grade A or U.S. Fancy	U.S. Grade B or U.S. Choice	U.S. Grade C or U.S. Standard
Maximum count (per 96 ounces)			
Pieces of stem.....	1	2	4
Maximum count (per 16 ounces)			
Capstems.....	15	25	35
Maximum (percent by weight)			
Undeveloped.....	All sizes.....	1 Small size.....	2 Small size.....
		Other sizes.....	1 Other sizes.....
Sugared.....	5	10	15
Discolored, damaged or moldy raisins.....	4	6	9
Provided these limits are not exceeded:			
Damaged.....	2	3	5
Moldy.....	2	3	4
Appearance or edibility of product			
Slightly discolored or damaged by fermentation or any other defect described above.	May not be affected.....	May not be more than slightly affected.	May not be materially affected.
Grit, sand, or silt.....	None of any consequence may be present that affects the appearance or edibility of the product.		Not more than a trace may be present that affects the appearance or edibility of the product.

Section 52.1847 is revised to read as follows:

§ 52.1847 Grades of Muscat Raisins.

(a) \* \* \*

(1) Not more than 1 piece of stem per 32 ounces of raisins may be present;

(2) Not more than 10 capstems per 16 ounces of raisins may be present in other than uncapstemmed raisins; and not more than 20 loose capstems per 16 ounces of raisins may be present in uncapstemmed raisins;

(3) Not more than 12 seeds per 16 ounces of raisins in Seeded or Soda-dipped Seeded raisins may be present;

(4) Not more than 1 percent, by weight, of raisins may be undeveloped;

(5) Not more than 5 percent, by weight, of raisins may be discolored, damaged, or moldy; *Provided*, That not more than 3

percent, by weight, may be damaged, and not more than 2 percent, by weight, may be moldy;

(6) Not more than 5 percent, by weight, of raisins may be sugared;

(7) The appearance or edibility of the product may not be affected by slightly discolored raisins or raisins damaged by fermentation or any other defect not previously described; and

(8) No grit, sand, or silt of any consequence may be present that affects the appearance or edibility of the raisins.

(b) \* \* \*

(1) Not more than 2 pieces of stem per 32 ounces of raisins may be present;

(2) Not more than 15 capstems per 16 ounces of raisins may be present in other than uncapstemmed raisins; and not more than 20 loose capstems per 16

ounces of raisins may be present in uncapstemed raisins;

(3) Not more than 15 seeds per 16 ounces of raisins in Seeded or Soda-dipped Seeded raisins may be present;

(4) Not more than 2 percent, by weight, of raisins may be undeveloped;

(5) Not more than 7 percent, by weight, of raisins may be discolored, damaged, or moldy: *Provided*, That not more than 4 percent, by weight, may be damaged, and not more than 3 percent, by weight, may be moldy;

(6) Not more than 10 percent, by weight, of raisins may be sugared;

(7) The appearance or edibility of the product may not be more than slightly affected by slightly discolored raisins or raisins damaged by fermentation or any other defect not previously described; and

(8) No grit, sand, or silt of any consequence may be present that affects the appearance or edibility of the raisins.

(c) \* \* \*

(1) Not more than 3 pieces of stem per 32 ounces of raisins may be present;

(2) Not more than 20 capstems per 16

ounces of raisins may be present in other than uncapstemed raisins; and not more than 20 loose capstems per 16 ounces of raisins may be present in uncapstemed raisins;

(3) Not more than 20 seeds per 16 ounces of raisins in Seeded or Soda-dipped Seeded raisins may be present;

(4) Not more than 2 percent, by weight, of raisins may be undeveloped;

(5) Not more than 9 percent, by weight, of raisins may be discolored, damaged, or moldy: *Provided*, That not more than 5 percent, by weight, may be damaged, and not more than 4 percent, by weight, may be moldy;

(6) Not more than 15 percent, by weight, of raisins may be sugared;

(7) The appearance or edibility of the product may not be materially affected by slightly discolored raisins or raisins damaged by fermentation or any other defect not previously described; and

(8) Not more than a trace of grit, sand, or silt may be present that affects the appearance or edibility of the raisins.

(d) \* \* \*

more than 2 percent, by weight, may be damaged, and not more than 2 percent, by weight, may be moldy;

(5) Not more than 5 percent, by weight, of raisins may be sugared;

(6) The appearance or edibility of the product may not be affected by slightly discolored raisins or raisins damaged by fermentation or any other defect not previously described; and

(7) No grit, sand, or silt of any consequence may be present that affects the appearance or edibility of the raisins.

(b) \* \* \*

(1) Not more than 2 pieces of stem per 32 ounces of raisins may be present;

(2) Not more than 45 capstems per 16 ounces of raisins may be present;

(3) Not more than 2 percent, by weight, of raisins may be undeveloped;

(4) Not more than 6 percent, by weight, of raisins may be discolored, damaged, or moldy: *Provided*, That not more than 3 percent, by weight, may be damaged, and not more than 3 percent, by weight, may be moldy;

(5) Not more than 10 percent, by weight, of raisins may be sugared;

(6) The appearance or edibility of the product may not be more than slightly affected by slightly discolored raisins or raisins damaged by fermentation or any other defect not previously described; and

(7) No grit, sand, or silt of any consequence may be present that affects the appearance or edibility of the raisins.

(c) \* \* \*

(1) Not more than 3 pieces of stem per 32 ounces of raisins may be present;

(2) Not more than 65 capstems per 16 ounces of raisins may be present;

(3) Not more than 2 percent, by weight, of raisins may be undeveloped;

(4) Not more than 9 percent, by weight, of raisins may be discolored, damaged, or moldy: *Provided*, That not more than 5 percent, by weight, may be damaged, and not more than 4 percent, by weight, may be moldy;

(5) Not more than 15 percent, by weight, of raisins may be sugared;

(6) The appearance or edibility of the product may not be materially affected by slightly discolored raisins or raisins damaged by fermentation or any other defect not previously described; and

(7) Not more than a trace of grit, sand, or silt may be present that affects the appearance or edibility of the raisins.

(d) \* \* \*

TABLE II.—Allowances for defects in Type II, Muscat Raisins

Defects	U.S. Grade A or U.S. Fancy	U.S. Grade B or U.S. Choice	U.S. Grade C or U.S. Standard
Maximum count (per 32 ounces)			
Pieces of stem.....	1	2	3
Maximum count (per 16 ounces)			
Capstems in other than uncapstemed types.....	10	15	20
Seeds in seeded types.....	12	15	20
Loose capstems in uncapstemed types.....	20	20	20
Maximum (percent by weight)			
Undeveloped.....	1	2	2
Sugared.....	5	10	15
Discolored, damaged, or moldy.....	5	7	9
Provided these limits are not exceeded:			
Damaged.....	3	4	5
Moldy.....	2	3	4
Appearance or edibility of product			
Slightly discolored or damaged by fermentation or any other defect not described above.....	May not be affected	May not be more than slightly affected.	May not be materially affected.
Grit, sand, or silt.....	None of any consequence may be present that affects the appearance or edibility of the product.	May not be more than a trace may be present that affects the appearance or edibility of the product.	Not more than a trace may be present that affects the appearance or edibility of the product.

Section 52.1849 is revised to read as follows:

§ 52.1849 Grades of Sultana Raisins.

(a) \* \* \*

(1) Not more than 1 piece of stem per 32 ounces of raisins may be present;

(2) Not more than 25 capstems per 16 ounces of raisins may be present;

(3) Not more than 1 percent, by weight, of raisins may be undeveloped;

(4) Not more than 4 percent, by weight, of raisins may be discolored, damaged, or moldy; *Provided*, That not

TABLE III.—Allowances for defects in Type III, Sultan Raisins

Defects	U.S. Grade A or U.S. Fancy	U.S. Grade B or U.S. Choice	U.S. Grade C or U.S. Standard
Maximum count (per 32 ounces)			
Pieces of stems.....	1	2	3
Maximum count (per 16 ounces)			
Capstems.....	25	46	65
Maximum (percent by weight)			
Undeveloped.....	1	2	2
Sugared.....	5	10	15
Discolored, damaged, or moldy.	4	6	9
Provided these limits are not exceeded:			
Damaged.....	2	3	5
Moldy.....	2	3	4
Appearance or edibility of product			
Slightly discolored or damaged by fermentation or any other defect not described above.	May not be affected.....	May not be more than slightly affected.	May not be materially affected.
Grit, sand, or silt.....	None of any consequence may be present that affects the appearance or edibility of the product.		Not more than a trace may be present that affects the appearance or edibility of the product.

Section 52.1851 is revised by adding the following definition:

**§ 52.1851 Definition of terms.**

(i) "Slightly discolored" means a raisin affected by a brown to dark brown discolored area around the capstem end of the raisin that is less than the area of a circle  $\frac{1}{8}$  inch in diameter.

(j) "Discolored" means a raisin affected by a brown to dark brown discolored area around the capstem end of the raisin that equals or exceeds the area of a circle  $\frac{1}{8}$  inch in diameter; *Provided*, That the overall appearance, keeping quality and edibility of the product are not seriously affected.

**§ 52.1852 [Revoked]**

Section 52.1852 is revoked.

*Effective date.* The amendment to the United States Standards for Grades of Processed Raisins, which have been in effect since September 1, 1968, shall become effective on May 15, 1974.

Dated: April 10, 1974.

E. L. PETERSON,  
Administrator,  
Agricultural Marketing Service.

[FR Doc.74-8686 Filed 4-16-74;8:45 am]

**CHAPTER VI—SOIL CONSERVATION SERVICE, DEPARTMENT OF AGRICULTURE**  
**PART 652—RELOCATION ASSISTANCE**

The purpose of this publication is to codify existing policies and procedures on relocation assistance applicable to the Soil Conservation Service (SCS) under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (Pub. L. 91-646, 84 Stat. 1894; 42 U.S.C. 4601 et seq.). The Act provides for uniform and equitable treatment of persons displaced from their homes, businesses, or farms by federal and federal financially assisted programs.

Since the relocation assistance policies and procedures of U.S. Department of Agriculture were previously published (38 FR 10623-10632) under the making procedures of 5 U.S.C. 553 and are applicable to all federal and federal financially assisted programs administered by SCS, it was determined that no purpose would be served by inviting public participation with respect to this publication.

Dated: April 11, 1974.

NORMAN A. BERG,  
Acting Administrator,

- Sec.  
652.1 Purpose and scope.  
652.2 Relocation agreement.  
652.3 Delegation of authority.

*AUTHORITY:* Pub. L. 91-646, 84 Stat. 1894 (42 U.S.C. 4601 et seq.); 38 FR 10623-10632, 7 CFR Pt. 21.

**§ 652.1 Purpose and scope.**

This part describes the policies and procedures of the Soil Conservation Service (SCS) for the implementation of §§ 21.101-21.902 of this title. These sections relate to the treatment of persons displaced from their homes, businesses, or farms, and are applicable to federal and federal financially assisted programs administered by SCS.

**§ 652.2 Relocation agreement.**

(a) The SCS share of the cost of relocation payments will be paid in accordance with the provisions of a relocation agreement entered into between the displacing agency and SCS. The relocation agreement shall identify the persons, businesses, and farm operations being displaced and set forth the responsibilities of SCS and the displacing agency with respect to the displacements.

(b) The relocation agreement may be entered into when SCS has determined that:

(1) The assurances required by § 21.901 of this title have been given;

(2) The proposed element of work that will cause displacement is included in an approved program agreement. A program agreement is that agreement in which SCS and a cooperating local agency first commit their resources to the carrying out of an undertaking;

(3) The proposed element of work is covered by an executed operation and maintenance agreement, if required; and

(4) Federal funds are available for the element of work.

**§ 652.3 Delegation of authority.**

SCS state conservationists are authorized to execute relocation agreements and to make approvals, determinations and take other relocation actions on behalf of SCS, except for the following reserved to the Administrator:

(a) Waive the requirement that a comparable replacement dwelling be available prior to the displacement of an individual or family.

(b) If adequate comparable replacement housing is not available, take action to develop a replacement housing in accordance with the guidelines of 24 CFR Part 43.

(c) Authorize early disposal of records in connection with contracting for relocation assistance advisory services.

(d) Review of a legal opinion by a chief legal officer of a state that mobile homes cannot be considered as replacement housing under state law.

(e) Determine items of expense not published in § 21.305 of this title that may be allowed.

[FR Doc.74-8757 Filed 4-16-74;8:45 am]

**CHAPTER VII—AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE (AGRICULTURAL ADJUSTMENT), DEPARTMENT OF AGRICULTURE**

**PART 729—PEANUTS**

**Subpart—1974 Crop of Peanuts: Acreage Allotments and Marketing Quotas**

**VALENCIA SHORT SUPPLY DETERMINATION**

*Basis and purpose.* The provisions of § 729.106 are issued under section 358(c) (2) of the Agricultural Adjustment Act of 1938, as amended, (7 U.S.C. 1358(c) (2)). The purpose of § 729.106 is to make a determination on the basis of the average yield per acre of Valencia type peanuts during the five year period 1969-73, adjusted for trends in yields and abnormal conditions of production affecting yields, that the supply of Valencia type peanuts for the 1974-75 marketing year will be insufficient to meet estimated demand for cleaning and shelling purposes at prices at which the Commodity Credit Corporation may sell for such purposes peanuts owned or controlled by CCC. The State allotments for States producing Valencia type peanuts are increased in order to meet such demand. The latest available statistics of the Federal Government were used in making these determinations.

Notice of the proposed determination with respect to Valencia type peanuts under section 358(c) (2) of the act was published in accordance with 5 U.S.C. 553 (80 Stat. 383) in the FEDERAL REGISTER of March 4, 1974 (39 F.R. 8165). The recommendations received in response to such notice were considered and adopted to the extent permitted by the act. In order that peanut farmers may be notified as soon as possible of any increases of farm allotment for the 1974 crop, it is essential that § 729.106 be made effective as soon as possible. Accordingly, it is hereby determined and found that compliance with 30-day effective date requirement of 5 U.S.C. 553 is impracticable and contrary to the public interest and § 729.106 shall be effective on April 16, 1974.

**§ 729.106 Additional allotment for Valencia type peanuts of the 1974 crop.**

(a) *Determination of short supply.* The term "Valencia type peanuts" means the term of peanuts as defined in § 729.7(c) of the Allotment and Marketing Quota Regulations for Peanuts of the 1972 and Subsequent Crops (37 FR 2645, 3629). It is hereby determined that the supply of Valencia type peanuts for the 1974-75 marketing year (August 1, 1974 through July 31, 1975) determined in accordance with section 358(c) (2) of the act will be insufficient to meet the estimated demand for Valencia type peanuts for cleaning and shelling purposes at prices at which the Commodity Credit Corporation may sell for such purposes peanuts owned or controlled by it.

(b) *State allotment increases for 1974 crop.* The State allotment for peanuts of the 1974 crop for States which produced Valencia type peanuts during any one or more of the years 1971, 1972 and 1973 shall be increased in the aggregate by 2,416 acres which is determined to be the additional acreage required to meet the estimated demand for Valencia type peanuts for cleaning and shelling purposes at the price at which CCC may sell for such purposes peanuts owned or controlled by it.

(c) *Apportionment of allotment increase to States for 1974 crop.* The aggregate of State allotment increases in the amount of 2,416 acres established under paragraph (b) of this section is hereby apportioned to States on the basis of the average acreage of Valencia type peanuts in each State in 1971, 1972 and 1973. For this purpose, the term "farm allotment" means the allotment before any increase from released acreage or any additional allotment for the farm under section 358(c) (2) of the act in the three base years. The apportionment of additional allotment under this paragraph does not increase the State allotment for any State above the 1947 harvested acreage of peanuts for such State. The following table sets forth the apportionment to States.

State	1947 harvested average of peanuts	1971-73 average harvested acreage of Valencia peanuts <sup>1</sup>	1974 increase in basic state allotment for Valencia type peanuts	1974 previous State allotment	1974 revised State allotment
Acres					
Alabama	463,000	45	17	216,697	216,714
Arizona				761	761
Arkansas	8,000			4,184	4,184
California				930	930
Florida	105,000			55,545	55,545
Georgia	1,124,000	2		529,855	529,855
Louisiana	4,000			1,945	1,945
Mississippi	13,000	58	21	7,492	7,513
Missouri				247	247
New Mexico	14,000	5,501	2,143	5,787	7,930
North Carolina	292,000	7	3	167,878	167,881
Oklahoma	325,000			138,348	138,348
South Carolina	26,000	4	2	13,801	13,803
Tennessee	5,000	3	1	3,606	3,607
Texas	836,000	590	229	358,005	358,234
Virginia	162,000			104,829	104,829
U.S. total	3,377,000	6,210	2,416	1,610,000	1,612,416

<sup>1</sup> Less increase in State allotment for Valencia short supply.

(d) *No credit for future allotments.* The additional allotment apportioned under this section is in addition to the national acreage allotment, the production from such acreage is in addition to the national marketing quota and such additional allotment shall not be considered in establishing future State, county, or farm acreage allotments.

(Secs. 358(c) (2), 375, 65 Stat. 29, 52 Stat. 66, as amended; 7 U.S.C. 1358(c) (2), 1375).

Effective date: April 16, 1974.

Signed at Washington, D.C., on April 11, 1974.

GLENN A. WEIR,  
Acting Administrator, Agricultural Stabilization and Conservation Service.

[FR Doc. 74-8759 Filed 4-16-74; 8:45 am]

**CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE**

[Grapefruit Reg. 39, Amdt. 1]

**PART 909—GRAPEFRUIT GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA**

**Limitation of Shipments**

This amendment to Grapefruit Regulation 39 relaxes the color requirement for the handling of grapefruit grown in Arizona and designated part of California. The amendment permits the shipment of grapefruit which are slightly colored, the same color requirement as in the U.S. No. 2 grade. Currently, grapefruit must be fairly well colored, the same requirement as in the U.S. No. 1 grade. The need for the amendment stems from the fact that Coachella Valley Ruby grapefruit is regreening at this time of the season, making it difficult for the fruit to meet the U.S. No. 1 color requirement. All other requirements would be continued unchanged. The amended regulation is issued pursuant to the Agricultural Marketing Agreement

Act of 1937, as amended, and Marketing Order No. 909.

*Findings.* (1) Pursuant to Marketing Order No. 909, as amended (7 CFR Part 909), regulating the handling of grapefruit 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 of the Administrative Committee (established under the aforesaid amended marketing 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) This amendment is based upon an appraisal of the current grapefruit crop and the current and prospective market conditions. It relaxes the color requirement for the handling of grapefruit grown in Arizona and designated part of California. The amendment permits the shipment of grapefruit which are slightly colored, the same color requirement as in the U.S. No. 2 grade. Grapefruit Regulation 39 provides that grapefruit shall be fairly well colored, the same requirement as in the U.S. No. 1 grade. The need for the amendment stems from the fact that Coachella Valley Ruby grapefruit is regreening at this time of the season, making it difficult for the fruit to meet the U.S. No. 1 color requirement. Eating quality is in now way affected. Therefore, on April 4, 1974, the committee, with all members or alternates voting, by a vote of 8 to 2, recommended relaxing the minimum color requirement.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking procedure, and postpone the effective date of this amendment until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 553) because 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

[Amdt. 1]

**PART 959—ONIONS GROWN IN SOUTH TEXAS****Limitation of Shipments**

*Findings.* (a) Pursuant to Marketing Agreement No. 143 and Order No. 959, both as amended (7 CFR Part 959), regulating the handling of onions grown in designated counties in South Texas, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and upon the basis of the recommendations and information submitted by the South Texas Onion Committee, established pursuant to said marketing agreement and order, and upon other available information, it is hereby found that the amendment to the limitation of shipments regulation, hereinafter set forth, will tend to effectuate the declared policy of the act.

Currently the domestic onion market is rather dull. About April 15, a ship is scheduled to take on an export order of approximately 100,000 bags of South Texas onions. This should act as a positive market influence. This amendment is necessary to provide the time for handlers to pack and load the requested quantity of onions for export when such activities would otherwise be prohibited.

(b) It is hereby found that it is impracticable and contrary to the public interest to give preliminary notice, or engage in public rule making procedure, and that good cause exists for not postponing the effective date of this amendment until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 553) in that (1) this amendment must become effective immediately if producers are to derive any benefits therefrom, (2) compliance with this amendment will not require any special preparation on the part of handlers, (3) information regarding the proposed regulation has been made available to producers and handlers in the production area, and (4) this amendment relieves restrictions on the handling of onions grown in the production area.

Regulation, as amended.

In § 959.314 (39 FR 2351) the introductory paragraph is hereby amended by adding the following thereto:

**§ 959.314 Limitation of shipments.**

\* \* \* \* \* *Provided*, That the prohibition against packaging or loading of onions on Sundays shall not be applicable on April 14 and 21, 1974, to onions only for export.

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

*Effective date.* Issued April 12, 1974 to become effective upon issuance.

CHARLES R. BRADER,  
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 74-8847 Filed 4-16-74; 8:45 am]

effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective date. The Administrative Committee held a meeting on April 4, 1974, to consider recommendation for regulation; the recommendation and supporting information for the amendment during the period specified herein were promptly submitted to the Department after such meeting; necessary supplemental economic and statistical information upon which this recommended amendment is based were received April 5, 1974; information regarding the provisions of the amended regulation recommended by the committee has been disseminated to shippers of grapefruit, grown as aforesaid; this amendment is identical with the recommendation of the committee; it is necessary, in order to effectuate the declared policy of the act, to make this amendment effective on the date hereinafter set forth; and, compliance with this amendment will not require any special preparation on the part of the persons subject thereto which cannot be completed on or before the effective date hereof, and this amendment relieves restrictions on the handling of grapefruit.

*Order.* In § 909.339 (Grapefruit Regulation 39; 38 FR 28285), the provisions of paragraph (a)(1) which precede subdivision (ii) are amended to read as follows:

**§ 909.339 Grapefruit Regulation 39.**

(a) *Order.* (1) Except as otherwise provided in subparagraph (2) of this paragraph, during the period April 15, 1974, through August 31, 1974, no handler shall handle from the State of California or the State of Arizona to any point outside thereof except Mexico:

(i) Any grapefruit which do not meet the requirements for the U.S. No. 2 grade which for purpose of this section shall include as a part of the fairly well formed requirement, the requirement that the fruit be free from peel that is more than 1 inch in thickness at the stem end (measured from the flesh to the highest point of the peel): *Provided*, That in lieu of the tolerances provided for the U.S. No. 2 grade, the following tolerances, by count, shall be allowed for the defects listed:

(a) 10 percent for fruit which is not at least slightly colored;

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

Dated April 11, 1974, to become effective April 15, 1974.

CHARLES R. BRADER,  
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc. 74-8853 Filed 4-16-74; 8:45 am]

**Title 9—Animals and Animal Products****CHAPTER I—ANIMAL AND PLANT HEALTH INSPECTION SERVICE, DEPARTMENT OF AGRICULTURE****SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS (INCLUDING POULTRY) AND ANIMAL PRODUCTS; EXTRAORDINARY EMERGENCY REGULATION OF INTRASTATE ACTIVITIES****PART 82—EXOTIC NEWCASTLE DISEASE; AND PSITTACOSIS OR ORNITHOSIS IN POULTRY****Area Quarantined**

This amendment quarantines an additional portion of El Paso County in Texas because of the existence of exotic Newcastle disease. Therefore, the restrictions pertaining to the interstate movement of poultry, mynah and psittacine birds, and birds of all other species under any form of confinement, and their carcasses and parts thereof, and certain other articles, from quarantined areas, as contained in 9 CFR Part 82, as amended, will apply to the quarantined area.

Accordingly, Part 82, Title 9, Code of Federal Regulations, is hereby amended in the following respect:

In § 82.3, in paragraph (a)(1) relating to the State of Texas, subdivision (i) relating to El Paso County is amended and a new subdivision (iv) relating to El Paso County is added to read:

**§ 82.3 Areas quarantined.**

(a) \* \* \*

(1) *Texas.* (i) That portion of El Paso County bounded by a line beginning at the junction of Copia Street and the United States-Mexico International boundary line; thence, following Copia Street in a northeasterly direction to Interstate Highway Loop 110; thence, following Interstate Highway Loop 110 in a northeasterly direction to the southern boundary of Interstate Highway 10; thence, following the southern boundary of Interstate Highway 10 in a southeasterly direction to the El Paso-Hudspeth County line; thence, following the El Paso-Hudspeth County line in a southwesterly direction to the United States-Mexico International Boundary line; thence, following the United States-Mexico International Boundary line in a northwesterly direction to its junction with Copia Street.

(iv) That portion of El Paso County bounded by a line beginning at the junction of the northern boundary of Interstate Highway 10 and the western boundary of Chelsea Street; thence, following the western boundary of Chelsea Street in a northerly direction to the Fort Bliss Military Reservation boundary line; thence, following the Fort Bliss Military Reservation boundary line in a northwesterly direction to the western edge of the Right-of-Way boundary of the Southern Pacific Railroad tracks; thence, following the western edge of the Right-of-Way boundary of the Southern Pacific Railroad in a northeasterly direction to the southern edge of Hercules Avenue;



thence, following the southern edge of Hercules Avenue in a westerly direction to the eastern edge of Alabama Street; thence, following the eastern edge of Alabama Street in a southwesterly direction to the eastern edge of Arizona Street; thence, following the eastern edge of Arizona Street in a southwesterly direction to the eastern edge of Cotton Street; thence, following the eastern edge of Cotton Street in a southerly direction to the northern edge of Interstate Highway 10; thence, following the northern edge of Interstate Highway 10 in an easterly direction to its junction with Chelsea Street.

(Secs. 4-7, 23 Stat. 32, as amended; secs. 1 and 2, 32 Stat. 791-792, as amended; secs. 1-4, 33 Stat. 1264, 1265, as amended; Secs. 3 and 11, 76 Stat. 130, 132; (21 U.S.C. 111-113, 115, 117, 120, 123-126, 134b, 134f); 37 FR 28464, 28477; 38 FR 19141.)

**Effective date.** The foregoing amendment shall become effective April 12, 1974.

The amendment imposes certain restrictions necessary to prevent the interstate spread of exotic Newcastle disease, a communicable disease of poultry, and must be made effective immediately to accomplish its purpose in the public interest. It does not appear that public participation in this rulemaking proceeding would make additional relevant information available to the Department.

Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and contrary to the public interest, and good cause is found for making the amendment effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 12th day of April 1974.

J. M. HEJL,  
Acting Deputy Administrator,  
Veterinary Services, Animal  
and Plant Health Inspection  
Service.

[FR Doc. 74-8844 Filed 4-16-74; 8:45 am]

**Title 16—Commercial Practices  
CHAPTER I—FEDERAL TRADE  
COMMISSION**

[Docket No. C-2493]

**PART 13—PROHIBITED TRADE  
PRACTICES**

**Diamond Shamrock Corp.**

Subpart—Reciprocity: § 13.2110 *Reciprocal arrangements, agreements, understandings, etc.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Diamond Shamrock Corporation, Cleveland, Ohio, Docket C-2493, Mar. 18, 1974]

**In the Matter of Diamond Shamrock Corporation, a corporation.**

Consent order requiring a Cleveland, Ohio, chemical manufacturer and explorer and producer of crude oil and natural gases, among other things to cease entering into reciprocal dealings or understandings which systematically use actual or potential purchases to obtain or increase sales to certain companies.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

For the purposes of this order, the definitions below shall apply, although words of inclusion used herein are not words of limitation:

"Respondent Diamond" includes Diamond Shamrock Corporation, a corporation, its subsidiaries, successors, and assigns. "Respondent Diamond" shall not include Pickands, Mather & Co. ("PM"), Diamond Shamrock Oil & Gas Company ("Oil & Gas"), subsidiaries of PM or Oil & Gas, or successors and assigns of PM or Oil & Gas.

"Company" includes any business entity and its subsidiaries.

"Purchase" and "purchases" include any receipt of products, services, or raw materials from another company in exchange for money, products, services, or raw materials, other than any such receipt in connection with any transaction not prohibited by this order.

"Sell" and "sales" include any conveyance of products or raw materials to, or any performance of services for another company in exchange for money, products, services, or raw materials, other than any such conveyance in connection with any transaction not prohibited by this order.

"Personnel" includes officers, directors, employees agents and representatives.

"Purchasing decision" includes any decision as to the selection of any supplier, the allocation of purchases among suppliers, the purchase of any products, services or raw materials, the failure or refusal to place any company on a bidders list, the failure or refusal to designate any company as a qualified bidder, the selection of a winning bidder, or the continuance, discontinuance, in-

crease or decrease of purchases from any supplier.

**I. It is ordered.** That respondent Diamond, its officers, directors, employees, agents, and representatives, directly or through any corporate or other device, shall forthwith cease and desist from:

(a) Purchasing or entering into or adhering to any agreement or understanding to purchase from an actual or potential supplier on the mutual understanding that any of such purchases are conditioned upon or related to any sales by respondent Diamond or any other company;

(b) Selling or entering into or adhering to any agreement or understanding to sell to an actual or potential customer on the mutual understanding that any of such sales are conditioned upon or related to purchases by respondent Diamond or any other company;

(c) Communicating to another company that:

1. Respondent Diamond's purchasing decisions will or may be conditioned upon or related to sales by respondent Diamond or any other company;

2. Sales by respondent Diamond will or may be conditioned upon or related to purchases by respondent Diamond or any other company.

Nothing contained in subparagraphs (a), (b), or (c) shall prevent respondent Diamond from entering into, adhering to, or performing under any contractual term pursuant to which the volume of a product, service, or raw material purchased or sold depends upon amounts of said product, service, or raw material used or resold by the purchaser.

(d) Discussing, comparing, exchanging, or utilizing data regarding actual or potential sales by respondent Diamond to any actual or potential supplier in making any purchasing decision;

(e) Discussing, comparing, or exchanging statistical data or other information with another company in order to ascertain, develop, facilitate, or further any relationship between purchases and sales of the nature prohibited by this order;

(f) Preparing or maintaining statistical data which compares or otherwise relates respondent Diamond's actual or potential purchases from a company to its actual or potential sales to such company;

(g) Causing or permitting any of respondent Diamond's personnel whose primary duties are to directly obtain sales on behalf of respondent Diamond, including, but not limited to respondent Diamond's personnel holding any of the positions listed in Appendix 2, hereof, to:

1. Engage in purchasing;
2. Obtain statistical data or other information which shows actual or potential purchases from any company;
3. Specify or recommend to any other of respondent Diamond's personnel that any purchasing decision should be made because of the status of any company as an actual or potential customer;

(h) Causing or permitting any of respondent Diamond's personnel whose primary duties are to directly purchase on behalf of respondent Diamond, including but not limited to, respondent Diamond's personnel holding any of the positions listed in Appendix 3, below, to:

1. Engage in obtaining or attempting to obtain sales;
2. Obtain statistical data or other information which shows actual or potential sales to any company;
3. Specify or recommend to any other of respondent Diamond's personnel that sales could or should be made to any company because of the status of such company as an actual or potential supplier;

The obligations imposed under paragraphs (d), (f), (g), and (h) shall terminate and cease to be effective on and after the tenth (10th) anniversary of the date of this order.

II. *It is further ordered*, That respondent Diamond shall, within thirty (30) days subsequent to the date of this order, withdraw (and provide for continued isolation of):

- a. From the possession, custody, and control of all of its personnel holding any of the positions listed in Appendix 2, below, all statistical data and other information which shows actual or potential purchases from another company;
- b. From the possession, custody, and control of all of its personnel holding any of the positions listed in Appendix 3, below, all statistical data and other information which shows actual or potential sales to another company.

III. *It is further ordered* That respondent Diamond shall within thirty (30) days subsequent to the date of this order:

- (a) Issue a copy of Attachment A, below, together with a copy of this order, to each of its personnel who has, at any time since January 1, 1970, held any of the positions listed in Appendices, 1, 2, or 3, below, or who has compiled or distributed statistical sales or purchasing data, or who has directed or supervised such compilation or distribution;
- (b) Insert and maintain the language of Attachment A, below, within all manuals and other such documents which set out respondent Diamond's policies or procedures for purchasing or for obtaining sales or its policies relating to the compilation or distribution of statistical purchase or sales data.

(c) Instruct each of its personnel holding any of the positions listed in Appendix 3, below, to refrain from purchasing from a company with the purpose or effect of promoting or inducing sales to such company.

IV. *It is further ordered*, That respondent Diamond shall, within sixty (60) days subsequent to the date of this order mail a copy of Attachment B, below, together with a copy of this order, to:

- (a) Each company from which it has, in any of the three (3) calendar years preceding the date of this order, made purchases in excess of Fifty Thousand Dollars (\$50,000) in value;
- (b) Each company to which it has, in any of the three (3) calendar years preceding the date of this order, made sales in excess of Fifty Thousand Dollars (\$50,000) in value.

V. *It is further ordered*, That respondent Diamond shall notify the Federal Trade Commission at least thirty (30) days prior to any proposed change in its corporate structure, such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries, or any other change in the respondent which may affect compliance obligations arising out of this order.

VI. *It is further ordered*, That respondent Diamond shall, within sixty (60) days subsequent to the date of this order cause each of its then-current personnel who holds any of the positions listed in Appendix 1, 2 or 3, below, to complete and furnish to respondent Diamond's legal department a statement in the form of Attachment C, below.

VII. *It is further ordered*, That for a period of three years from the date of this order, respondent Diamond shall:

- (a) Distribute a copy of Attachment A, below, together with a copy of this order, to each of its personnel who, at any time subsequent to the date of this order, succeeds to any of the positions listed in Appendix 1, 2 or 3, below;
- (b) Cause each of its personnel referred to in paragraph a., above, to complete and furnish to respondent Diamond's law department a statement in the form of Attachment C, below, within 30 days after succeeding to any position listed in Appendix 1, 2 or 3, below.

VIII. *It is further ordered*, That respondent Diamond shall submit to the Federal Trade Commission, within sixty (60) days subsequent to the third (3rd) anniversary of the date of this order, all statements which it has received pursuant to sections VI and VII, above.

IX. *It is further ordered*, That respondent Diamond shall within sixty (60) days subsequent to the date of this order, file with the Federal Trade Commission a written report setting forth in detail the manner and form in which it has complied with this order, including, but not limited to the following:

- (a) The name and title of each individual to whom copies of Attachment A, below, and this order were issued pursuant to section III, above;

(b) The name of each company to which copies of Attachment B, below, and this order were mailed pursuant to section IV, above;

X. *It is further ordered*, That respondent Diamond shall forthwith distribute a copy of this order to each of its operating divisions and units.

XI. *It is further ordered*, That nothing contained in this order shall:

- (a) Prohibit respondent Diamond from entering into arrangements (whether tolling, purchase and sale or otherwise) for the conversion or fabrication of products or raw materials, whether such conversion or fabrication operations are performed by or for respondent Diamond;
- (b) Prohibit respondent Diamond from contracting for construction work or for the manufacture or installation of equipment or facilities for its own use on the condition that respondent Diamond's products, goods or services are to be used in the performance of such contracts;

(c) Prohibit respondent Diamond from offering, in connection with the sale of its products or goods, to purchase from or convert for purchasers thereof by-products, such as scrap and spent acid, generated by them in their operations in an amount and of a kind which does not exceed the amount and kind of byproduct such as scrap and spent acid, normally generated by them in the use of respondent Diamond's products or goods: *Provided, however*, That such purchasers shall not be obligated to sell such by-products to respondent Diamond or to have them converted by respondent Diamond as a condition of respondent Diamond's sale to such purchasers;

(d) Prohibit respondent Diamond from receiving or conveying products, services or raw materials under any term of any agreement or other mutual undertaking where such term provides for the exchange of products, services or raw materials of like or substantially like kinds.

(e) Prohibit respondent Diamond from receiving or conveying products, services, or raw materials under any term of any agreement or other mutual undertaking by which a supplier or potential supplier of a product, service or raw material in short supply requires respondent Diamond, as a condition of purchase by respondent Diamond, unilaterally imposed by such actual or potential supplier, to supply certain products, services or raw materials to that supplier or potential supplier.

(f) Prohibit respondent Diamond's personnel holding any of the positions listed on Appendix 2, below, and followed by brackets ( ), from purchasing products, services, or raw materials for purposes of resale by respondent Diamond in the same or altered form: *Provided, however*, That, such purchasing does not have the purpose or effect of developing, facilitating, or furthering any relationship between purchases and sales of the nature prohibited by this order.

(g) Prohibit respondent Diamond's personnel holding any of the positions listed on Appendix 3, hereof, from making any sales of products, raw materials,

capital goods, or inventory which is defective, obsolete, or similarly unusable: *Provided, however,* That such sales do not have the purpose or effect of developing, facilitating, or furthering any relationship between purchases and sales of the nature prohibited by this order.

*Provided, however,* That nothing in this Paragraph or any of its subparagraphs shall be construed as having application to, or limiting in any manner whatsoever, any other proceeding or investigation initiated by the Federal Trade Commission, and that the Federal Trade Commission reserves the right to take further action including the issuance of a complaint with respect to transactions of the nature described in this paragraph and each of its subparagraphs in the event that it shall at any time in the future have reason to believe that any of such transactions may violate any of the statutes administered by it.

XII. *It is further ordered,* That respondent Diamond shall, for a period of five (5) years subsequent to the date of this order, maintain and retain:

(a) All written contracts and agreements of the nature described in paragraph XI-d, above, and

(b) Documents sufficient to disclose the terms and substance of all oral contracts and agreements of the nature described in paragraph XI-d, above;

Together with documents sufficient to show the total annual dollar value and/or volume of deliveries and receipts pursuant to each such written or oral contract and agreement.

Issued March 18, 1974.

By the Commission.

[SEAL] CHARLES A. TOBIN,  
*Secretary.*

ATTACHMENT A

Regarding: Federal Trade Commission order Concerning the Selling and Purchasing Activities of Diamond Shamrock Corporation and its Subsidiaries.

Pursuant to an order of the Federal Trade Commission, we issue the following policies and guidelines:

*General.* No personnel of the Company shall:

1. Discuss, compare, or exchange statistical data or other information with another company in order to ascertain, develop, facilitate, or further any relationship between our purchases and our sales.

2. Prepare, maintain or in any manner obtain statistical data which compares or otherwise relates our actual or potential purchases from a company to our actual or potential sales to such company.

*Purchasing.* It is our policy to purchase solely on the basis of price, quality, and service. Purchasing personnel shall be prepared to justify all purchases in light of these criteria. No purchase may be conditioned upon or related to our sales or sales by any other company, nor shall any employee suggest or imply to any actual or potential supplier that any purchase is so conditioned or related.

No purchasing personnel shall:

1. Engage in obtaining or attempting to obtain sales;

2. In any manner obtain statistical data or other information which shows actual or potential sales to any company;

3. Specify or recommend to any of our non-purchasing personnel that sales could or should be made to any company.

*Selling.* No personnel of the Company promoting or obtaining sales to any actual or potential customer shall suggest or imply that such sales are conditioned upon or related to our purchases or purchases by any other company.

No sales personnel shall:

1. Engage in purchasing;

2. In any manner obtain statistical data or other information which shows actual or potential purchases from any company;

3. Specify or recommend to any of our non-sales personnel that purchases could or should be made from any company.

The provisions of the order contain various conditions, and in the case of any conflict between the above statement of policies and guidelines and the terms of the order, the latter shall prevail.

ATTACHMENT B

To Our Customers and Suppliers:

Pursuant to the attached order of the Federal Trade Commission, we herewith advise you that it is the policy of Diamond Shamrock Corporation and its subsidiaries to purchase solely on the basis of price, quality, and service. We wish to assure you that our purchases will in no way be conditioned upon or related to our sales to you or any other company.

Chief Executive Officer

ATTACHMENT C

Name and address  
Position

I have been supplied with a copy of the order of the Federal Trade Commission against Diamond Shamrock Corporation dated \_\_\_\_\_, and a copy of Attachment A thereto. I have read those documents and have received an explanation of the Order from counsel for the Company and counsel has answered my questions concerning it. I understand that the Order may affect the manner in which my duties may be conducted on behalf of the Company and that violation of its provisions may subject me to disciplinary proceedings which may include dismissal from my employment. I further understand that I may in the future be required to respond to inquiries by authorized representatives of the Federal Trade Commission regarding the manner in which I have conducted such duties. Accordingly, I am filing for my reference a copy of the Order and Attachment A thereto.

Signature

APPENDIX 1

EXECUTIVE PERSONNEL—DIAMOND SHAMROCK CORPORATION

Chairman of the Board and Chief Executive Officer

President and Chief Operating Officer

Executive Vice President, Corporate Development

Vice President, Finance

Vice President, Research & Corporate Development

Vice President, Administration

Vice President and Secretary

Treasurer

Controller

EXECUTIVE PERSONNEL—DIAMOND SHAMROCK CHEMICAL COMPANY

President

Vice President, Diamond Shamrock Corporation

Executive Vice President

Group Vice President

Senior Vice President

Vice President

APPENDIX 2

Personnel whose primary duties are directly to obtain sales on behalf of Respondent Diamond:

AG CHEM SALES SPECIALIST

AG Chem Division

ASSISTANT DISTRICT SALES MANAGER

District Sales Offices

ASSISTANT PRODUCT MANAGER

Electro Chemicals Division-Soda Products Division

AUTOMOTIVE ACCOUNT REPRESENTATIVE

Dacromet

DIRECTOR OF SALES

Industrial Chemicals Sales Office

DISTRICT PRODUCT MANAGERS

District Sales Offices

DISTRICT SALES MANAGERS

District Sales Offices

DIVISION SALES MANAGER

Electro Chemicals Division

FIELD SALES MANAGER

Nopco Division

FIELD SALES SUPERVISOR

Nopeco Division

GROUP MARKET MANAGER

Nopco Division

MANAGER-MARKETING AND SALES

Soda Products Division

MANAGER SANURIL SYSTEMS

Concord

MANAGER SANILEC SYSTEMS

Concord

MARKET DEVELOPMENT SPECIALIST

Concord

MARKET MANAGER

Nopco Division

MARKETING SPECIALIST

Nopco Division

NATIONAL ACCOUNTS MANAGER

Agricultural Chemicals Division

NATIONAL ACCOUNTS SALES REPRESENTATIVE

Fine Chemicals Division

NATIONAL ACCOUNTS SUPERVISOR

Nopco Division

PRODUCT MANAGER [ ]

AG Chem Division-Soda Products Division-Electro Chemicals Division

REGIONAL MANAGER

Plastics Division

REGIONAL SALES MANAGER

AG Chem Division-Fine Chemicals Division

SALESMAN

Chemetals Division-Nopco Division-Fine Chemicals Division-District Sales Offices

SALES COORDINATOR

Chemetals Division-Nopco Division

SALES MANAGER

Chemetals Division-Dacromet-Nopco Division-Harte & Co.

## SALES REPRESENTATIVE

Harte &amp; Co.

## SALES TECHNICAL SERVICE MAN

Plastics Division

## SENIOR TECHNICAL SALES REPRESENTATIVE

Plastics Division

## TECHNICAL SALES REPRESENTATIVE

Nopco Division—Plastics Division

## TECHNICAL SPECIALIST

Concord

## VICE PRESIDENT, MARKETING

Harte &amp; Co.

## APPENDIX 3

Personnel whose primary duties are directly to purchase on behalf of Respondent Diamond:

## ASSISTANT PURCHASING AGENT

Nopco Division

## BUYER

Purchasing Department—Deek Park Works

## JUNIOR BUYER

Purchasing Department

## MANAGER ADMINISTRATION

Chemicals Division

## MANAGER PRODUCT DEVELOPMENT AND COORDINATION

Fine Chemicals Division

## MANAGER/PURCHASING AND STORES

Purchasing Department

## MATERIALS MANAGER

Purchasing Department

## NATIONAL ACCOUNTS/FLEET ADMINISTRATION

Purchasing Department

## PLANT PURCHASING AGENT

Purchasing Department

## PROJECT COORDINATOR

Purchasing Department

## PURCHASING AGENT

Purchasing Department

## PURCHASING FIELD ADMINISTRATOR

Purchasing Department

## PURCHASING MANAGER

Purchasing Department

## PURCHASING STORE MANAGER

Deer Park Works

## SENIOR BUYER

Purchasing Department—Deer Park Works

## SUPERVISOR OF CONSTRUCTION

Purchasing Department

## WORKS PURCHASING AGENT

Deer Park Works

[FR Doc. 74-8777 Filed 4-16-74; 8:45 am]

[Docket No. C-2494]

## PART 13—PROHIBITED TRADE PRACTICES

## Tri-State Aluminum, et al.

Subpart—Advertising falsely or misleadingly; § 13.10 *Advertising falsely or misleadingly*; § 13.15 *Business status,*

*advantages, or connections*; 13.15-70 *Financing activities*; § 13.125 *Limited offers or supply*; § 13.155 *Prices*; 13.-155-100 *Usual as reduced, special, etc.*; § 13.160 *Promotional sales plans*; § 13.260 *Terms and conditions*. Subpart—Failing to maintain records: § 13.1051 *Failing to maintain records*; 13.1051-20 *Adequate*. Subpart—Misrepresenting oneself and goods—Business status, advantages or connections: § 13.1417 *Financing activities*;—Goods; § 13.1647 *Guarantees*; § 13.1747 *Special or limited offers*;—Prices; § 13.1825 *Usual as reduced or to be increased*. Subpart—Offering unfair, improper and deceptive inducements to purchase or deal: § 13.2013 *Offers deceptively made and evaded*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45)

*In the Matter of Tri-State Aluminum, et al. a Corporation, and A. E. Whitworth and William M. Townsend, Individually and as Officers of Said Corporation.*

Consent order requiring a Wildwood, Ga., seller and distributor of residential siding and other products, among other things to cease misrepresenting the amount, type and extent of the credit terms arranged for purchasers; that products, installations or services are guaranteed; prices or savings, and offers as limited or restricted as to time; failing to maintain adequate records; using schemes or devices to obtain leads or prospects for the sale of products or services; and discouraging the purchase of or disparaging its advertised products.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

*Order. It is ordered*, That respondents Tri-State Aluminum, a corporation, and A. E. Whitworth and William M. Townsend, individually and as officers of said corporation, and respondents' agents, representatives and employees, and their successors and assigns, directly or through any corporate or other device or under any other name or names, in connection with the advertising, offering for sale, sale and distribution of home improvement materials in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication that purchasers of respondents' products, installations or services are granted easy or assured credit terms by financial institutions with which respondents deal; or misrepresenting in any manner the amount, type, extent or any other facet of the credit terms respondents arrange or may arrange for their purchasers;

2. Representing, directly or by implication, that any of respondents' products, installations or services are warranted or guaranteed, unless the nature and extent of the warranty or guarantee, the identity of the warrantor or guarantor and the manner in which the warrantor or

guarantor will perform thereunder are clearly and conspicuously disclosed in immediate conjunction therewith; and unless respondents promptly and fully perform all of their obligations and requirements, directly or impliedly represented, under the terms of each such warranty or guarantee;

3. Representing, directly or by implication, that any price for respondents' products, installations or services is a special or reduced price, unless such price constitutes a significant reduction from an established selling price at which such products, installations or services have been sold in substantial quantities by respondents in the recent regular course of their business; or misrepresenting, in any manner, their prices or the savings available to their purchasers;

4. Representing, directly or by implication, that any of respondents' offers to sell products, installations or services are limited as to time or restricted or limited in any other manner, unless such represented limitations or restrictions are actually in force and in good faith adhered to;

5. Failing to maintain adequate records, (a) which disclose the facts upon which any savings claim, including former pricing claims and comparative value claims of the type discussed in paragraphs Three and Four of this order are based; and (b) from which the validity of any savings claim, including former pricing claims and similar representations of the type described in Paragraphs Three and Four of this order can be determined;

6. Using, in any manner, a sales plan, scheme or device wherein false, misleading or deceptive statements or representations are made in order to obtain leads or prospects for the sale of other products, installations or services;

7. Making representations purporting to offer products, installations or services for sale when the purpose of such representations are not to sell the offered products, installations or services but to obtain leads or prospects for the sale of other products, installations or services at higher prices;

8. Discouraging the purchase of or disparaging any product, installation or service which is advertised or offered for sale by respondents.

*It is further ordered*, That the individual respondent named herein promptly notify the Commission of the discontinuance of his present business or employment and of his affiliation with a new business or employment. Such notice shall include respondent's current business or employment in which he is engaged as well as a description of his duties and responsibilities.

*It is further ordered*, That respondents notify the Commission at least thirty (30) days prior to any proposed change in the corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the cor-

poration which may affect compliance obligations arising out of the order.

It is further ordered, That respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

Issued: March 19, 1974.

By the Commission.

[SEAL] CHARLES A. TOBIN,  
Secretary.

[FR Doc.74-8776 Filed 4-16-74; 8:45 am]

#### Title 21—Food and Drugs

### CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

#### SUBCHAPTER A—GENERAL

### PART 3—STATEMENTS OF GENERAL POLICY OR INTERPRETATION

#### Ozone Generators and Other Devices Generating Ozone

A notice was published in the FEDERAL REGISTER of June 27, 1972 (37 FR 12644), setting forth a proposal by the Commissioner of Food and Drugs that Part 3 of Title 21 of the Code of Federal Regulations be amended by promulgation of a regulation concerning devices which generate and emit ozone. Interested persons were invited to file written comments on the proposal within 60 days of the date of its publication in the FEDERAL REGISTER.

Comments were received from eleven manufacturers/distributors, seven individuals, two industry associations, one materials research and environmental testing laboratory, and one utility company.

1. A review of the comments indicated some confusion as to precisely what equipment is considered to come within the meaning of "ozone generators and other devices" generating and "emitting ozone".

The proposed regulation was intended to apply only to "devices" as that term is defined in section 201(h) of the Federal Food, Drug, and Cosmetic Act as amended. The act defines "device" to mean "instruments, apparatus, and contrivances, including their components, parts, and accessories, intended (1) for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in man or other animals; or (2) to affect the structure or any function of the body of man or other animals". This would include ozone generating devices such as air purifiers, deodorizers, germicidal devices, etc., and other devices which generate ozone, when health claims are made for them. The fear-voiced by some comments that items such as electrostatic copiers, movie projectors, electronic home entertainment equipment, etc., will be covered by the regulation is unfounded, and this statement is not intended to apply to those types of products unless health claims are made for them. The Commissioner has expressed his concern over the generation and emission of

harmful amounts of ozone from such products to the Consumer Product Safety Commission, which has jurisdiction over such products.

2. Three comments objected to the statement that ozone has no known useful, medical application in specific, adjunctive, or preventive therapy. In two cases the comments were accompanied by either references to scientific literature or by copies of papers which purportedly proved the value of ozone as a bactericide, moldicide, deodorizer, etc., at concentrations below 0.05 part per million (ppm). One comment stated that ozone has been used as an adjunct in surgical procedures to kill bacteria and promote healing of wounds and also for treatment of dermatological disorders.

The Commissioner finds that ozone, to be effective as a bactericide or deodorizer, must be present in concentrations far greater than that which can be safely tolerated by man and other animals. Conversely, if ozone is used at levels where it will have no adverse effects on man or other animals it will have no effectiveness as a bactericide or deodorizer. Background data and information supporting this finding have been filed with the Hearing Clerk.

3. Three comments asserted that a portion of the adverse effects on biological systems attributed in the literature to ozone might be due to the concomitant generation and emission of the oxides of nitrogen. Two of these alleged that sulfur dioxide might be implicated. One comment spoke in terms of "other contaminants". No definitive data accompanied these comments.

The Commissioner knows of no scientific evidence which would establish the validity of these contentions. Accordingly, they are rejected as unsupported.

4. Two comments took exception to the statement that ozone is a "toxic gas".

The "Handbook of Physics and Chemistry," 47th ed., The Chemical Rubber Co., Cleveland, OH, in a table on the toxicity of gases and the "Handbook of Laboratory Safety," 2d ed., The Chemical Rubber Co., Cleveland, OH, in a table of chemical hazard information list ozone with a toxicity comparable to phosgene and chlorine, both readily recognized as toxic gases. A copy of each table has been filed with the Hearing Clerk.

5. Several comments objected to the use of the word "emits" in the proposed regulation. The basis for this objection was that in measuring the amount of ozone emitted from a particular device, no allowance would be made for ambient (background) levels of ozone from other sources which might be present in the air being drawn into the device. Thus, in measuring the ozone in the air coming from the device there would be a certain amount of background ozone added to any generated ozone. Some comments suggested that the word "emits" be changed to "generates".

Since the Commissioner's concern is with the amount of ozone generated by a particular device, he agrees that this suggestion has merit. Therefore, the word "emits" has been changed to "generates".

6. Several comments criticized the proposal to set a limit of "0.05" ppm of ozone by volume of air as an acceptable limit of ozone accumulation "in the atmosphere of enclosed living space or space intended to be occupied by people for long periods of time". The comments argue that it is beyond their ability to control the manner in which a device is used or misused. For example, they have no control, other than in the labeling, over the size or contents of the rooms in which their products may be used. They state that room size, contents, and other factors will affect the amount of ozone that will accumulate in a given space, and that the manufacturer should not be held responsible if the user disregards instructions or warnings in the labeling and uses their product in a room of a different size than recommended by the manufacturer.

The Commissioner has concluded that manufacturers can prepare labeling to make allowance for proper use of a device. Such labeling should specify minimum room sizes in which the devices should be used, taking into consideration such factors as duty cycles (for devices which operate cyclically or periodically), possible malfunctions, etc.

7. Two comments suggested that since ozone is unstable and decomposes rapidly or reacts with oxidizable objects in the immediate environment, the regulation should permit a generation and emission limit greater than 0.05 ppm while retaining the accumulation limit of not more than 0.05 ppm of ozone in the atmosphere of enclosed living space.

The Commissioner finds that, taking into consideration all the variables associated with ozone production and ozone breakdown, there is no way to guarantee the rapid breakdown of ozone which would prevent the accumulation of ozone in amounts exceeding 0.05 ppm. Accordingly, the limit of 0.05 ppm by volume of air will stand as originally proposed.

8. Five comments suggested that FDA provide specifications for and/or reference to apparatus and methods of measurement of ozone which will enable the affected industry to comply with this regulation.

While not considering it necessary to make the use of a specific test method for measuring ozone concentration mandatory, the Commissioner does recognize the need to offer guidance. The method and apparatus specified in 40 CFR Part 50, the regulation concerning "National Primary and Secondary Ambient Air Quality Standards" issued by the Environmental Protection Agency and published in the FEDERAL REGISTER on November 25, 1971 (36 FR 22384), or any other equally sensitive and accurate method may be employed.

The following supportive data and background information have been assembled and are on display in the office of the Hearing Clerk, Food and Drug Administration, Room 6-86, 5600 Fishers Lane, Rockville, MD 20852:

1. Title 40—Protection of Environment, Chapter I—Environmental Protection Agency, Subchapter C—Air Programs, Part 50—National Primary

and Secondary Ambient Air Quality Standards, FEDERAL REGISTER, 36 FR 22369, 22384-22398, Nov. 25, 1971.

2. "Toxicology of Ozone," *Aerospace Medicine*, Air Force Pamphlet No. 161-2-4 TB MED 256, Departments of The Air Force and The Army, Washington, Jan. 20, 1966.

3. "Toxicity of Some Gases and Vapors," *Handbook of Chemistry and Physics*, 47th ed., p. F-56, The Chemical Rubber Co., Cleveland, OH.

4. "Tables of Chemical Hazard Information," *Handbook of Laboratory Safety*, 2d ed., pp. 668-687, 714-719, 740-741, 798, 799, 802-803, The Chemical Rubber Co., Cleveland, OH.

5. "Threshold Limit Values," *Industrial Toxicology*, pp. 364-366, Reprinted from the A.M.A. Archives of Industrial Hygiene, 11:521-524, June 1955.

6. Jaffee, Louis S., "The Biological Effects of Ozone on Man and Animals," *American Industrial Hygiene Association Journal*, pp. 267-277, May-June 1967.

7. Heuter, Gordon F., Ph.D. and Martin Fritzhand, M.D., "Oxidants and Lung Biochemistry A Brief Review," Research Triangle Park, NC, *Archives of Internal Medicine* 128:48-53, July 1971.

8. Huber, Gary L., M.D., et al., "Alterations in the Lung Following the Administration of Ozone," *Archives of Internal Medicine* 128:81-86, July 1971.

9. Stokinger, H. E. Ph.D., "Ozone Toxicology," *Archives of Environmental Health*, 10:719-731, May 1965.

10. "Community Air Quality Guide for Ozone," *American Industrial Hygiene Association Journal*, 29(3):299-303, May-June 1968.

11. "Statement on Biologic Effects of Ozone," Occupational Health Research and Training Facility, Division of Occupational Health, U.S. Public Health Service, 1014 Broadway, Cincinnati, OH, Aug. 1964.

12. "Table IV—Ozone Concentration" and "Biography," ARI Sub-Committee on Ozone Measurement, Sept. 1971.

13. Alpert, Stephen M., et al., "Effects of Exposure to Ozone on Defensive Mechanisms of the Lung," Environmental Protection Agency, Air Pollution Control Office, Cincinnati, OH 45237, *Journal of Applied Physiology*, 31(2):247-252, Aug. 1971.

14. Goldstein, W., et al., "Adverse Influence of Ozone on Pulmonary Bactericidal Activity of Murine Lung," *Nature*, Vol. 29, Jan. 22, 1971.

15. Hutchinson, F. W., "Health Effects of Irons and of Ozone in Comfort Air Conditioning," *Heating and Ventilating*, pp. 76-78, March 1944.

16. Siedlacki, Jerome T., MS, "Electronic Air Cleaners and Ozone," AMA Department of Occupational Health, Chicago, *Journal of the American Medical Association*, 213(6):1044, Aug. 10, 1970.

After consideration of the comments and all available data, the Commissioner has decided to adopt the following regulation which he believes will provide allowance for an adequate margin of

safety regarding the generation and emission of ozone by devices.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 501(c), 502(j), 701(a), 52 Stat. 1050, 1051, 1055; 21 U.S.C. 351(c), 352(j), 371(a)) and under authority delegated to the Commissioner (21 CFR 2.120), Part 3 is amended by adding thereto the following new section:

**§ 3.96 Maximum acceptable level of ozone.**

(a) Ozone is a toxic gas with no known useful medical application in specific, adjunctive, or preventive therapy. In order for ozone to be effective as a germicide, it must be present in a concentration far greater than that which can be safely tolerated by man and animals.

(b) Although undesirable physiological effects on the central nervous system, heart, and vision have been reported, the predominant physiological effect of ozone is primary irritation of the mucous membranes. Inhalation of ozone can cause sufficient irritation to the lungs to result in pulmonary edema. The onset of pulmonary edema is usually delayed for some hours after exposure; thus, symptomatic response is not a reliable warning of exposure to toxic concentrations of ozone. Since olfactory fatigue develops readily, the odor of ozone is not a reliable index of atmospheric ozone concentration.

(c) A number of devices currently on the market generate ozone by design or as a byproduct. Since exposure to ozone above a certain concentration can be injurious to health, any such device will be considered adulterated and/or misbranded within the meaning of sections 501 and 502 of the act if it is used or intended for use under the following conditions:

(1) In such a manner that it generates ozone at a level in excess of 0.05 part per million by volume of air circulating through the device or causes an accumulation of ozone in excess of 0.05 part per million by volume of air (when measured under standard conditions at 25° C (77° F) and 76 millimeters of mercury) in the atmosphere of enclosed space intended to be occupied by people for extended periods of time (e.g., houses, apartments, hospitals, and offices). This applies to any such device, whether portable or permanent or part of any system, which generates ozone by design or as an inadvertent or incidental product.

(2) To generate ozone and release it into the atmosphere in hospitals or other establishments occupied by the ill or infirm.

(3) To generate ozone and release it into the atmosphere and does not indicate in its labeling the maximum acceptable concentration of ozone which may be generated (not to exceed 0.95 part per million by volume of air circulating through the device) as established herein and the smallest area in which such device can be used so as not to produce an ozone accumulation in excess of 0.05 part per million.

(4) In any medical condition for

which there is no proof of safety and effectiveness.

(5) To generate ozone at a level less than 0.05 part per million by volume of air circulating through the device and it is labeled for use as a germicide or deodorizer.

(d) This section does not affect the present threshold limit value of 0.10 part per million (0.2 milligram per cubic meter) of ozone exposure for an 8-hour-day exposure of industrial workers as recommended by the American Conference of Governmental Industrial Hygienists.

(e) The method and apparatus specified in 40 CFR Part 50, or any other equally sensitive and accurate method, may be employed in measuring ozone pursuant to this section.

*Effective date.* This order shall become effective on or before June 17, 1974.

(Secs. 501(c), 502(j), 701(a), 52 Stat. 1050, 1051, 1055; 21 U.S.C. 351(c), 352(j), 371(a))

Dated: April 9, 1974.

SAM D. FINE,  
Associate Commissioner  
for Compliance.

[FR Doc. 74-8754 Filed 4-16-74; 8:45 am]

**PART 121—FOOD ADDITIVES**

**Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food**

**DEFOAMING AGENT**

In the FEDERAL REGISTER of October 4, 1972 (37 FR 20878), notice was given that a petition (FAP 3B2841) had been filed by Rohm and Haas Co., Independence Mall West, Philadelphia, PA 19105, proposing that § 121.2519 (21 CFR 121.2519) be amended to provide for safe use of mixed alkyl methacrylate esters-butyl methacrylate, N-vinyl pyrrolidone-modified copolymers as components of defoaming agents used in the manufacture of paper and paperboard intended to contact food.

The Commissioner of Food and Drugs, having evaluated data in the petition and other relevant material, concludes that the food additive regulations should be amended to provide for safe use of the petitioned additive under the preferred chemical nomenclature set forth below.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under authority delegated to the Commissioner (21 CFR 2.120), § 121.2519(d)(3) is amended by alphabetically inserting a new item as follows:

**§ 121.2519 Defoaming agents used in the manufacture of paper and paperboard.**

\* \* \* \* \*  
(d) \* \* \*  
(3) \* \* \*

Polymer derived from N-vinyl pyrrolidone combined during its polymerization with

copolymers derived from the mixed alkyl (C<sub>12</sub>, C<sub>15</sub>, C<sub>18</sub>, C<sub>20</sub>, and C<sub>22</sub>) methacrylate esters and butyl methacrylate; the combined polymer contains no more than 5 weight percent of polymer units derived from N-vinyl pyrrolidone and is present at a level not to exceed 7 parts per million by weight of the finished dry paper and paperboard fibers.

Any person who will be adversely affected by the foregoing order may at any time on or before May 17, 1974, file with the Hearing Clerk, Food and Drug Administration, Rm. 6-86, 5600 Fishers Lane, Rockville, MD 20852, written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order, specify with particularity the provisions of the order deemed objectionable, and state the grounds for the objections. If a hearing is requested, the objections shall state the issues for the hearing, shall be supported by grounds factually and legally sufficient to justify the relief sought, and shall include a detailed description and analysis of the factual information intended to be presented in support of the objections in the event that a hearing is held. Objections may be accompanied by a memorandum or brief in support thereof. Six copies of all documents shall be filed. Received objections may be seen in the above office during working hours, Monday through Friday.

*Effective date.* This order shall become effective on April 17, 1974.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: April 10, 1974.

SAM D. FINE,  
Associate Commissioner  
for Compliance.

[FR Doc.74-8755 Filed 4-16-74;8:45 am]

**Title 33—Navigation and Navigable Waters**  
**CHAPTER I—COAST GUARD,**  
**DEPARTMENT OF TRANSPORTATION**  
[CGD 73-72R]  
**PART 117—DRAWBRIDGE OPERATION**  
**REGULATIONS**  
**Shaws Cove, Connecticut**

This amendment changes the regulations for the Penn Central Railroad drawbridge across Shaws Cove, New London Harbor, Connecticut, to permit additional closed periods. This amendment was circulated as a public notice dated April 18, 1973 by the Commander, Third Coast Guard District, and was published in the FEDERAL REGISTER as a notice of proposed rule making (CGD 73-72P) on April 18, 1973 (38 FR 9592). Seventy replies, including a petition with 56 signatures, were received. One had no objection to the proposal. Two requested no change in the present regulations; however, these regulations should be changed to reflect current navigational needs. One requested no reduction in the current opening periods and recommended that these periods be increased. This is being partially accomplished through the issuance of the revised regu-

lations. One had no objection to the proposal but stated that the eight hour notice requirement at night during the winter months could be cumbersome. The Coast Guard feels that this requirement will not be cumbersome; however, if this does prove to be the case, these regulations may be revised. One recommended that the open on signal periods for April 1 through November 30 be extended to at least 9 p.m. and one recommended that the open on signal periods be from 5 a.m. to 8 p.m. Sixty-three replies (including the petition) recommended open on signal periods from April 1 through November 30 from 5 a.m. to 10 p.m. The Coast Guard feels that these recommendations are valid and these periods are therefore adopted.

Accordingly, Part 117 of Title 33 of the Code of Federal Regulations is amended by revising § 117.105 to read as follows:

**§ 117.105 Shaws Cove, Conn.; Penn Central railroad bridge.**

(a) From December 1 through March 31:

(1) Monday through Friday from 8 a.m. to 5 p.m. the draw shall open on signal.

(2) Monday through Friday from 5 p.m. to 8 a.m. and on Saturdays and Sundays, the draw shall open on signal if at least eight hours notice is given.

(b) From April 1 through November 30:

(1) From 5 a.m. to 10 p.m. the draw shall open on signal.

(2) From 10 p.m. to 5 a.m. the draw shall open on signal if at least one hours notice is given.

(c) The draw need not open on signal if a train is approaching so closely that it may not be safely stopped; however, a vessel shall not be delayed more than 10 minutes.

(d) When an emergency arises that may endanger life or property during the closed periods outlined in paragraphs (a)(2) and (b)(2) of this section, the draw shall open with the least possible delay after notification to take such action has been given to the bridge owner or his authorized representative.

(e) Signals: (1) The opening signal from the vessel is one long blast followed by one short blast.

(2) The acknowledging signal from the drawtender is one long blast followed by one short blast when the draw will be opened immediately or four short blasts when the draw cannot be opened immediately. A red flag or ball by day, and a red light at night shall be also conspicuously displayed when the draw cannot be opened.

(f) The owner of or agency controlling the bridge shall conspicuously post notices containing the substance of these regulations, both upstream and downstream, on the bridge or elsewhere in such a manner that they can easily be read at any time from an approaching vessel. This notice shall state who to contact to have the draw opened during periods when advance notice is required.

(Sec. 5, 28 Stat. 362, as amended, sec. 6(g)(2), 80 Stat. 937; (33 U.S.C. 499, 49 U.S.C. 1655(g)(2)); 49 CFR 1.46(c)(5), 33 CFR 1.05-1(c)(4))

*Effective date.* This revision shall become effective on May 20, 1974.

Dated: April 9, 1974.

W. M. BENKERT,  
Rear Admiral, U.S. Coast Guard,  
Chief, Office of Marine Environment and Systems.

[FR Doc.74-8804 Filed 4-16-74;8:45 am]

**Title 38—Pensions, Bonuses, and Veterans' Relief**

**CHAPTER I—VETERANS ADMINISTRATION**

**PART 14—LEGAL SERVICES, GENERAL COUNSEL**

**Sanctions Against an Attorney or Agent in Certain Cases; Revocation**

Section 14.648 is revoked. This section provides sanction with respect to any attorney or agent who directly or indirectly (1) requests aid and assistance in the prosecution of a claim from any Member of Congress, any government official or representative (other than one administering Veterans Administration programs), or any organization recognized by the Veterans Administration; or (2) requests or advises a claimant to seek such aid in the prosecution of a claim, by making such actions subject to inquiry as to the agent or attorney's competence to represent claimants and by forfeiting his right to fees in such case. This section is obsolete. The sanction it reflects has not been imposed for many years.

In addition § 14.639 is amended to delete reference to an obsolete form letter and minor editorial changes have been made to §§ 14.641 and 14.644 designed to reflect agency policy to avoid any appearance of seeming to preclude benefits for female veterans, dependents, or beneficiaries. No substantive change affecting benefits is involved.

Compliance with the provisions of § 1.12 of this chapter, as to notice of proposed regulatory development and delayed effective date, is unnecessary in this instance since the section being revoked is obsolete and contrary to current general agency policy.

1. Section 14.639 is revised to read as follows:

**§ 14.639 Rules of recognition.**

No person other than an accredited representative of a recognized organization shall be recognized in the preparation, presentation, or prosecution of any claim under statutes administered by the Veterans Administration, unless he has been recognized as an attorney or agent pursuant to the regulations in this part, except (a) that any person (who is a citizen of the United States, or a resident of the United States or of one of its possessions) may be recognized for the purpose of a particular claim upon filing with the office where such claim folder is located a proper power of attorney and a statement signed by such person and

the claimant that no fee or compensation of whatsoever nature shall be charged or paid for the services rendered, and, except (b) in claims for insurance benefits under a contract in which the Government admits liability on the contract, there is no issue or contest as to the designated beneficiary, and it is reasonably apparent that the attorney or agent will not charge a fee. In the first class of cases the attorney should be advised by letter regarding the requirements of being recognized in a particular claim or generally. In the latter class of cases, a paragraph substantially as follows should be incorporated in the letter acknowledging receipt of the claim:

The evidence submitted by you in connection with the claim for insurance benefits in the instant case has been received, and an adjudication of the claim for benefits will be made as expeditiously as possible. It is understood, of course, that you are not entitled to any fee for services performed by you in connection with the preparation and presentation of this claim, inasmuch as you have not been regularly recognized to present claims before the Veterans Administration by the Administrator of Veterans Affairs.

2. Section 14.641 is revised to read as follows:

§ 14.641 Formalities of power of attorney.

A power of attorney, in order to be recognized as good and valid, must be signed by the claimant or his or her guardian and be acknowledged before an officer authorized to administer oaths for general purposes or before an employee of the Veterans Administration to whom authority to administer oaths has been delegated.

3. Section 14.644 is revised to read as follows:

§ 14.644 Revocation of power of attorney and discharge of attorney or agent.

The claimant shall have the privilege of exercising the right at any stage of the claim to revoke a power of attorney or discharge his or her attorney or agent but such revocation or discharge shall not be effective as to the Veterans Administration until notice of such action shall be received by the Veterans Administration.

§ 14.648 [Revoked]

4. Section 14.648, *Requesting aid or assistance through Members of Congress et al., regarding claims*, is revoked.

*Effective date.* The revocation of § 14.648 is effective April 10, 1974.

Approved: April 10, 1974.

By direction of the Administrator.

[SEAL] R. L. ROUDEBUSH,  
Deputy Administrator.

[FR Doc. 74-8815 Filed 4-16-74; 8:45 am]

## Title 40—Protection of Environment

### CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

#### SUBCHAPTER C—AIR PROGRAMS

#### PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES

##### Additions and Miscellaneous Amendments

###### Correction

In FR Doc. 74-4784 appearing at page 9307 as the Part II of the issue of Friday, March 8, 1974, make the following changes:

1. After the last line of § 60.111(e), insert "carbon and hydrogen".

2. In the second column on page 9317, what is now designated as "§ 61.112 Standard for hydrocarbons", should read "§ 60.112 Standard for hydrocarbons".

3. In the second line of § 60.121(c), the word "allows" should read "alloys".

4. In § 60.154:

a. In the last line of the formula in paragraph (c)(3)(i), "ft" should read "ft".

b. In the first line of the formula in paragraph (c)(3)(ii), "S<sub>D</sub>=(50)" should read "S<sub>D</sub>=(60)".

c. The formula in paragraph (d) should read as follows:

$$C_{0a} = (10^{-3}) \frac{C_{aw}}{S_D} \quad (\text{Metric Units})$$

or

$$C_{0a} = (2000) \frac{C_{aw}}{S_D} \quad (\text{English Units})$$

where:

C<sub>0a</sub> = particulate emission discharge, g/kg dry sludge (English units); lb/ton dry sludge).

10<sup>-3</sup> = Metric conversion factor, g/mg.

2000 = English conversion factor, lb/ton.

5. On page 9320, under paragraph 9. *Calculation—Concentration of carbon monoxide*, in the second equation under "where" "CO<sub>NDIR</sub>" should read "CO<sub>NDIR</sub>".

6. In the third column on page 9321, in the ninth line from the bottom of paragraph two under "3.3.1 Sodium thiosulfate solution, standard 0.1 N", "thiosulfate" should read "thiosulfate".

7. In the third column on page 9322, paragraph "4.3.2" should be transferred to appear below paragraph "4.3.1".

8. In paragraph 5.2 on page 9322, the last word "sulation" should read "solution".

9. In the formula on page 9323, put a closed parenthesis after "m".

#### SUBCHAPTER E—PESTICIDE PROGRAMS

#### PART 180—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

##### BHC and Lindane

In response to petitions (PPs 4E1442 and 4E1443) submitted by Dr. C. C.

Compton, Coordinator, Interregional Research Project No. 4, State Agricultural Experiment Station, Rutgers University, New Brunswick, NJ 08903, on behalf of the IR-4 Technical Committee and the Agricultural Experiment Stations of Arkansas, Louisiana, and Mississippi; the Texas Pecan Growers Association; Agricultural Research Service, the U.S. Department of Agriculture; and the Mississippi Department of Agriculture, a notice was published by the Environmental Protection Agency in the FEDERAL REGISTER of February 22, 1974 (39 FR 6736), proposing establishment of tolerances for negligible residues of the insecticides BHC (benzene hexachloride) and lindane (gamma isomer of benzene hexachloride) in or on the raw agricultural commodity pecans at 0.01 part per million. No comments or requests for referral to an advisory committee were received.

It is concluded that the proposal should be adopted.

Therefore, pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(e), 68 Stat. 514; 21 U.S.C. 346a(e)), the authority transferred to the Administrator of the Environmental Protection Agency (35 FR 15623), and the authority delegated by the Administrator to the Deputy Assistant Administrator for Pesticide Programs (36 FR 9038), Part 180 is amended as follows:

1. In § 180.133, by adding the following new paragraph to the end of the section:

§ 180.133 Lindane; tolerances for residues.

0.01 part per million (negligible residue) in or on pecans.

2. By revising § 180.140 to read as follows:

§ 180.140 BHC; tolerances for residues.

Tolerances are established for residues of the insecticide BHC (benzene hexachloride) in or on raw agricultural commodities as follows:

1 part per million in or on apples, apricots, asparagus, avocados, broccoli, brussels sprouts, cabbage, cauliflower, celery, cherries, collards, cucumbers, eggplants, grapes, kale, kohlrabi, lettuce, melons, mustard greens, nectarines, okra, onions (dry bulb only), peaches, pears, peppers, plums (fresh prunes), pumpkins, spinach, squash (summer and winter), strawberries, Swiss chard, and tomatoes.

0.01 part per million (negligible residue) in or on pecans.

Any person who will be adversely affected by the foregoing order may on or before May 17, 1974, file with the Hearing Clerk, Environmental Protection Agency, Room 1019E, 4th & M Streets, SW., Waterside Mall, Washington, D.C. 20460, written objections thereto in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is re-



quested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

*Effective date.* This order shall become effective on April 17, 1974.

(Sec. 408(e), 68 Stat. 514; 21 U.S.C. 346a(e))

Dated: April 11, 1974.

HENRY J. KORP,  
Deputy Assistant Administrator  
for Pesticide Programs.

[FR Doc.74-8818 Filed 4-16-74; 8:45 am]

Title 41—Public Contracts and Property Management

CHAPTER I—FEDERAL PROCUREMENT REGULATIONS

[FPR Amdt. 127]

PART 1-1—GENERAL

Suspension of Bidders

This amendment of the Federal Procurement Regulations changes the policies and procedures in Subpart 1-1.6, Debarred, Suspended, and Ineligible Bidders. The changes are designed to provide due process to suspended individuals or concerns consistent with the position taken by the Circuit Court of Appeals for the District of Columbia in *Horne Brothers, Inc. v. Laird, et. al.*, 463 F. 2d. 1268 (1972). Due process is accorded a suspended individual or concern by permitting hearings within 20 calendar days after a request for a hearing is received.

The table of contents for Part 1-1 is amended to prescribe new and revised entries as follows:

- Sec.  
1-1.605-3 Notice of suspension.  
1-1.605-4 Hearings.  
1-1.605-5 Restrictions during period of suspension.

Subpart 1-1.6—Debarred, Suspended, and Ineligible Bidders

1. Section 1-1.605-1 is amended to revise paragraph (a) (2) to read as follows:

§ 1-1.605-1 Causes and conditions under which executive agencies may suspend contractors.

(a) \* \* \*

(2) For other cause of such serious and compelling nature, affecting responsibility as a Government contractor, as may be determined by the agency to warrant suspension. However, suspensions related to matters involving the EEO clause shall be handled in accordance with regulations which may be prescribed by the Secretary of Labor.

2. Section 1-1.605-3 is revised to read as follows:

§ 1-1.605-3 Notice of suspension.

A firm or individual that has been suspended shall be furnished immediately with a notice of the suspension, by regis-

tered mail, by the head of the agency or his designee. The notice of suspension shall state that:

(a) The suspension is based on (1) an outstanding indictment, or (2) adequate evidence that the firm or individual has committed irregularities of a serious nature in business dealings with the Government, or (3) adequate evidence of irregularities which seriously reflect on the propriety of further dealings of the firm or individual with the Government. (The notice shall identify the indictment or describe the nature of the irregularities, in general terms, without disclosing the Government's evidence);

(b) The suspension is for a temporary period pending the completion of an investigation and such legal proceedings as may ensue;

(c) Bids and proposals will not be solicited from the firm or individual and, if received, will not be considered, and awards of contracts may not be made unless it is determined by the head of the agency or his authorized representative to be in the best interest of the Government;

(d) The firm or individual will not be eligible for the award of a subcontract and whenever the firm or individual is proposed as a subcontractor, the contracting officer will decline to approve subcontracting with that firm or individual in any instance in which consent is required of the Government before the subcontract is made, unless it is determined by the agency to be in the best interest of the Government to grant approval;

(e) The suspension is effective throughout the agency; and

(f) A request for hearing will be considered unless the suspension is based upon an outstanding indictment or upon advice from either the Department of Justice or the Department of Labor that such a hearing would prejudice the substantial interests of the Government, and the hearing will be held within 20 calendar days if the request is granted.

3. Section 1-1.605-4 is revised to read as follows:

§ 1-1.605-4 Hearings.

(a) *Request for hearing.* A hearing may be requested upon receipt of the notice of suspension unless the basis for suspension is an outstanding indictment against the firm or individual.

(b) *Coordination with Department of Justice.* The formal advice of the Department of Justice concerning the impact of release of evidentiary material on possible civil or criminal action against a firm or individual shall be requested upon receipt of a request for a hearing, except when the basis for suspension is already known to involve possible civil or criminal prosecution against the firm or individual. If such advice is orally given, the Department of Justice shall be requested to promptly confirm the advice in writing. The agency head or his designee shall grant the request and hold a hearing or deny the request, as provided in paragraphs (d) and (e) of this § 1-1.605-4.

(c) *Coordination with the Department of Labor.* The formal advice of the Associate Solicitor (for General Legal Services) of the Department of Labor shall be sought concerning the possible impact of the release of evidentiary material on Department of Labor proceedings against a firm or individual when a suspension is based upon a contractor's violations of labor standards subject to legal proceedings before administrative law judges of the Department of Labor. The agency head or his designee shall grant the request and hold a hearing or shall deny the request, as provided in paragraphs (d) and (e) of this § 1-1.605-4.

(d) *Hearing granted.* If a decision is made to grant a hearing, the firm or individual shall be immediately informed and the hearing shall be held not later than 20 calendar days after receipt of the request. The head of the agency or his authorized representative shall promptly decide after the hearing whether to continue or terminate the suspension and shall promptly notify the firm or individual of this decision by registered mail.

(e) *Hearing denied.* If it is determined, based upon the advice received from the Department of Justice or the Department of Labor, that to hold a hearing would adversely affect possible civil or criminal prosecution or possible Labor proceedings against the firm or individual, this determination will be reduced to writing and made a part of the formal record. Notice shall then be furnished to the firm or individual within 20 calendar days after receipt of the request for a hearing that substantial interests of the Government would be prejudiced if a hearing were held but that any information or argument in opposition to the suspension may be presented in person, in writing, or through representation. Any information or argument submitted will be promptly considered by the head of the agency or his authorized representative and, if such action is deemed warranted, the suspension shall be terminated. The firm or individual shall promptly be notified by registered mail whether the suspension is to be continued or terminated.

4. Section 1-1.605-5 is revised to read as follows:

§ 1-1.605-5 Restrictions during period of suspension.

During a period of suspension of a firm or individual, the following policies and procedures shall be applicable:

(a) Bids and proposals shall not be solicited from suspended contractors. If received, bids and proposals shall not be considered and awards for contracts shall not be made to suspended contractors unless it is determined by the agency to be in the best interest of the Government.

(b) Suspended contractors will be subject to the provisions of § 1-1.603(e) regarding restrictions on subcontractors.

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

**Effective date.** This regulation is effective May 15, 1974, but may be observed earlier.

Dated: April 5, 1974.

ARTHUR F. SAMPSON,  
Administrator of General Services.

[FR Doc.74-8821 Filed 4-16-74; 8:45 am]

## CHAPTER 14—DEPARTMENT OF THE INTERIOR

### PART 14-2—PROCUREMENT BY FORMAL ADVERTISING

#### Irregularities in Bids; Protests Against Award

Pursuant to the authority of the Secretary of the Interior contained in 5 U.S.C. 301, Part 14-2 of Chapter 14 of Title 41 of the Code of Federal Regulations is hereby amended.

It is the general policy of the Department of the Interior to allow time for interested parties to participate in the rulemaking process. However, the principal amendments pertain to bid protest procedures and they are based on the procedures and standards issued by the General Accounting Office as contained in 4 CFR Part 1-20 and published in the FEDERAL REGISTER of December 23, 1971 (36 FR 24791-24792). Other changes are editorial in nature. Therefore the public rulemaking process is waived in this instance and these changes will become effective on April 20, 1974.

RICHARD R. HITE,  
Deputy Assistant Secretary  
of the Interior.

APRIL 10, 1974.

1. Subpart 14-2.4 of the Interior Procurement Regulations is amended by changing the names of offices and titles of officers and by making editorial changes. In §§ 14-2.405-50, 14-2.406-3 and 14-2.406-4, the names "Office of Assistant Secretary for Administration" and "Office of Assistant Secretary—Management and Budget" are changed to read "Office of Assistant Secretary—Management." The titles "Director of Survey and Review" and "Director, Office of Survey and Review" are changed to read "Director of Management Services." As revised the sections read as follows:

#### Subpart 14-2.4—Opening of Bids and Award of Contract

##### § 14-2.405 Minor informalities or irregularities in bids.

\* \* \* \* \*

##### § 14-2.405-50 Other irregularities in bids.

All communications with the Comptroller General will be conducted by the Director of Management Services, Office of Assistant Secretary—Management; provided however, that contracting officers may submit bid irregularities and other questions pertaining to contract awards directly to the Comptroller General when demanded by exigency or pressure of circumstances. When time will permit, consultation

with members of the Office of the Solicitor, either at its headquarters or regional or field offices, shall be accomplished prior to such communication. A copy of the letter, with attachments, if any, to the Comptroller General shall be forwarded simultaneously to the Director of Management Services and to the Office of the Solicitor.

##### § 14-2.406 Mistakes in bids.

##### § 14-2.406-3 Other mistakes disclosed before award.

(a) The Director of Management Services, Office of the Assistant Secretary—Management, is delegated authority to make the administrative determinations under §§ 1-2.406-3(a) (1), (2), and (3), and 1-2.406-3(b) of this title.

(b) Each proposed determination shall be approved by the Solicitor, or by an Associate or Assistant Solicitor, or comparable legal officer of the Department.

(c) In addition to the requirements of § 1-2.406-3(d) (2) of this title, the bidder shall furnish in support of his alleged mistake his original worksheets accompanied by certification of genuineness in the form of a statement of identification by the bidder, preferably signed before a notary public. Otherwise, the evidence of mistake may lack the conviction essential to relief.

##### § 14-2.406-4 Disclosure of mistakes after award.

(a) The Director of Management Services, Office of the Assistant Secretary—Management, is delegated authority to make the determinations under § 1-2.406-4 (a), (b), and (c) of this title.

(b) Each proposed determination shall be approved by the Solicitor, or by an Associate or Assistant Solicitor, or comparable legal officer of the Department.

(c) The evidence furnished by the bidder in support of the alleged mistake shall include the original worksheets and shall be accompanied by a certification of genuineness in the form of a statement of identification by the bidder, preferably signed before a notary public. Otherwise, the evidence of mistake may lack the conviction essential to relief.

##### § 14-2.406-50 Dissemination of determinations respecting mistakes in bids.

Immediately after the receipt by the procuring activity concerned of the formal determination respecting a mistake in a bid, whether or not the mistake was asserted before or after an award, the procuring activity shall transmit the determination to the contracting officer concerned with a direction that a copy of the determination be transmitted promptly and without delay to the bidder affected by the determination.

2. Subpart 14-2.4 of the Interior Procurement Regulations is amended by changing the text of § 14-2.407-8 to read as follows:

##### § 14-2.407-8 Protests against award.

(a) *Resolution by procuring activities.* Protestors are urged to seek resolution of

their complaints initially with the procuring activity. Contracting officers may act on any formal protest initially filed with the procuring activity (see § 1-2.407-8(a) of this title) unless it is known that a protest has been filed concurrently with the General Accounting Office (GAO).

(b) *Responsibility.* The Division of Procurement, Office of Management Services, shall be responsible for handling matters relative to protests against award of contracts within the Department of the Interior and for liaison between the Department and the GAO. All communications relative to protest cases written or otherwise directed to the GAO shall be coordinated with the Division of Procurement, Office of Management Services. All written communications to the GAO shall be prepared by the office concerned for the signature of the Director of Management Services.

(c) *Time for filing.* (1) Protests based on alleged improprieties in any type of solicitation which are apparent prior to bid opening or the closing date for the receipt of proposals shall be filed prior to bid opening or the closing date for receipt of proposals. In other cases, bid protests shall be filed to be received in the GAO not later than 5 working days after the basis for protest is known or should have been known, whichever is earlier. If a protest has been filed initially with the procuring activity, any subsequent protest to the GAO must be delivered to the GAO within 5 working days after notification of adverse action by the procuring activity. The protest will be considered by the GAO provided the initial protest to the procuring activity was timely made.

(2) Any additional statement by the protestor in support of the initial protest to the GAO shall be mailed or otherwise furnished to the GAO, and two copies sent to the procuring activity, no later than 5 working days after the initial protest is filed.

(3) "Working days" as used in this § 14-2.407-8 means the working days of the agencies of the Federal Government. The term excludes Saturdays, Sundays, and Federal holidays.

(d) *Notice of protest.* Upon being advised by the GAO of the receipt of a notice of protest, the Division of Procurement, Office of Management Services, will so inform the procuring activity concerned, which will immediately notify the contracting officer. The contracting officer shall promptly notify the contractor or all bidders or offerors who, in the opinion of the contracting officer, appear to have a reasonable prospect of receiving an award if the protest is denied. Upon receipt from the GAO of a copy of the actual protest and a written request for a formal report, the Division of Procurement, Office of Management Services, will deliver copies to the procuring activity concerned, which shall promptly transmit copies to the contracting officer and request a written report. Except to the extent that withholding of information is permitted or required by law or regulations, the con-

tracting officer shall furnish copies of the protest and any supplemental information later filed by the protestor, to the parties previously notified of the protest. These parties shall be advised to communicate with the GAO if they desire to comment on the protest.

(e) *Determination to make award.* (1) If a protest before award has been submitted to the procuring activity only, the procedures of § 1-2.407-8(b) of this title shall be followed. If considered desirable, the head of a procuring activity may request the Director of Management Services to seek the views of the GAO before making an award.

(2) If a protest before award has been submitted to the GAO, and the contracting officer determines in writing that it is necessary to make an award under § 1-2.407-8(b) (3) and (4) of this title, such determination must be supported by a strong justification and must be approved by the head of the procuring activity involved and by the Director of Management Services before award is made. The Director of Management Services will obtain advice from the GAO concerning the current status of the protest before approving any such award. If he determines that the justification warrants making award before receipt of a decision on the protest by the GAO, he shall so notify the GAO. Thereafter, and prior to authorizing the award, he shall transmit to the GAO, the protestor, and others who were notified of the protest, a copy of the determination and justification supporting an award prior to receipt of a decision by the GAO.

(f) *Submission of report.* (1) Within 20 working days after receipt by the Department of the complete statement of protest, a report on the protest or a written statement setting forth the reasons for any delay and the expected date of submission shall be submitted to the GAO as prescribed in this § 14-2.407-8.

(2) The report shall be appropriately titled; shall cite the GAO file (B-) number assigned to the protest; shall include the documents and statements required by § 1-2.407-8(a) (2) of this title; and will be signed by the contracting officer. Other relevant supporting documents may also be appended. The report must be covered by a letter of transmittal prepared as set forth in § 14-2.407-8(f) (4) of this chapter.

(3) If appropriate, the report shall contain a statement regarding any urgency for the procurement and the extent to which a delay in award may result in significant performance difficulties or additional expense to the Government. If award is not urgent, a statement shall be included giving an estimate of the length of time an award may be delayed without significant expense or difficulty in performance.

(4) The transmittal letter covering the report to the GAO shall be prepared within the procuring activity concerned, for signature by the Director of Management Services. The letter will be addressed to the individual in the GAO who

signed the request for the initial or supplementary report on the protest. It shall state that copies thereof have been sent to the protestor and other named parties who had been given notice of the protest. The letter and the complete report shall be routed through the Associate Solicitor for General Law to the Division of Procurement, Office of Management Services. Copies of the letter and the complete report shall be included for the cognizant Assistant Secretary, the Director of Management Services, the Associate Solicitor for General Law, the protestor, and other interested parties. The external distribution should be shown on the original of the letter to GAO. In addition, there shall be prepared letters to the protestor and other interested parties, enclosing a copy of the complete report. The letters shall advise recipients that any comments they desire to make shall be filed with the Office of the General Counsel, General Accounting Office, within 10 working days after receipt, with copies to the procuring activity and to the Director of Management Services. The letters shall be prepared for signature of the Director of Management Services and shall accompany the report package. After signature, all letters will be concurrently dispatched by the Office of Management Services.

(5) If the GAO requests additional information, a supplementary report shall be transmitted to the GAO within 10 working days after the Department receives the request and shall follow the procedures set forth in § 14-2.407-8(f) (4) of this chapter.

(g) *Conference on protest.* The protestor, other interested parties, or agency officials may request a conference with the GAO regarding the merits of the protest. All interested parties will be given an opportunity to attend such conference. Any such request within the Department shall be submitted through the Director of Management Services.

(h) *Protests after award.* Protests initially received after contract award are subject to the procedures in this § 14-2.407-8 and § 1-2.407-8(c) of this title.

(i) *Report of corrective action.* When a GAO decision contains a recommendation for corrective action and directs the agency's attention to section 236 of the Legislative Reorganization Act of 1970 (Pub. L. 91-510; 31 U.S.C. 1176), the GAO will transmit a copy of the decision to the Congressional committees named in section 232 of the Act (31 U.S.C. 1172). The Department is required by section 236 of the Act to submit to the House and Senate Committees on Appropriations and Government Operations a written statement of the corrective action taken. The required statement shall be submitted by the head of the procuring activity involved, to the Director of Management Services, within 50 calendar days after the date of the GAO decision. After review and approval, the statement will be transmitted to the appropriate committees.

[FR Doc. 74-8778 Filed 4-16-74; 8:45 am]

Title 42—Public Health  
**CHAPTER I—PUBLIC HEALTH SERVICE,  
 DEPARTMENT OF HEALTH, EDUCATION,  
 AND WELFARE**  
**PART 54—GRANTS FOR SPECIALIZED  
 SERVICE FACILITIES**

**Programs for Drug Abuse Treatment and  
 Rehabilitation Services**

In the FEDERAL REGISTER of July 6, 1973 (38 FR 18042-44), it was proposed to amend Subpart D, Part 54, Title 42 CFR, entitled, "Grants for Initial Cost of Professional and Technical Personnel of Community Mental Health Centers", by adding a new § 54.305a in order to implement subsection (c) of section 221 of the Community Mental Health Centers Act (42 U.S.C. 2688a) which was added by section 401 of Pub. L. 92-255, the Drug Abuse Office and Treatment Act of 1972 (86 Stat. 76). Public comment was invited.

The only public response which was received suggested that § 54.305a(b) (2) should include the State plan prepared pursuant to section 409 of Pub. L. 92-255 (21 U.S.C. 1176) as one of the factors to be considered by the Secretary in making a determination with respect to the need for drug abuse treatment and rehabilitation services. Pursuant to the Secretary's determination that this suggestion should be implemented, § 54.305a(b) (2) has been changed to include a specific reference to the State plan developed pursuant to section 409 of the Drug Abuse Office and Treatment Act of 1972.

The commentator also suggested an amendment of § 54.305a(c) (3) which would require applicants to execute an assurance imposing an obligation to enter into agreements under which community mental health centers could be used in drug abuse treatment and rehabilitation programs provided by State and local governments. Since the statute provides only for agreements with departments or agencies of the Federal Government, this suggested change was determined to be inappropriate.

In addition to the substantive change discussed above, minor changes have been made either to correct typographical errors or to effect solely technical matters.

Therefore, having evaluated the comments received and all other relevant material, Subpart D of Part 54 is amended by adding after § 54.305 thereof a new § 54.305a as set forth below.

*Effective date.* This regulation shall be effective on April 17, 1974.

Dated: March 14, 1974.

(Catalog of Federal Domestic Assistance Program No. 13.240, "Mental Health—Community Mental Health Centers" (staffing grants))

CHARLES C. EDWARDS,  
*Assistant Secretary for Health.*

Approved: April 9, 1974.

CASPAR W. WEINBERGER,  
*Secretary.*

**§ 54.305a Content of application—programs for the provision of drug abuse treatment and rehabilitation services.**

(a) *Information.* Each application for a grant under section 220(a) of the Act (including applications for continuation support) for any fiscal year beginning after June 30, 1972, shall contain:

(1) Information sufficient to enable the Secretary to determine whether the need for a program of treatment and rehabilitation services for drug addicts and other persons with drug abuse and other drug dependence problems residing in the catchment area served by the applicant is of such magnitude, in the fiscal year for which grant support is requested, as to warrant the provision of such a program of services by the applicant for such fiscal year. Such information shall include:

(i) An estimate of the total population of the catchment area served by the applicant and an estimate of the number of drug addicts and drug abusers (classified by type of drug abused) in such catchment area, which shall be supported by relevant information obtained from local hospitals, medical personnel, law enforcement agencies, educational institutions, and citizen groups concerned with drug abuse problems;

(ii) Identification of existing Federal, State and local programs for the provisions of drug abuse treatment and rehabilitation services to residents of the catchment area served by the applicant and an estimate of whether such programs are sufficient to meet the need for such services within the catchment area; and

(iii) Such information as may be available to the applicant with respect to planned Federal, State, and local programs for the provision of drug abuse treatment and rehabilitation services to residents of the catchment area, including a statement with respect to the developmental stage of any such plans, and a brief description of the nature and scope of each such program.

(2) Information sufficient to enable the Secretary to determine whether it is feasible, in the fiscal year for which grant support is requested, for the applicant to establish a program for the provision of drug abuse treatment and rehabilitation services to drug addicts and other persons with drug abuse and other drug dependence problems residing in the catchment area served by the applicant and whether it is feasible for the applicant to assist departments and agencies of the Federal Government in conducting treatment and rehabilitation programs for drug addicts and other persons with drug abuse and other drug dependence problems who are in the catchment area served by the applicant. Such information shall include:

(i) A description of the applicant's existing staff, equipment, facilities, and other resources and a plan for utilizing such existing resources for the provision of drug abuse treatment and rehabilitation services which shall take into ac-

count the continuing commitment of the applicant to provide comprehensive mental health services to all residents of the catchment area, the available resources of other agencies with which it has established, or could establish, agreements of affiliation, and the availability of other State and local resources;

(ii) An estimate of additional resources needed to bridge the gap, if any, between available existing resources and the need for drug abuse treatment and rehabilitation services in the catchment area and, if existing resources are inadequate, a plan for obtaining additional resources including proposed or pending applications for Federal support, efforts to obtain additional State and local funding, efforts to secure third party reimbursement for services, and specific staff recruiting efforts; and

(iii) A description of any local conditions or other factors such as State and local laws or lack of resources which would affect the applicant's ability to establish or operate new programs, or expand existing programs, for the provision of drug abuse treatment and rehabilitation services.

(b) *Direct provision of services—(1) Conditional grant awards.* A grant award under section 220(a) of the Act (including awards of continuation grant support) for any fiscal year beginning after June 30, 1972, shall be subject to the condition that upon a determination by the Secretary, with respect to the fiscal year for which grant support is requested, (i) that the need for a treatment and rehabilitation program for drug addicts and other persons with drug abuse and other drug dependence problems residing in the catchment area served by the applicant is of such magnitude as to warrant the provision of such a program by the applicant and (ii) that it is feasible for the applicant to provide such a program, the applicant shall submit an assurance satisfactory to the Secretary that the applicant will provide such a program for the provision of drug abuse treatment and rehabilitation services during such fiscal year.

(2) *Determination of need.* The Secretary may determine that the need for a program of drug abuse treatment and rehabilitation services in the catchment area served by the applicant is of such magnitude as to warrant the provision of such a program by the applicant if he finds, on the basis of the information submitted pursuant to paragraph (a) (1) of this section, the State plan, if any, developed pursuant to section 409 of the Drug Abuse Office and Treatment Act of 1972 (21 U.S.C. 1176), and such other pertinent information, as may be available, that:

(i) The number of drug abusers in the catchment area served by the applicant is sufficiently large as to warrant the provision of a drug abuse treatment and rehabilitation program in such area;

(ii) Existing Federal, State, and local drug abuse treatment and rehabilitation programs do not adequately serve the

population of drug abusers in the catchment area served by the applicant; and

(iii) There are no immediate prospects, within the fiscal year for which staffing grant support is sought, for the implementation of new drug abuse treatment and rehabilitation programs through resources other than those available to the applicant.

(3) *Determination of feasibility.* The Secretary may determine that it is feasible for the applicant to provide a treatment and rehabilitation program for drug addicts and other persons with drug abuse and other drug dependence problems residing in the catchment area served by the applicant if he finds, on the basis of the information submitted pursuant to paragraph (a) (2) of this section and such other pertinent information as may be available, that:

(i) Existing facilities, qualified staff, and other resources available to the applicant during the fiscal year in question, either directly or through affiliation agreements and contractual arrangements, are adequate and appropriate for the provision of drug abuse treatment and rehabilitation services, or that the applicant has reasonable prospects for obtaining, during the fiscal year in question, such additional resources as may be necessary for the provision of such services.

(ii) The applicant's plan for a program for the provision of drug abuse treatment and rehabilitation services, submitted pursuant to paragraph (a) (2) of this section, does not jeopardize the applicant's continuing commitment to provide other mental health services to all residents of the catchment area; and

(iii) There are no local conditions which would have a significant adverse effect on implementation of the applicant's plan to provide drug abuse treatment and rehabilitation services.

(4) *Assurance.* Upon a determination of need and feasibility in accordance with paragraph (b) (2) and (3) of this section, the Secretary will provide a written notification to the applicant which will briefly state the bases for the Secretary's determinations of need and feasibility. The notification will be accompanied by a form for providing the required assurance. The applicant shall promptly execute the assurance and return it to the Secretary. An applicant shall be deemed to be in compliance with its assurance if it provides, in the fiscal year to which the assurance is applicable, those drug abuse treatment and rehabilitation services which the Secretary has determined to be feasible for such fiscal year.

(5) *Continuation of obligation.* A determination of need and feasibility by the Secretary with respect to the provision of drug abuse treatment and rehabilitation services for any fiscal year shall be presumed to continue to apply to an applicant's requests for support in subsequent fiscal years unless, on the basis of the information submitted by the applicant in its continuation grant application, the Secretary finds that:

(i) It is no longer necessary or feasible for the center to provide the program of drug abuse treatment and rehabilitation services which the Secretary determined to be needed and feasible in the preceding fiscal year; or

(ii) An expanded program of drug abuse treatment and rehabilitation services is needed in the catchment area served by the applicant and it is feasible for the applicant to expand its existing program.

(c) *Assistance to Federal programs—*  
 (1) *Conditional grant awards.* A grant award under section 220(a) of the Act (including awards of continuation grant support) for any fiscal year beginning after June 30, 1972, shall be subject to the condition that upon a determination by the Secretary that it is feasible for the applicant to assist the Federal Government in drug abuse treatment and rehabilitation programs for drug addicts and other persons with drug abuse and other drug dependence problems who are in the catchment area served by the applicant, the applicant shall submit an assurance satisfactory to the Secretary that the applicant will, if requested, enter into agreements with departments or agencies of the Federal Government pursuant to which the applicant's facilities may be used, to the maximum extent practicable, in drug abuse treatment and rehabilitation programs, if any, provided by such departments or agencies.

(2) *Determination of feasibility.* The Secretary may determine that it is feasible for the applicant to assist the Federal Government in treatment and rehabilitation programs for drug addicts and other persons with drug abuse and other drug dependence problems who are in the catchment area served by the applicant if he finds, on the basis of the information submitted pursuant to paragraph (a) (2) of this section and such other pertinent information as may be available, that:

(i) Existing facilities, qualified staff, and other resources available to the applicant during the fiscal year in question, either directly or through affiliation agreements and contractual arrangements, are adequate and appropriate for assisting the Federal Government in such drug abuse treatment and rehabilitation programs as may be available for persons who are in the catchment area, or that the applicant has reasonable prospects for obtaining, during the fiscal year in question, such additional resources as may be necessary for the provision of such assistance; and

(ii) Utilization of the applicant's existing or anticipated resources for assisting the Federal Government in such drug abuse treatment and rehabilitation programs as may be available for residents of the area would not necessitate curtailment of drug abuse treatment and rehabilitation services provided or to be provided directly by the applicant or curtailment of other mental health services provided or to be provided by the applicant.

(3) *Assurance.* Upon a determination that it is feasible for the applicant to assist the Federal Government in treatment and rehabilitation programs for drug addicts and other persons with drug abuse and other drug dependence problems in accordance with paragraph (c) (2) of this section the Secretary will provide a written notification to the applicant which will briefly state the bases for the Secretary's determination. The notification will be accompanied by a form for providing the required assurance. The applicant shall promptly execute the assurance and return it to the Secretary. The assurance imposes a continuing obligation upon the applicant not to refuse a request from an agency or department of the Federal Government to enter into an agreement under which the applicant's facilities may be used, to the maximum extent practicable, in drug abuse treatment and rehabilitation programs provided by such departments or agencies for persons who are in the catchment area served by the applicant: *Provided, however,* That the Secretary may, upon a written request from the applicant which shall be supported by pertinent information, determine that it is not feasible for the applicant to comply with its assurance in a particular fiscal year or that it is not practicable for the applicant to enter into a specific agreement which has been proposed by a department or agency of the Federal Government.

[FR Doc.74-8712 Filed 4-16-74;8:45 am]

**Title 47—Telecommunication**  
**CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION**

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

**Miscellaneous Amendments**

*Correction*

In FR Doc. 74-3981, appearing at page 7130 in the issue of Monday, February 25, 1974, make the following changes.

In the table of International Radio Agreements on pages 7132 and 7134 place the following "TIAS" cites directly below the dotted line to indicate that citations are to be added.

- On page 7132:
  1. For 1971, entries "TIAS 7532" and "TIAS 7636".
  2. For 1972, entries "TIAS 7508" and "TIAS 7697".
- On page 7134:
  1. For 1973, entry "TIAS 7730".

[Docket No. 19693; FCC 74-228]

**PART 83—STATIONS ON SHIPBOARD IN THE MARITIME SERVICES**

**Permission for Use of Frequencies**

*Correction*

In FR Doc. 74-6147 appearing at page 10140 in the issue of Monday, March 18, 1974, on page 10144, § 83.401(c), change

"218 kHz" to read "2182 kHz" and "836 kHz" to read "8364 kHz".

**Title 49—Transportation**  
**SUBTITLE A—OFFICE OF THE SECRETARY OF TRANSPORTATION**

[OST Docket No. 1, Amdt. 1-92]

**PART 1—ORGANIZATION AND DELEGATION OF POWERS AND DUTIES**

**Delegation to Federal Highway and Urban Mass Transportation Administrators**

The purpose of this amendment is to delegate jointly to the Federal Highway and Urban Mass Transportation Administrators authority vested in the Secretary by 23 U.S.C. 101(a) to approve the boundaries of urban and urbanized areas as defined therein.

Since this amendment relates to Departmental management, procedures, and practices notice and public comment thereon are unnecessary and it may be made effective in fewer than 30 days after publication in the FEDERAL REGISTER.

In consideration of the foregoing, Part 1 of Title 49, Code of Federal Regulations, is amended as follows:

1. In § 1.48, paragraph (b) (1) is revised to read as follows:

**§ 1.48 Delegations to Federal Highway Administrator.**

(b) Administer the following sections of title 23, United States Code:

- (1) (i) 101(a) (as it involves approval of boundaries of urban and urbanized areas) with the concurrence of the Urban Mass Transportation Administrator; and
- (ii) 101(b), (c), (d), and (e), except as they involve mass transportation projects authorized by sections 103(e) (4), 142(a) (2), or 142(c);

2. In § 1.50, paragraph (f) (2) is revised to read as follows:

**§ 1.50 Delegations to Urban Mass Transportation Administrator.**

(f) The following sections of title 23, United States Code:

- (2) 101(a) (as it involves approval of boundaries of urban and urbanized areas), 104(f) (4), 105(d), 106(b) (as it involves the Federal-aid urban system), 117(c), 134(a), and 150 with the concurrence of the Federal Highway Administrator.

*Effective date.* This amendment is effective April 17, 1974.

(Sec. 9(e), Department of Transportation Act, 49 CFR 1657(e))

Issued in Washington, D.C., on April 11, 1974.

JOHN W. BARNUM,  
*Acting Secretary of Transportation.*

[FR Doc.74-8852 Filed 4-16-74;8:45 am]

## Title 6—Economic Stabilization

## CHAPTER I—COST OF LIVING COUNCIL

PART 150—COST OF LIVING COUNCIL  
PHASE IV PRICE REGULATIONSPART 152—COST OF LIVING COUNCIL  
PHASE IV PAY REGULATIONSFood Retailing and Wholesaling; Price and  
Pay Exemption

The purpose of this amendment is to revise § 150.59(b) to provide an exemption for prices charged by food retailers and wholesalers under the Phase IV price regulations and to add a related exemption under the Phase IV pay regulations.

In 1970, 1971, and 1972, retail margins in the food industry dropped below previous levels. This decline was associated with both a widespread structural change in the industry, which emphasized discount pricing in an effort to achieve high volume, and a period of rising farm prices. In the latter half of 1973, industry margins expanded somewhat as farm prices declined during that period. This alternating pattern of declining margins when farm prices increase and rising margins when farm prices decline is characteristic of the industry.

Stabilization Program regulations have not substantially altered this historical pricing behavior. This is because the regulations have permitted increased costs of food to be passed through by retailers in the form of price increases (subject to gross margin/markup and profit margin limitations) and the regulations have permitted the profit margin limitation to be based on the higher profit margin levels of 1968 and 1969. Consequently, it is expected that decontrol at this time should not result in price levels which are significantly above those which would be permissible under the Phase IV rules. This is particularly true in view of the highly competitive character of this industry and the restraining influence on prices which competition normally brings.

In addition, the Council believes that decontrol is appropriate at this time also because of improved cooperation between labor and management in this industry. The Council believes that the recently-formed Joint Labor-Management Committee on the Retail Food Industry suggests that future wage settlements are more likely to be undertaken in a climate of mutual concern for control of inflationary pressures.

The Council has decided to extend exemption to wholesale food sales in view of the similarity of pricing patterns within the food retailing and food wholesaling industries and the parallel between the operations of the large, vertically-integrated food chains and those of independent wholesalers who distribute largely to small, independent grocery stores or chains.

Under §§ 150.11(e) and 150.161(b), a firm with revenues from the sale of exempt items remains subject to the profit margin constraints and reporting provisions of the Phase IV program un-

less during its most recent fiscal year it derived both less than \$50 million in annual sales or revenues from the sale or lease of nonexempt items and 90 percent or more of its sales or revenues from the sale of exempt items or exempt sales.

As a complementary action to the exemption from price controls, the Council has also exempted pay adjustments affecting employees engaged on a regular and continuing basis in the operation of an establishment in the wholesale and retail food industries. The exemption is accomplished by the addition of a new paragraph (b) (4) to § 152.164. Conforming changes are made in the exemptions relating to growers, harvesters, and raisers of food (§ 152.164(b)(2)) and eating places, drinking places, and mobile lunch wagons (152.164(b)(3)); those exemptions were previously inapplicable to establishments controlled by food retailers and wholesalers. A qualification on food industry pay exemptions, set forth in § 152.164(c)(4), applicable to establishments controlled by wholesalers or retailers, is deleted. This exemption is subject to the limitations set forth in § 152.164(c) (except for the limitation previously set forth in § 152.164(c)(4) and § 152.168. Thus, for example, employees who receive incentive compensation or who are members of executive control groups are not exempted. The pay exemption is applicable to pay adjustments with respect to work performed on and after April 15, 1974.

As with all exemptions from Phase IV controls, firms subject to these amendments remain subject to review for compliance with appropriate regulations in effect prior to these exemptions. A firm affected by these amendments will be held responsible for its pre-exemption compliance under all phases of the Economic Stabilization Program. A firm affected by these exemptions alleged to be in violation of stabilization rules in effect prior to these exemptions is subject to the same compliance actions as a non-exempt firm. These compliance actions include investigations, issuance of notices of probable violation, issuance of remedial orders requiring rollbacks or refunds, and possible penalty of \$2,500 for each stabilization violation.

The Council retains the authority to reestablish price and wage controls over any of the industries exempt by these amendments if price or wage behavior is inconsistent with the policies of the Economic Stabilization Program. The Council also has the power, under §§ 150.162 and 152.6, to require firms to file special or separate reports setting forth information relating to the Economic Stabilization Program in addition to any other reports which may be required under the Phase IV controls program.

Because the purpose of these amendments is to grant an immediate exemption from the Phase IV price and pay regulations, the Council finds that publication in accordance with normal rule making procedure is impracticable and that good cause exists for making these

amendments effective in less than 30 days. Interested persons may submit written comments regarding these amendments. Communications should be addressed to the Office of the General Counsel, Cost of Living Council, 2000 M Street NW., Washington, D.C. 20508.

(Economic Stabilization Act of 1970, as amended, Pub. L. 92-210, 85 Stat. 743; Pub. L. 93-28, 87 Stat. 27; E.O. 11695, 38 FR 1473; E.O. 11730, 38 FR 19345; Cost of Living Council Order No. 14, 38 FR 1489)

In consideration of the foregoing, Parts 150 and 152 of Title 6 of the Code of Federal Regulations are amended as set forth herein, effective April 15, 1974.

Issued in Washington, D.C., on April 15, 1974.

JAMES W. McLANE,  
Deputy Director,  
Cost of Living Council.

1. In 6 CFR Part 150, § 150.59(b) is amended to read as follows:

§ 150.59 General price exemption.

(b) The prices charged for the following products and services are not exempt:

(1) *Food*—(i) *General*. The prices charged for food products or food services by a manufacturer or service organization subject to Subpart Q of this part, except as provided in paragraph (b) (1) (ii) of this section. Food manufacturing activities are generally, but not exclusively, listed under SIC Major Group 20. Food service activities are generally, but not exclusively, listed under SIC Major Group 58.

(5) *Wholesale*. \* \* \*  
(ii) The products listed in the SIC Manual, 1972 edition, under Industry Nos. 5012 (Automobiles and Other Motor Vehicles); 5013 (Automotive Parts and Supplies); 5051 (Metals Service Centers and Offices) but only those nonferrous metal products which are not exempt at the manufacturing level and iron and steel products (except ferrous castings and forgings); Group No. 512 (Drugs, Drug Proprietaries, and Druggists' Sundries); and Industry No. 5182 (Wines and Distilled Alcoholic Beverages).

2. In 6 CFR Part 152, § 152.164 is amended by revising paragraphs (b) (2) and (3), adding a new paragraph (b) (4), and deleting paragraph (c) (4). The revised material reads as follows:

§ 152.164 Food industry.

(b) *Exempt food industry establishments*. \* \* \*

(2) Growers, harvesters, and raisers of food classified under Major Group No. 01 or 02 or elsewhere; except for growers, harvesters, and raisers within the scope of § 152.72(e), relating to activities controlled by a manufacturer or service organization—(April 15, 1974).

(3) Eating places, drinking places, and mobile lunch wagons classified under Major Group No. 58 or Industry No. 5963;

except for eating places, drinking places, and mobile lunch wagons within the scope of § 152.72(c), relating to activities controlled by a manufacturer or service organization—(April 15, 1974).

(4) Establishments primarily engaged in the retail or wholesale sale of food—(April 15, 1974).

[FR Doc.74-8953 Filed 4-15-74; 4:20 pm]

**Title 19—Customs Duties**

**CHAPTER I—UNITED STATES CUSTOMS SERVICE, DEPARTMENT OF THE TREASURY**

[T.D. 74-127]

**PART 153—ANTIDUMPING**

**Primary Lead Metal From Canada**

Section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)), gives the Secretary of the Treasury responsibility for determination of sales at less than fair value. Pursuant to this authority the Secretary of the Treasury has determined that primary lead metal from Canada is being, or is likely to be, sold at less than fair value within the meaning of section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)). (Published in the FEDERAL REGISTER of October 12, 1973 (38 FR 28577).)

Section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)), gives the United States Tariff Commission responsibility for determination of injury or likelihood of injury. The United States Tariff Commission has determined, and on January 10, 1974, it notified the Secretary of the Treasury that an industry in the United States is being, or is likely to be, injured or prevented from being established by reason of the importation of primary lead metal from Canada that is being sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended. (Published in the FEDERAL REGISTER of January 17, 1974 (39 FR 2156).)

Of the four Commissioners voting, one determined that an industry in the United States is likely to be injured, and one determined that an industry in the United States is being or is likely to be

injured by reason of the importation of primary lead metal from Canada sold at less than fair value, and two determined in the negative. Accordingly, for the purpose of this finding of dumping, the Tariff Commission is deemed to have determined that an industry in the United States is likely to be injured by reason of the importation of primary lead metal from Canada sold at less than fair value.

On behalf of the Secretary of the Treasury, I hereby make public this determination, which constitutes a finding of dumping with respect to primary lead metal from Canada.

Section 153.43 of the Customs regulations is amended by adding the following to the list of findings of dumping currently in effect:

Merchandise	Country	T.D.
Primary lead metal.....	Canada.....	74-127

(Secs. 201, 407, 42 Stat. 11, as amended, 18; (19 U.S.C. 160, 173))

[SEAL] JAMES B. CLAWSON,  
Acting Assistant Secretary  
of the Treasury.

APRIL 15, 1974.

[FR Doc.74-8973 Filed 4-16-74; 9:29 am]

**PART 153—ANTIDUMPING**

**Primary Lead Metal From Australia**

Section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)), gives the Secretary of the Treasury responsibility for determination of sales at less than fair value. Pursuant to this authority the Secretary of the Treasury has determined that primary lead metal from Australia is being, or is likely to be, sold at less than fair value within the meaning of section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)). (Published in the FEDERAL REGISTER of October 12, 1973 (38 FR 28308).)

Section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)), gives the United States Tariff

Commission responsibility for determination of injury or likelihood of injury. The United States Tariff Commission has determined, and on January 10, 1974, it notified the Secretary of the Treasury that an industry in the United States is being, or is likely to be, injured or prevented from being established by reason of the importation of primary lead metal from Australia that is being sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended. (Published in the FEDERAL REGISTER of January 17, 1974 (39 FR 2156).)

Of the four Commissioners voting, one determined that an industry in the United States is likely to be injured, and one determined that an industry; in the United States is being or is likely to be injured, and one determined that an industry in the United States is being or is likely to be injured by reason of the importation of primary lead metal from Australia sold at less than fair value, and two determined in the negative. Accordingly, for the purpose of this finding of dumping, the Tariff Commission is deemed to have determined that an industry in the United States is likely to be injured by reason of the importation of primary lead metal from Australia sold at less than fair value.

On behalf of the Secretary of the Treasury, I hereby make public this determination, which constitutes a finding of dumping with respect to primary lead metal from Australia.

Section 153.43 of the Customs regulations is amended by adding the following to the list of findings of dumping currently in effect:

Merchandise	Country	T.D.
Primary lead metal.....	Australia.....	74-128

(Secs. 201, 407, 42 Stat. 11, as amended, 18; (19 U.S.C. 160, 1973))

[SEAL] JAMES B. CLAWSON,  
Acting Assistant Secretary  
of the Treasury.

[FR Doc.74-8974 Filed 4-16-74; 9:30 am]

# Proposed Rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rulemaking prior to the adoption of the final rules.

## DEPARTMENT OF AGRICULTURE

### Soil Conservation Service

[ 7 CFR Part 613 ]

### PLANT MATERIAL CENTERS

#### Proposed Policies and Procedures for Operation

The Soil Conservation Service (SCS) plans to codify its policy and procedures for operating plant material centers.

Interested persons may participate in the proposed rulemaking by submitting written data, views, or arguments as they may desire. All communications received on or before May 30, 1974, will be considered before action is taken on the proposed policy and procedures. The proposal contained in this notice may be changed in the light of comments received.

The policy and procedures are proposed under the authority of Pub. L. 74-46, 49 Stat. 163 (16 U.S.C. 590 a-f); Pub. L. 75-210, 50 Stat. 525 (7 U.S.C. 1010-1011).

Dated: April 11, 1974.

(Catalog of Federal Domestic Assistance Program No. 10.905, National Archives Reference Services)

NORMAN A. BERG,  
Acting Administrator.

### PART 613—PLANT MATERIALS CENTERS

- Sec.  
613.1 Purpose.  
613.2 Policy and objectives.  
613.3 SCS responsibilities in plant materials.  
613.4 Plant materials centers.

**Authority:** Pub. L. 74-46, 49 Stat. 163 (16 U.S.C. 590a-f); Pub. L. 75-210, 50 Stat. 525 (7 U.S.C. 1010-1011).

#### § 613.1 Purpose.

This part provides Soil Conservation Service (SCS) policy on the operations of plant materials centers for the assembly, testing, and release of plant materials needed in resource conservation and development programs.

#### § 613.2 Policy and objectives.

(a) It is SCS policy to assemble, comparatively evaluate, release, and distribute for commercial increase new or improved plant materials needed for broad programs of resource conservation and development for agriculture, wildlife, urban, recreation, and other land uses and environmental needs. It is SCS policy to conduct plant materials work in cooperation with the U.S. Department of Agriculture, Agricultural Research Service, and with other federal

and state research agencies including state agricultural experiment stations even though no research is involved in SCS plant materials activities. The emphasis of the SCS plant materials work is to find suitable plants for erosion control adapted to soil and site conditions where it is difficult to establish vegetation whereas the major thrust of research agencies and organizations is to improve economically important crops. The SCS program of testing and releasing new plant materials follows the guidelines contained in "Statement of Responsibilities and Policies Relating to the Development, Release and Multiplication of Publicly Developed Varieties of Seed Propagated Crops" which was adopted in June 1972 by land grant colleges and interested federal agencies.

(b) The objective of the plant materials activity is to select or develop special and improved plants and techniques to solve conservation problems and needs related to:

(1) The control of soil erosion on all lands.

(2) The reduction of sediment movement into waterways and reservoirs through the stabilization and beautification of such critical, high-yielding, sediment sources as surface-mined lands, highway slopes, recreation sites, and urban and industrial development areas.

(3) The stabilization of disposal areas for liquid and solid wastes.

(4) Pasture and rangeland species that extend the grazing season, give better soil protection, and produce superior quality and yield.

(5) Fire-retarding plant cover to replace brush on mountain foot slopes to reduce the possibility of fires that threaten life and property or result in serious sediment sources.

(6) Improved windbreaks and shelterbelts for the reduction of air-borne sediment, control of snow drifting, and the prevention of crop damage resulting from wind erosion.

(7) Protection of streambank, pond, and lake waterlines from erosion by wave action.

(8) The selection of improved wildlife food and cover species for esthetic and recreational purposes.

(9) The selection of special purpose plants for specific environmental protection and enhancement needs.

(10) The selection of plants which tolerate air pollution agents and toxic soil chemicals.

#### § 613.3 SCS responsibilities in plant materials.

SCS operates or contracts with state universities or other state organizations

for the operation of its plant materials centers and employs specialists for selecting and using plant materials. The SCS responsibility is to:

(a) Identify the need for suitable plant materials and cultural and management methods in resource conservation and for environmental protection and enhancement.

(b) Assemble and comparatively evaluate plant materials at the plant materials centers and off-center sites where soil, climate, or other conditions differ significantly from those at the centers.

(c) Make comparative field plantings for final testing of promising plants and techniques in soil, water, and other conservation districts and with other interested cooperators.

(d) Release cooperatively improved conservation plants and maintain the breeder or foundation stocks in ways appropriate for a particular state and the particular species by working with experiment stations, crop improvement associations, and other state and federal agencies.

(e) Produce limited amounts of foundation or foundation quality seed and plants for grant without cost to soil, water, and other conservation districts or exchange with cooperating state or federal experiment stations, other federal and state research agencies, and state seed certifying organizations to establish seed fields or seed orchards.

(f) Encourage and assist soil, water, or other conservation districts, commercial seed producers, and commercial and state nurseries to produce needed plant materials for conservation uses.

#### § 613.4 Plant materials centers.

(a) *The National Plant Materials Center.* The National Plant Materials Center at Beltsville, Maryland, serves as the central facility for assembling, increasing, and determining the characteristics of plant materials from foreign and domestic sources. Plant materials with potential value for conservation and related uses are distributed to other plant materials centers.

(b) *Other plant materials centers.* There are 19 other plant materials centers. Each serves several major land resource areas usually involving two or more states. Sixteen are operated by SCS and three by cooperating agencies, as follows:

##### (1) Operated by SCS:

Arizona, Tucson  
California, Lockeford  
Florida, Brooksville  
Hawaii, Molokai  
Idaho, Aberdeen



Kansas, Manhattan  
 Kentucky, Quicksand  
 Michigan, East Lansing  
 Mississippi, Coffeeville  
 Missouri, Elsberry  
 Montana, Bridger  
 New Jersey, Cape May Courthouse  
 New York, Big Flats  
 Oregon, Corvallis  
 Texas, Knox City  
 Washington, Pullman

(2) Operated by cooperating agencies.

Georgia (University of Georgia), Americus  
 New Mexico (New Mexico State University),  
 Los Lunas  
 North Dakota (North Dakota Association of  
 Conservation Districts), Bismarck

(c) *Alaska.* The State of Alaska owns and operates a plant materials center at Palmer, Alaska. SCS provides technical assistance to Alaska in the operation of this center.

[FR Doc.74-8758 Filed 4-16-74;8:45 am]

**DEPARTMENT OF COMMERCE**

National Oceanic and Atmospheric  
 Administration

[ 50 CFR Part 216 ]

**MARINE MAMMALS**

**Incidental Taking in the Course of Commercial Fishing Operation; Public Hearing**

Proposed rules to govern the incidental taking of marine mammals in the course of commercial fishing operations were published in the **FEDERAL REGISTER** on April 5, 1974 (39 FR 12356).

The publication of the proposed rules stated that the time and place of the agency hearing would be published in the **FEDERAL REGISTER**.

Pursuant to the April 5, 1974, publication notice is hereby given that the hearing will be held on May 15, 1974, in the Lopez Room, Seattle Center, Seattle, Washington, beginning at 9:30 a.m.

Dated: April 5, 1974.

JACK W. GEHRINGER,  
 Acting Director, National  
 Marine Fisheries Service.

[FR Doc.74-8736 Filed 4-16-74;8:45 am]

**DEPARTMENT OF  
 TRANSPORTATION**

Federal Aviation Administration

[ 14 CFR Part 91 ]

[Docket No. 13613; Notice No. 74-17]

**FLIGHTS WITHIN TERMINAL CONTROL  
 AREAS**

**Postponement of Requirement for  
 Improved Transponders**

The Federal Aviation Administration is considering amending § 91.24 to postpone the dates on and after which improved transponder and associated pressure altitude reporting equipment will be required for flight within Terminal Control Areas (TCAs).

Interested persons may participate in the making of the proposed rule by submitting such written data, views or arguments as they may desire. Communica-

tions should identify the regulatory docket or notice number and be submitted in duplicate to the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue, SW., Washington, D.C. 20591. All communications received on or before May 17, 1974, will be considered by the Administrator before taking action on the proposed rules. The proposals contained in this notice may be changed in the light of comments received. All comments submitted will be available both before and after the closing date for comments in the Rules Docket for examination by interested persons.

Section 91.90 prescribes the equipment requirements for operation within TCAs. Section 91.24 sets forth the compliance date for altitude reporting transponders for operation within Group I, Group II and Group III TCAs. The effect of these rules is that an improved transponder and automatic altitude reporting equipment will be required for operation within a Group I TCA after July 1, 1974, and after January 1, 1975 for operations within Group II TCAs. Group III TCAs will require this equipment after January 1, 1975, with certain exceptions.

It has come to the attention of the FAA that an equipment supply problem is developing that is beyond the control of many aircraft operators and which will make it impractical and in some cases impossible for individuals to obtain the transponder and associated equipment before the dates now specified in § 91.24.

It is, therefore, proposed that Part 91 of the Federal Aviation Regulations be amended to postpone the effective compliance dates for operation within the TCAs by six months.

(Secs. 307, 313(a), Federal Aviation Act of 1958, (49 U.S.C. 1348 and 1354(a)); sec. 6(c), Department of Transportation Act, (80 Stat. 937 (49 U.S.C. 1655(c)))

In consideration of the foregoing the Federal Aviation Administration proposes to amend the Federal Aviation Regulations as hereinafter set forth:

Section 91.24 (b) (1), (b) (2) and (b) (3) would be amended to read as follows:

**§ 91.24 ATC transponder equipment.**

(b) *Controlled airspace: all aircraft.*

\* \* \* This requirement applies—

(1) After January 1, 1975, in Group I Terminal Control Areas governed by § 91.90(a);

(2) After July 1, 1975, in Group II Terminal Control Areas governed by § 91.90(b);

(3) After July 1, 1975, in Group III Terminal Control Areas governed by § 91.90(c), except as provided therein; and

Issued in Washington, D.C., on April 9, 1974.

RAYMOND G. BELANGER,  
 Director, Air Traffic Service, AAT-1.

[FR Doc.74-8851 Filed 4-16-74;8:45 am]

**Federal Highway Administration**

[ 49 CFR Part 393 ]

[Docket No. MC-56; Notice No. 74-4]

**COMMERCIAL VEHICLES**

**Proposed Prohibition Against Operating With Overloaded or Underinflated Tires**

The Director of the Bureau of Motor Carrier Safety, is considering adding to the Federal Motor Carrier Safety Regulations a prohibition against operating commercial motor vehicles with overloaded or underinflated tires. The proposed rule, which would apply to both carriers and drivers who operate in interstate or foreign commerce, is based on the technical specifications for tire loads at various inflation pressures which are listed in publications referenced by Federal Motor Vehicle Safety Standard No. 119. (49 CFR 571.119)

This proposal stems from several related petitions filed by PROD, Inc., a non-profit association of professional interstate truck and bus drivers, from concerns voiced by representatives of the International Brotherhood of Teamsters, Chauffeurs, Warehousemen, and Helpers, and from investigations of front tire failures conducted by members of the Bureau's staff. The two PROD, Inc., petitions in question addressed themselves to front tire overloading per se, and front tire overloading as a result of fifth wheel placement on the towing vehicle. While the later PROD petition also discussed steering control problems and ride control problems and ride harshness as a result of fifth wheel placement, the main emphasis of the petition was that placement of fifth wheels forward of tractor drive axles causes an unsafe front tire overload condition. Field investigations by Bureau staff members confirm that a significant number of vehicles operate with overloaded or underinflated front tires.

A tire is said to be underinflated when it carries a load greater than it was designed to carry at the pressure to which it is inflated, and overloaded when it carries a load greater than it can safely carry at any pressure. There is a growing body of evidence that both underinflation or overloading create identifiable dangers. Among these are fire, impairment of vehicle handling, and total loss of control from sudden tire failure.

Fire, which commonly results from overheating caused by overloading or underinflation of one of a pair of dual tires, creates a grave danger to the public, particularly when it breaks out on a vehicle carrying hazardous materials. On passenger-carrying vehicles, there is the risk of personal injury through forced evacuation. A large tire, once ignited, is difficult to extinguish, and it is estimated that approximately 11% of the commercial vehicle property damage accidents involving fire result from tire combustion.

It is common experience that a vehicle running on overloaded or underinflated tires does not handle as well as one not so handicapped. This is particularly true when the condition is asymmetric.

While only limited evidence of specific accidents caused solely by overloading or underinflation is available, there can be little doubt that the impairment of vehicle handling, particularly in emergency situations, is a serious contributing factor to highway accidents.

Sudden failure is perhaps the most dramatic and dangerous result of overloading or underinflation of a tire, particularly one mounted on a steering axle. Front tire failures have consistently been the third leading cause of mechanical defect-related accidents reported to the Bureau. In 1971, accidents involving front tire failure were responsible for 10 fatalities, 155 injuries, and 2.1 million dollars in property damage. While not all of these accidents may be attributable to overloading and underinflation failures, it is believed that a substantial number are the result of these conditions. "A Truck and Bus Use Pattern Study," prepared for the Office of Vehicle System Research of the National Bureau of Standards (now part of the National Highway Traffic Safety Administration of the Department of Transportation), indicated that 7.8 percent of the 1884 steering axle tires checked were overloaded or underinflated. This same study suggests that, with power steering, front tire pressure can go down to 35 pounds per square inch before it is noticeable to the driver. A recent report published by the Bureau of Motor Carrier Safety, entitled "Commercial Motor Vehicle Front-Tire Failures," which reported the results of a recent Bureau field survey of front tire loading, indicated that as

many as 13.6 percent of the front tires on vehicles in service were overloaded.

Tire loading and inflation are items that can be easily checked by carriers and their drivers. Of course, after a vehicle is operated for a certain time, the tire pressure will build up. Experience indicates that by deducting 10 psi from the gauged pressure of a "hot" tire one can safely determine what its "cold" inflation pressure is and whether the "cold" pressure conforms to the cold pressure specified in the referenced publications. Bureau field personnel would use this 10 psi adjustment in checking tires on vehicles in service.

The publications referenced in FMVSS No. 119 cover virtually every tire which could be used in the operations of motor carriers in interstate commerce, including light truck tires. However, a substantial percentage of heavy commercial vehicles in use are equipped with only 4 designated sizes of tires and for the convenience of carriers using those tires, a table of tire pressures and weight limits taken from the "1973 Year Book" published by the Tire and Rim Association, Inc., is included in the proposed rule.

The proposed regulation does not contain a requirement that vehicles be equipped with plaques stating the maximum load capacity of the vehicle's front tires. This requirement was suggested in one of the PROD, Inc., petitions. The Director can see no reason to require such a plaque for several reasons. First, new tires, to be manufactured under the requirements of FMVSS 119, will have this information printed on their side-

walls. Secondly, until the effective date of FMVSS 119, it is envisioned that the table of limits contained in this proposal will provide drivers the information they need in the majority of cases. The table will, of course, be valid after the effective date of FMVSS 119 as well. Third, it would be unreasonable to expect carriers to change plaques every time they change the size or load range of tires on their vehicles.

In consideration of the foregoing, the Director proposes to amend § 393.75 of the Motor Carrier Safety Regulations (Subchapter B of Chapter III in Title 49, CFR) by adding a new paragraph (f) at the end of the section, reading as follows:

§ 393.75 Tires.

\* \* \* \* \*

(f) No motor vehicle shall be operated on any tire which carries a greater weight than that specified for the tire at its measured cold inflation pressure in the table in this subsection or, for tires not shown in the table in any of the publications listed in FMVSS No. 119 (49 CFR 571.119). In no case shall any tire be loaded beyond or inflated above the maximum load rating and inflation pressure marked on its sidewall in accordance with FMVSS No. 119. However, if the inflation pressure of the tire has increased because of operation of the motor vehicle, it must not carry a weight greater than the weight specified for the tire at its measured hot inflation pressure in the table or the appropriate publication listed in FMVSS No. 119, minus 10 psi.

BIAS PLY TIRES

DUAL (D) SINGLE (S)

TIRE SIZE DESIGNATION	LOAD RANGE	TIRE LOAD LIMITS AT VARIOUS COLD INFLATION PRESSURES											
		50	55	60	65	70	75	80	85	90	95	100	
10.00-20 & 11-22.5	D F	3760	3970	4180	4380	4580	4760						
10.00-22 & 11-24.5	D F	4000	4230	4450	4660	4870	5070						
11.00-20 & 12-22.5	D F	4100	4330	4560	4780	4990	5190						
11.00-22 & 12-24.5	D F	4350	4600	4840	5080	5300	5520						
10.00-20 & 11-22.5	D G	3760	3970	4180	4380	4580	4760	4950	5120	5300			
10.00-22 & 11-24.5	D G	4000	4230	4450	4660	4870	5070	5260	5450	5640	5840	6040	
11.00-20 & 12-22.5	D G	4100	4330	4560	4780	4990	5190	5390	5590	5780			
11.00-22 & 12-24.5	D G	4350	4600	4840	5080	5300	5520	5730	5940	6140	6370	6590	

RADIAL PLY TIRES

DUAL (D) SINGLE (S)

TIRE DESIGNATION	LOAD RANGE	TIRE LOAD LIMITS AT VARIOUS COLD INFLATION PRESSURES											
		55	60	65	70	75	80	85	90	95	100	105	
10.00R20 & 11R22.5	D F	3760	3970	4180	4380	4580	4760						
10.00R22 & 11R24.5	D F	4000	4230	4450	4660	4870	5070						
11.00R20 & 12R22.5	D F	4100	4330	4560	4780	4990	5190						
11.00R22 & 12R24.5	D F	4350	4600	4840	5080	5300	5520						
10.00R20 & 11R22.5	D G	3760	3970	4180	4380	4580	4760	4950	5120	5300			
10.00R22 & 11R24.5	D G	4000	4230	4450	4660	4870	5070	5260	5450	5640	5840	6040	
11.00R20 & 12R22.5	D G	4100	4330	4560	4780	4990	5190	5390	5590	5780	6000	6210	6430
11.00R22 & 12R24.5	D G	4350	4600	4840	5080	5300	5520	5730	5940	6140	6370	6590	

NOTE 1. For sustained high speed driving over 60 mph, cold inflation pressure must be increased 10 psi above that specified in the table for the load being carried.

NOTE 2. CAUTION—If cold inflation pressure exceeds 100 psi for bias ply tires or 105 psi for radial ply tires consult the appropriate rim dealer or manufacturer to ensure that maximum rim capacity is not exceeded.

Interested persons are invited to give their views on this proposal. The Director particularly invites comments on the subject of what, if any, tolerances with respect to either load or inflation pressure measurements the rule should allow because of inaccuracies of scales or gauges and whether there is a better scale, table, or formula for converting "hot" to equivalent "cold" inflation pressures than the proposed deduction of 10 psi from the former to obtain the latter figure. Data, views, or arguments addressed to any other feature of the proposal are also welcome. Comments should identify the docket and notice number that appear at the top of this

document and should be submitted in three copies to the Director, Bureau of Motor Carrier Safety, Washington, D.C. 20590. All comments received before the close of business on June 21, 1974, will be considered before further action is taken on the proposal. All comments received will be available for examination in the Bureau's Docket Room, Room 4136, 400 Seventh Street, SW., Washington, D.C. 20590, both before and after the closing date for comments.

This notice of proposed rulemaking is issued under the authority of section 204 of the Interstate Commerce Act, as amended, 49 U.S.C. 304, section 6 of the Department of Transportation Act, 49 U.S.C. 1655, and the delegations of authority by the Secretary of Transportation and the Federal Highway Administrator at 49 CFR 1.48 and 49 CFR 389.4, respectively.

Issued on April 8, 1974.

ROBERT A. KAYE,  
Director, Bureau of  
Motor Carrier Safety.

[FR Doc.74-8616 Filed 4-16-74;8:45 am]

CIVIL AERONAUTICS BOARD  
[ 14 CFR Part 212 ]

[EDR-264A; Docket No. 26509]

CHARTER TRIPS BY FOREIGN AIR CARRIERS

Supplemental Notice of Proposed Rulemaking

By notice of proposed rulemaking EDR-264, issued contemporaneously with an Order to Show Cause (Order 74-3-71), the Board proposed to amend Part 212 of its Economic Regulations so as to alter the scope of the charter authority of foreign route air carriers. Interested persons were invited to participate in the proposed rulemaking proceeding by filing their comments with the Docket Section of the Board on or before April 29, 1974, and their reply comments within twenty (20) days following the date for filing of initial comments.

Counsel for British Caledonian Airways has requested an extension of the time for filing comments to May 20, 1974 and of the time for filing reply comments

to June 10, 1974. In support of the request, counsel states, inter alia, that the additional time is needed to permit counsel adequate personal consultation with his client, at its home office, as to this proceeding.

The undersigned finds that good cause has been shown for granting this request.

Accordingly, pursuant to authority delegated in § 385.20(d) of the Board's Organization Regulations, the undersigned hereby extends the time for filing comments until May 20, 1974, and the time for filing reply comments until June 10, 1974.

(Sec. 204(a) of the Federal Aviation Act of 1958, as amended, 72 Stat. 743; 49 U.S.C. 1324)

Dated: April 12, 1974.

[SEAL] ARTHUR H. SIMMS,  
Associate General Counsel,  
Rules and Rates Division.

[FR Doc.74-8827 Filed 4-16-74;8:45 am]

### FEDERAL COMMUNICATIONS COMMISSION

[ 47 CFR Part 73 ]

[Docket No. 19928]

#### FM BROADCAST STATIONS IN CERTAIN CITIES IN CERTAIN STATES

##### Table of Assignments; Order Extending Time for Filing Reply Comments

In the matter of amendment of § 73.202(b), *Table of Assignments*, FM Broadcast Stations. (Danville and Hoopston, Illinois; Fowler, Lafayette, and Terre Haute, Indiana), Docket No. 19928, RM-1971, RM-2161, RM-2203, RM-2244.

1. On January 25, 1974, the Commission adopted a notice of proposed rule-making in the above-entitled proceeding. Publication was given in the FEDERAL REGISTER on February 5, 1974, 39 F.R. 4586. The date for filing comments has expired and the time for filing reply comments is presently April 8, 1974.

2. On April 3, 1974, Kaspar Broadcasting Company, Inc. (Kaspar Broadcasting), by its attorney, requested that

the time for filing reply comments be extended to and including May 8, 1974. Counsel states that initial comments were filed in this proceeding by Logansport Broadcasting Corporation looking toward the substitution of Channel 244A for 259 at Frankfort, Indiana. Counsel points out that Kaspar Broadcasting is now licensed to operate Station WILQ-FM on Channel 259 at Frankfort. Counsel adds that it has been retained by Kaspar Broadcasting Company, Inc. to represent it in connection with Logansport's proposal and therefore requests additional time to evaluate this proposal.

3. We are of the view that the public interest would be served by extending the time in this proceeding. Accordingly, it is ordered, That the date for filing reply comments is extended to and including May 8, 1974.

4. This action is taken pursuant to authority found in sections 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and § 0.281 of the Commission's rules.

Adopted: April 5, 1974.

Released: April 8, 1974.

FEDERAL COMMUNICATIONS  
COMMISSION.

[SEAL] WALLACE E. JOHNSON,  
Chief, Broadcast Bureau.

[FR Doc.74-8801 Filed 4-16-74;8:45 am]

### POSTAL SERVICE

[ 39 CFR Part 123 ]

#### NONMAILABLE MATTER

##### Undelivered Mail Order Merchandise and Services

##### Correction

In FR Doc. 74-5428 appearing at page 9203 in the issue of Friday, March 8, 1974, the fourth line of the flush paragraph which appears after § 123.9(a)(2), should read as follows:

"by paragraph (a)(1) of this section, paragraph (a)(2) of this".

# Notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

## DEPARTMENT OF STATE

[Dept. Reg. 418]

### PERU

#### Agreement on Certain Claims

On February 19, 1974, the United States and Peru concluded an Agreement to resolve certain outstanding claims respecting United States investments. Article 1 of that Agreement provides as follows:

A. The pending problems to which this Agreement refers are the claims of United States nationals arising prior to the date of this Agreement as a result of expropriation or other forms of permanent taking by the Revolutionary Government of the Armed Forces of Peru of property and interests in property, direct or indirect, and the claims of the Government of Peru against such United States nationals, as well as the claims of United States nationals and the Government of Peru over certain road construction contracts arising prior to the date of this Agreement.

B. "United States nationals" as used in this Agreement means corporations organized under the laws of a state of the United States which (a) own individually or collectively, directly or indirectly, 50 percent or more of the outstanding stock or other property or interest in property or contract rights, upon which the claims referred to in paragraph A are based, and (b) have made their claims known to the United States Government prior to the date of this Agreement.

C. The provisions of this Agreement shall not affect in any way any claims of citizens or corporation of the United States or Peru against the other government which, because of the provisions of this article, do not come within the scope of this Agreement.

The funds received from the Government of Peru pursuant to the above-mentioned Agreement will be certified by the Secretary of State for distribution to the claimants coming within the scope of Article 1 in accordance with section 547 of Title 31 of the United States Code. As the Agreement applies to covered claims made known to the United States Government prior to February 19, 1974, the Department believes it has a complete list of eligible claimants and is prepared to proceed to implement the process of certification. Any party not having communicated to the Department that believes it may be entitled to a distribution from the fund should so advise the Legal Adviser of the Department of State no later than June 15, 1974.

Dated: April 8, 1974.

[SEAL]

CARLYLE E. MAW,  
The Legal Adviser.

[FR Doc.74-8772 Filed 4-16-74; 8:45 am]

[Public Notice CM-131]

## SHIPPING COORDINATING COMMITTEE

### Notice of Meeting

A meeting of the Shipping Coordinating Committee will be held at 9:30 a.m. on Friday, May 10, 1974, in Room 7200, Coast Guard Headquarters, 400 Seventh Street SW., Washington, D.C. The meeting will be open to the public.

The purpose of the meeting is to discuss preparations for the Thirty-third Session of the IMCO Council meeting scheduled to meet in London, May 21-24, 1974.

Persons wishing to attend the meeting should contact Mr. Richard K. Bank, Executive Secretary, Shipping Coordinating Committee, Department of State, Washington, D.C. 20520, telephone (area code 202) 632-0704.

Dated: April 12, 1974.

RICHARD K. BANK,  
Executive Secretary,  
Shipping Coordinating Committee.

[FR Doc.74-8789 Filed 4-16-74; 8:45 am]

[Public Notice CM-130]

## SUBCOMMITTEE ON CODE OF CONDUCT FOR LINER CONFERENCES

### Notice of Meeting

A meeting of the Subcommittee on a Code of Conduct for Liner Conferences will be held at 10 a.m. on Wednesday, April 24, 1974 in Room 1408, Department of State. The meeting will be open to the public.

The purpose of this meeting will be two-fold: (a) A debriefing on the results of the UN Conference of Plenipotentiaries on a Code of Conduct for Liner Conferences, the second session of which was held at Geneva, March 11-April 7, 1974; (b) a discussion of future courses of action to be taken by the United States in the light of the results of the UN Conference.

For purposes of fulfilling building security requirements, anyone wishing to attend the open session must advise the Executive Secretary of the Committee by telephone in advance of the meeting. Contact Mr. Richard K. Bank, Executive Secretary, Shipping Coordinating Committee, Department of State, Wash-

ington, D.C., telephone (Area Code 202) 632-0704.

Dated: April 12, 1974.

RICHARD K. BANK,  
Executive Secretary,  
Shipping Coordinating Committee.

[FR Doc.74-8788 Filed 4-16-74; 8:45 am]

[Public Notice CM-C6]

## U.S. ADVISORY COMMISSION ON INTERNATIONAL EDUCATIONAL AND CULTURAL AFFAIRS

### Notice of Canceled Meeting

The meeting of the United States Advisory Commission on International Educational and Cultural Affairs scheduled for Tuesday, April 30, 1974, at the Department of State, Room 1207, has been canceled.

Dated: April 9, 1974.

CAROL M. OWENS,  
Acting Staff Director,  
Commission Secretariat.

[FR Doc.74-8817 Filed 4-16-74; 8:45 am]

## DEPARTMENT OF DEFENSE

### Department of the Air Force

## MILITARY AIRLIFT COMMITTEE OF THE NATIONAL DEFENSE TRANSPORTATION ASSOCIATION

### Notice of Meeting

APRIL 11, 1974.

The Military Airlift Committee of the National Defense Transportation Association will hold a meeting on May 2 and 3, 1974, at the main conference room, Headquarters Military Airlift Command, Scott Air Force Base, Illinois.

The NDTA Military Airlift Committee, serving as an industry advisory committee, advises the Commander of the Military Airlift Command on broad management problems pertaining to military airlift, including the augmentation of military forces by civilian industry. Briefings and presentations, in consonance with the theme, "The Nation's Strategic Airlift Capability," will be featured.

The meeting is open for general public attendance, but this does not include participating in the proceedings or questioning the briefers and Committee members. Seating for the general public is limited and will be on a first-come-first-served basis. If a member of the general public wishes to make a formal oral statement germane to the meeting he may submit a formal application, including the sub-

stance of the statement, to the Commander, Military Airlift Command, in advance of the meeting (address: Headquarters, Military Airlift Command, Attention: Executive Agent, Military Airlift Committee, Scott Air Force Base, Illinois 62225). Formal written statements may be submitted to the above at any time before or after the meeting.

Summary of Agenda:

THURSDAY, MAY 2, 1974

- 1:00 Meeting Convenes  
Welcoming Remarks
- 1:10 Keynote Address
- 1:40 MAC Command Briefing
- 2:20 Break
- 2:30 Airlift Requirements and Capability
- 3:00 Airlift Service Industrial Fund (ASIF)
- 3:25 Strategic Airlift Enhancement Effort—The MAC Report
- 4:00 Importance of Air Refueling to Strategic Airlift
- 4:25 Break
- 4:30 Executive Session
- 5:30 Adjournment

FRIDAY, MAY 3, 1974

- 8:30 Meeting Reconvenes (In Operations Center)  
MAC Operations Center Briefing
- 9:00 MAC Aerial Port Operations
- 9:35 Film—"The C-5, A New Dimension"
- 10:10 Break
- 10:25 Civil Reserve Air Fleet (CRAF)
- 10:50 Strategic Airlift Planning for Contingencies
- 11:15 Closing Remarks
- 11:20 Adjournment

For further information of this meeting contact, Headquarters Military Airlift Command, Attention: Executive Agent, Military Airlift Committee, Scott Air Force Base, Illinois 62225.

STANLEY L. ROBERTS,  
Colonel, USAF, Chief, Legislative Division, Office of The Judge Advocate General.

[FR Doc.74-8773 Filed 4-16-74;8:45 am]

Department of the Navy

NAVAL RESEARCH ADVISORY COMMITTEE

Notice of Meetings

Pursuant to the provisions of the Federal Advisory Committee Act [Pub. L. 92-463 (1972)], notice is hereby given that closed meetings of the Naval Research Advisory Committee will be held on April 25-26, 1974, at the Naval Research Advisory Committee Headquarters, Ballston Tower #1, Arlington, Virginia.

In accordance with a determination made by the Secretary of the Navy, these meetings will be closed to the public, as the agenda consists of matters classified in the interests of national security.

Dated: April 11, 1974.

MERLIN H. STARING,  
Rear Admiral, JAGC, U.S. Navy,  
Judge Advocate General.

[FR Doc.74-8809 Filed 4-16-74;8:45 am]

SECRETARY OF THE NAVY'S ADVISORY BOARD ON EDUCATION AND TRAINING

Notice of Meetings

Pursuant to the provisions of the Federal Advisory Committee Act [Pub. L. 92-463 (1974)], notice is hereby given that the Secretary of the Navy's Advisory Board on Education and Training will meet on April 24-26, 1974, at the U.S. Navy Submarine School, Groton, Connecticut, and the Naval War College, Newport, Rhode Island.

The agenda of the meeting on April 24, 1974, at the U.S. Navy Submarine School, Groton, Connecticut, concerns matters classified in the interests of national defense, and, in accordance with a determination by the Secretary of the Navy, this meeting will be closed to the public.

The agenda of the meetings on April 25-26, 1974, at the Naval War College, concern officer accession and enlisted career development programs. These meetings will be open to the public.

Dated: April 12, 1974.

H. B. ROBERTSON, Jr.,  
Rear Admiral, JAGC, U.S. Navy,  
Acting Judge Advocate General.

[FR Doc.74-8810 Filed 4-16-74;8:45 am]

Office of the Secretary

DDR&E HIGH ENERGY LASER REVIEW GROUP

Notice of Closed Meetings

Pursuant to the provisions of section 10 of Pub. L. 92-463, dated October 6, 1972, notice is hereby given that closed meetings of the DDR&E High Energy Laser Review Group will be held on Wednesday and Thursday, May 1 and 2, 1974.

This meeting will be to discuss classified matters.

MAURICE W. ROCHE,  
Director, Correspondence and Directives, OASD (Comptroller).

APRIL 12, 1974.

[FR Doc.74-8747 Filed 4-16-74;8:45 am]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ADMINISTRATIVE OFFICER, CRAIG DISTRICT

Redelegation of Authority

APRIL 9, 1974.

Subject: 1510—Procurement.

SECTION 1510.03 Authority. Authority for the Bureau's procurement and contracting is contained in the numerous authorities listed in Bureau Manual 1510.03.

A. Redelegation. Pursuant to redelegation of authority contained in 1510.03C and the State Director's redelegation order of February 1, 1972, the Chief, Division of Administration, Administrative Officer, Craig District is authorized:

1. To enter into contracts with established sources for supplies and services, excluding capitalized and major non-capitalized equipment, regardless of amount and,

2. To enter into contracts on the open market for supplies and materials, excluding capitalized and major non-capitalized equipment, not to exceed \$2,500 per transaction: *Provided*, The requirement is not available from the established sources, and,

3. To enter into negotiated contracts without advertising pursuant to section 302(c) (2) of the FPAS Act, of 1949, as amended, for rental of equipment and aircraft covered by offer agreements and,

4. To enter into contracts for construction and land treatment not to exceed \$2,000 per transaction.

B. This authority may not be further redelegated.

MARVIN W. PEARSON,  
District Manager.

[FR Doc.74-8822 Filed 4-16-74;8:45 am]

[Group 486]

CALIFORNIA

Notice of Filing of Plat of Survey

APRIL 10, 1974.

1. Plats of survey of the lands described below will be officially filed in the California State Office, Sacramento, California, effective at 10 a.m. on May 28, 1974.

SAN BERNARDINO MERIDIAN, CALIFORNIA

T. 2 N., R. 11 E.

Sec. 16;

Sec. 36, N $\frac{1}{2}$ .

T. 2 N., R. 12 E.

Secs. 25 and 36.

T. 1 N., R. 13 E.

Secs. 16 and 36.

T. 1 N., R. 14 E.

Secs. 16 and 36.

T. 2 N., R. 14 E.

Sec. 36, lots 1 to 7 incl., W $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$

SW $\frac{1}{4}$  and S $\frac{1}{2}$ SE $\frac{1}{4}$ .

T. 1 S., R. 11 E.

Sec. 36.

T. 1 S., R. 13 E.

Secs. 16 and 36.

T. 1 S., R. 15 E.

Sec. 36, NW $\frac{1}{4}$  and S $\frac{1}{2}$ .

2. Each of the above plats represent a dependent resurvey and survey of a portion of the boundaries and subdivisional lines in each township and a survey to complete the sections described above. These surveys were executed to delineate the unsurveyed school sections within the townships.

3. All rights of the State of California to Sec. 16 and the NW $\frac{1}{4}$ NW $\frac{1}{4}$  Sec. 36, T. 2 N., R. 11 E.; Sec. 36, T. 2 N., R. 12 E.; Sec. 36, T. 1 N., R. 13 E.; and Secs. 16 and 36, T. 1 N., R. 14 E., San Bernardino Meridian have been conveyed to the United States. Title to Sec. 25, T. 2 N., R. 12 E. is also vested in the United States. Effective February 11, 1974, the date of approval of the said plats of sur-

vey, the balance of the lands described in paragraph one vested in the State of California as school grant lands.

4. The lands remaining in public ownership are mountainous in character. The soils are rocky with a vegetative cover of creosote.

5. All of the public lands are classified for multiple use management and will be open to such forms of disposition as are allowed under the provisions of the multiple use classification on the effective date of the filing of these plats. All valid applications received at or prior to 10 a.m. on May 28, 1974, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

6. The public lands have been and still are subject to the operation of the mining and mineral leasing laws.

7. All inquiries relating to this land should be sent to the California State Office, Bureau of Land Management, Federal Office Building, Room E-2841, 2800 Cottage Way, Sacramento, California 95825.

ELEANOR K. WILKINSON,  
Chief, Branch of Records  
and Data Management.

[FR Doc. 74-8779 Filed 4-16-74; 8:45 am]

#### BOMBAY HOOK NATIONAL WILDLIFE REFUGE

##### Notice of Public Hearing

Notice is hereby given in accordance with provisions of the Wilderness Act of September 3, 1964 (Pub. L. 88-577:78 890-896; (16 U.S.C. 1131-1136)), that a public hearing will be held beginning at 9:30 a.m. on May 22 at the Leipsic Firehouse, Leipsic, Delaware, on a proposal leading to a recommendation to be made to the President of the United States by the Secretary of the Interior regarding the desirability of including a portion of the Bombay Hook National Wildlife Refuge within the National Wilderness Preservation System. The wilderness study included the entire acreage within the Bombay Hook National Wildlife Refuge, which is located in Kent County, Delaware.

A study summary containing a map and information on the Bombay Hook Refuge may be obtained from the following: Refuge Manager, Bombay Hook National Wildlife Refuge, Route 1, Box 147, Smyrna, Delaware 19977, or the Regional Director, Bureau of Sport Fisheries and Wildlife, John W. McCormack, Post Office and Courthouse, Boston, Massachusetts 02109.

Individuals or organizations may express their oral or written views by appearing at this hearing, or they may submit written comments for inclusion in the official record of the hearing to the Regional Director, at the above address by June 24, 1974.

LYNN A. GREENWALT,  
Director, Bureau of Sport  
Fisheries and Wildlife.

APRIL 12, 1974.

[FR Doc. 74-8740 Filed 4-16-74; 8:45 am]

#### Fish and Wildlife Service CHARLES M. RUSSELL NATIONAL WILDLIFE RANGE

##### Notice of Public Hearing

Notice is hereby given in accordance with provision of the Wilderness Act of September 3, 1964 (Pub. L. 88-577:78 890-896; (16 U.S.C. 1131-1136)), that a public hearing will be held beginning at 2 p.m. May 20 at the Malta City Hall, Legion Room, Malta, Montana, to be continued at 9:00 a.m. May 21 at the Miles Community College, 2715 Dickinson Street, Miles City, Montana, to be continued at 9:00 a.m. May 22 at the Petro Theater, Eastern Montana College, 27th and Rimrock, Billings, Montana, to be continued at 9:00 a.m. May 24 at the Denver Federal Center, Building 56 Auditorium, Denver, Colorado, on a proposal leading to a recommendation to be made to the President of the United States by the Secretary of the Interior regarding the desirability of including a portion of the Charles M. Russell National Wildlife Range within the National Wilderness Preservation System. The wilderness study included the entire acreage within the Charles M. Russell National Wildlife Range, which is located in Garfield, Petroleum, Fergus, Phillips, Valley and McCone Counties, Montana.

A study summary containing a map and information on the Charles M. Russell Range may be obtained from the following: Refuge Manager, Charles M. Russell National Wildlife Range, Box 110, Lewiston, Montana 59457; Regional Director, Bureau of Sport Fisheries and Wildlife, P.O. Box 25486, Denver Federal Center, Denver, Colorado 80225; State Director, Bureau of Land Management, Federal Building, U.S. Courthouse, 316 N. 26th Street, Billings, Montana 59101.

Individuals or organizations may express their oral or written views by appearing at this hearing, or they may submit written comments for inclusion in the official record of the hearing to the Regional Director, Bureau of Sport Fisheries and Wildlife at the above address by June 24, 1974.

F. V. SCHMIDT,  
Acting Director, Bureau of Sport  
Fisheries and Wildlife.

APRIL 11, 1974.

GEORGE L. TURCOTT,  
Associate Director.

[FR Doc. 74-8739 Filed 4-16-74; 8:45 am]

#### DEPARTMENT OF AGRICULTURE

##### Agricultural Marketing Service

##### RAISIN ADVISORY BOARD

##### Notice of Public Meeting

Pursuant to the Federal Advisory Committee Act (Pub. L. 92-463; 86 Stat. 770), notice is given of a meeting of the Raisin Advisory Board at 1:30 p.m., p.d.t., May 9, 1974, in the Forum at the Sheraton Inn, Clinton Avenue and Freeway 99, Fresno, California.

The purpose of the meeting is to: Review changes in membership on the Raisin Advisory Board and elect officers; make nominations for membership on

the Raisin Administrative Committee; receive reports on program matters; review the international raisin outlook; and discuss sending a delegation to the International Sultana Conference meeting to be held in Melbourne, Australia, in June. The meeting will be open to the public.

The Raisin Advisory Board is established under the marketing agreement, as amended, and Order No. 989, as amended (7 CFR Part 989), regulating the handling of raisins produced from grapes grown in California. The marketing agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674).

The names of board members, agenda, summary of the meeting and other information pertaining to the meeting may be obtained from Clyde E. Nef, Manager, Raisin Administrative Committee, 732 North Van Ness, Fresno, California 93720; telephone 209-268-5666.

Dated: April 11, 1974.

E. L. PETERSON,  
Administrator, Agricultural  
Marketing Service.

[FR Doc. 74-8846 Filed 4-16-74; 8:45 am]

#### Animal and Plant Health Inspection Service

##### EXPERT PANEL ON NITRITES AND NITROSAMINES

##### Notice of Meeting and Agenda

Notice is hereby given of a meeting of the Expert Panel on Nitrites and Nitrosamines to be held in Room 218A (Conference Room), Administration Building, 14th and Independence Avenue, SW., Washington, DC, April 25, 1974, at 9 a.m. This is the second scheduled meeting of the Panel.

The agenda for the Panel meeting will include presentations on the chemical, toxicologic, and microbiologic aspects of nitrites and of nitrosamines, as appropriate. Discussion following each presentation will be limited to Panel participation. A period of time will be made available for public comment and questions later in the agenda.

The meeting will be open to the public and under the direction of the Panel Chairman or his designee. Written statements may be filed with the Panel before or after the meeting. Any member of the public who wishes to attend or who has further questions should contact the Issuance Coordination Staff, Technical Services, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, Room 4905, South Agriculture Building, Washington, DC 20250, Area Code (202) 447-6189. Any person who wishes to file a statement may send such statement to the Issuance Coordination Staff at the above address.

Dated: April 12, 1974.

G. H. WISE,  
Acting Administrator, Animal  
and Plant Health Inspection  
Service.

[FR Doc. 74-8887 Filed 4-16-74; 8:45 am]

**Agricultural Stabilization and Conservation Service**

[Docket No. SH-324]

**MAINLAND CANE SUGAR AREA**

**Notice of Hearing on Proportionate Shares for 1975-Crop Sugarcane**

Notice is hereby given that the Secretary of Agriculture, acting pursuant to the Sugar Act of 1948, as amended, will conduct a hearing to receive the views and recommendations of interested persons on the need for establishing proportionate shares (farm acreage allotments) for the 1975 crop of sugarcane in the Mainland Cane Sugar Area. Also, for use by the Secretary if he determines that proportionate shares are needed, views and recommendations are desired on all phases of the proportionate share program. The hearing will be conducted in New Orleans, Louisiana, on May 10, 1974, in the Whitney Building, Room 300, 228 St. Charles Avenue, beginning at 9:30 a.m. local time.

In accordance with the provisions of paragraph (1), subsection (b) of section 302 of the Sugar Act of 1948, as amended (7 U.S.C. 1132 (b)), the Secretary must determine for each crop year whether the production of sugar from any crop of sugarcane in the area will, in the absence of proportionate shares, be greater than the quantity needed to enable the area to meet its quota and provide a normal carryover inventory, as estimated by the Secretary for such area for the calendar year during which the larger part of the sugar from such crop normally would be marketed. Such determination may be made only after due notice and opportunity for an informal public hearing.

Views and recommendations on the need for establishing proportionate shares and the details of the program may be presented orally at the hearing, preferably supported in writing by an original and three copies of the oral statement. Statements may also be submitted in writing (original and two copies) at the hearing without an oral presentation, or they may be mailed to the Director, Sugar Division, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, Washington, D.C. 20250, postmarked not later than May 31, 1974.

All written submissions made pursuant to this notice will be made available for public inspection in the Office of the Hearing Clerk, Room 112-A, Administration Building, U.S. Department of Agriculture, Washington, D.C.

Signed at Washington, D.C. on April 12, 1974.

GLENN A. WEIR,  
*Acting Administrator, Agricultural Stabilization and Conservation Service.*

[FR Doc. 74-8760 Filed 4-16-74; 8:45 am]

**Federal Crop Insurance Corporation**

[Notice No. 79]

**TOBACCO—TYPE 13, SOUTH CAROLINA**

**Extension of Closing Date for Filing of Applications for the 1974 Crop Year**

Pursuant to the authority contained in § 401.103 of Title 7 of the Code of Federal Regulations, the time for filing applications for tobacco crop insurance for applicants submitting a "Flue Cured Tobacco Agreement for Automatic Harvesting by Machine" for the 1974 crop year on Type 13 tobacco in all counties in South Carolina where such insurance is otherwise authorized to be offered is hereby extended until the close of business on April 25, 1974. Such applications received during this period will be accepted only after it is determined that no adverse selectivity will result.

[SEAL] M. R. PETERSON,  
*Manager, Federal Crop Insurance Corporation.*

[FR Doc. 74-8849 Filed 4-16-74; 8:45 am]

[Notice No. 78]

**TOBACCO—TYPE 14, FLORIDA AND GEORGIA**

**Extension of Closing Date for Filing of Applications for the 1974 Crop Year**

Pursuant to the authority contained in § 401.103 of Title 7 of the Code of Federal Regulations, the time for filing applications for tobacco crop insurance for applicants submitting a "Flue Cured Tobacco Agreement for Automatic Harvesting by Machine" for the 1974 crop year on Type 14 tobacco in all counties in Florida and Georgia where such insurance is otherwise authorized to be offered is hereby extended until the close of business on April 20, 1974. Such applications received during this period will be accepted only after it is determined that no adverse selectivity will result.

[SEAL] M. R. PETERSON,  
*Manager, Federal Crop Insurance Corporation.*

[FR Doc. 74-8848 Filed 4-16-74; 8:45 am]

**Forest Service**

**BURNING OF SERAL BRUSHFIELDS IN CLEARWATER AND SPOKANE RIVER DRAINAGES OF IDAHO**

**Notice of Availability of Final Environmental Statement**

Pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a final environmental statement for Big Game Habitat Improvement, Burning of Seral Brushfields in the Clearwater and Spokane

River Drainages of Idaho, Forest Service report number USDA-FS-FES (Adm) RI-74-1.

The environmental statement concerns proposed prescribed burning of brushfields in northern Idaho during fiscal years 1974 and 1975 for the purposes of maintaining the brushfield stage of plant succession to provide forage for Rocky Mountain elk, moose, mule deer, and whitetailed deer, and to sustain their respective populations within the productive capabilities of the land.

This final environmental statement was filed with CEQ on April 9, 1974.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service  
South Agriculture Bldg., Room 3231  
12th St. & Independence Ave., SW  
Washington, D.C. 20250

USDA, Forest Service  
Northern Region  
Federal Building, Room 3077  
Missoula, MT 59801

USDA, Forest Service  
Clearwater National Forest  
Route 3, Ahsahka Road  
Orofino, ID 83544

USDA, Forest Service  
ID Panhandle National Forests  
(Coeur d'Alene, Kaniksu, and St. Joe)  
218 North 23rd Street  
Coeur d'Alene, ID 83814

USDA, Forest Service  
Nezperce National Forest  
319 East Main  
Grangeville, ID 83530

A limited number of single copies are available upon request to Regional Forester Steve Yurich, USDA, Forest Service, Region 1, Federal Building, Missoula, MT 59801.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Dated: April 9, 1974.

L. M. WHITFIELD,  
*Acting Regional Forester, Forest Service, Northern Region.*

[FR Doc. 74-8762 Filed 4-16-74; 8:45 am]

**MULTIPLE USE PLAN, PLEASANT VALLEY PLANNING UNIT**

**Notice of Availability of Final Environmental Statement**

Pursuant to section 102(2)(c) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture has prepared a final environmental statement for Multiple Use Plan, Pleasant Valley Planning Unit, Forest Service Report Number USDA-FS-FES (Adm) 74-18.

The environmental statement concerns a proposed implementation of a revised multiple use plan for the Pleasant Valley



Planning Unit, Fisher River Ranger District, Kootenai National Forest, and located in Lincoln County, Montana. The proposal affects approximately 41,000 acres of National forest lands which have been stratified into six management situations or units with similar resource implications.

This final environmental statement was filed with CEQ on April 9, 1974.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service  
South Agriculture Bldg., Room 3231  
12th St. and Independence Ave., SW.,  
Washington, D.C. 20250

USDA, Forest Service  
Northern Region  
Federal Building  
Missoula, MT 59801

USDA, Forest Service  
Kootenai National Forest  
418 Mineral Avenue  
Libby, MT 59923

A limited number of copies are available upon request to Forest Supervisor Floyd J. Marita, Kootenai National Forest, Box AS, Libby, MT 59923.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Dated: April 9, 1974.

KEITH M. THOMPSON,  
*Acting Regional Forester,  
Northern Region Forest  
Service.*

[FR Doc.74-8764 Filed 4-16-74; 8:45 am]

#### MULTIPLE USE PLAN SOUTH COTTONWOOD PLANNING UNIT

##### Notice of Availability of Final Environmental Statement

Pursuant to section 102(2) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a final environmental statement for South Cottonwood Planning Unit, Forest Service Report No. USDA-FS-FES 74-24.

The environmental statement concerns a proposed action to implement a revised Multiple Use Plan for the South Cottonwood Planning Unit, Bozeman Ranger District, Gallatin National Forest in Gallatin County, Montana. Sixteen thousand four hundred and forty acres are affected. This includes 7,900 acres of National forest, 7,627 acres of Burlington Northern, and 915 acres of other private land. The inventory and analysis was done to most intense level currently used by the Forest Service. This plan will provide the District Ranger with a detailed management prescription for the Unit.

This final environmental statement was filed with CEQ on April 9, 1974.

Copies are available for inspection during regular working hours at the following locations:

USDA Forest Service  
South Agriculture Bldg., Room 3231  
12th St. & Independence Ave., SW  
Washington, DC 20250

USDA Forest Service  
Federal Building, Room 3077  
Missoula, MT 59801  
USDA Forest Service  
Gallatin National Forest  
Federal Building  
Bozeman, MT 59715

A limited number of single copies are available upon request to Forest Supervisor Lewis E. Hawkes, Gallatin National Forest, Federal Building, Bozeman, MT 59715.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Dated: April 9, 1974.

KEITH M. THOMPSON,  
*Acting Regional Forester, Forest  
Service, Northern Region.*

[FR Doc.74-8763 Filed 4-16-74; 8:45 am]

#### MULTIPLE USE PLAN SPANISH PEAKS PLANNING UNIT

##### Notice of Availability of Final Environmental Statement

Pursuant to section 102(2) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a final environmental statement for Spanish Peaks Planning Unit, Forest Service Report No. USDA-FS-FES 74-26.

The environmental statement concerns a proposed action to implement a Multiple Use Management Plan for the Spanish Peaks Management Unit, Gallatin Ranger District, Gallatin National Forest, Gallatin and Madison Counties, Montana. The total area is approximately 82,000 acres and includes the 50,000-acre Spanish Peaks Primitive Area. The plan is designed to provide the District Ranger with detailed management guidance for the area.

This final environmental statement was filed with CEQ on April 9, 1974.

Copies are available for inspection during regular working hours at the following locations:

USDA, Forest Service  
South Agriculture Bldg., Room 3231  
12th St. & Independence Ave., SW  
Washington, DC 20250

USDA, Forest Service  
Federal Building, Room 3077  
Missoula, MT 59801

USDA, Forest Service  
Gallatin National Forest  
Federal Building  
Bozeman, MT 59715

A limited number of single copies are available upon request to Forest Supervisor Lewis E. Hawkes, Gallatin National Forest, Federal Building, Bozeman, MT 59715.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ guidelines.

Dated: April 9, 1974.

KEITH M. THOMPSON,  
*Acting Regional Forester, Forest  
Service, Northern Region.*

[FR Doc.74-8761 Filed 4-16-74; 8:45 am]

## DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric  
Administration

AQUALAND, INC.

### Receipt of Application for Public Display Permit

Notice is hereby given that the following applicant has applied in due form for a permit to take marine mammals for public display as authorized by the Marine Mammal Protection Act of 1972 and the regulations governing the taking and importing of marine mammals.

Aqualand, Incorporated, R.F.D. #1, Bar Harbor, Maine 04609, to take seven (7) Atlantic harbor seals (*Phoca vitulina concolor*) for public display.

The seals will be taken in the vicinity of Boothbay Harbor, Maine, by a professional collector using a gill net. Collection will occur during June 1974. The seals will be acclimated to captivity by the collector and transported by truck to the Aqualand facility.

The seals will be maintained in a circular pool, 125 feet in circumference and 10 feet deep. The pool contains 85,000 gallons of salt water. A central island, 15 feet in diameter, is available as a hauling out ground.

Mr. Stephen Fenno, co-owner and manager of Aqualand, supervises the care and maintenance of the seals. Mr. James Dennison, assistant manager, has been responsible for the feeding and maintenance of harbor seals for the past three years. He will be assisted during the summer season by a student from the Wildlife Department, University of Maine. In addition to a local veterinarian, members of the staff of the New England Aquarium and Dr. Joseph Geraci, D.V.M., Ph.D., University of Guelph, are available on a consulting basis.

The harbor seals will be exhibited during the months from May through October. During feeding periods, the characteristics, capabilities and habits of harbor seals are explained to the public.

The seals will be maintained at Aqualand during the winter months.

An estimated 35,000 persons will visit Aqualand during the summer display season. Aqualand is the only animal park in the State of Maine which exhibits harbor seals.

Documents submitted in connection with this application are available as follows:

Office of the Director, National Marine Fisheries Service, Washington, D.C. 20235, telephone 202-343-4543.

Regional Director, National Marine Fisheries Service, Northeast Region, Federal Building, 14 Elm Street, Gloucester, Massachusetts 01930, telephone 617-281-0640.

Concurrent with the publication of this notice in the FEDERAL REGISTER, the Secretary of Commerce is sending copies of the application to the Marine Mammal Commission and the Committee of Scientific Advisors.

Interested parties may submit written data or views on this application on or before May 17, 1974, to the Director, National Marine Fisheries Service, Depart-

ment of Commerce, Washington, D.C. 20235.

All statements and opinions contained in this notice in support of this application are those of the Applicant and do not necessarily reflected the views of the National Marine Fisheries Service.

Dated: April 5, 1974.

JACK W. GEHRINGER,  
Acting Director, National  
Marine Fisheries Service.

[FR Doc.74-8737 Filed 4-16-74; 8:45 am]

### TULSA ZOOLOGICAL PARK

#### Issuance of Permit for Marine Mammals

On December 26, 1973, notice was published in the FEDERAL REGISTER (38 FR 35340), that an application had been filed with the National Marine Fisheries Service by Tulsa Zoological Park, 5701 East 36th Street, North, Tulsa, Oklahoma 74115, for a permit to take six (6) female California sea lions (*Zalophus californianus*) for public display.

Notice is hereby given that, on April 3, 1973, and as authorized by the provisions of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361-1407), the National Marine Fisheries Service issued a permit to Tulsa Zoological Park to take three (3) female California sea lions, subject to certain conditions set forth therein. The permit is available for review by interested persons in the Office of the Director, National Marine Fisheries Service, Washington, D.C. 20235.

Dated: April 5, 1974.

JACK W. GEHRINGER,  
Acting Director, National  
Marine Fisheries Service.

[FR Doc.74-8738 Filed 4-16-74; 8:45 am]

### Social and Economic Statistics Administration

#### CENSUS ADVISORY COMMITTEE OF THE AMERICAN MARKETING ASSOCIATION

##### Notice of Public Meeting

The Census Advisory Committee of the American Marketing Association will convene on May 6 and 7, 1974 at 9 a.m. The Committee will meet in Room 2113, Federal Building 3, at the Bureau of the Census in Suitland, Maryland.

The Census Advisory Committee of the American Marketing Association was established in 1946 to advise the Director, Bureau of the Census, regarding the statistics that will help in marketing the nation's products and services and on ways to make the statistics the most useful to users.

The Committee is composed of 15 members of the American Marketing Association.

The agenda for the May 6 meeting is: (1) A general review of current topics including staff changes, program developments, color mapping, and other topics of current interest, (2) the program planning process and program plans for FY 1975 and proposals for future years, (3) study of the uses of Cen-

sus Bureau statistics, (4) the Census Bureau and the energy shortage, and (5) disclosure analysis in census economic reports.

The agenda for the May 7 meeting is: (1) Report of the Subcommittee on Retail Trade Statistics of the Census Advisory Committee of the American Marketing Association, (2) discussion of the economic censuses and County Business Patterns Program, (3) early plans for the 1980 Census, (4) housing and construction survey data for marketing purposes, and (5) marketing productivity.

A limited number of seats—approximately 15—will be available to the public. A brief period will be set aside for public comment and questions. Extensive questions or statements must be submitted in writing to the Committee Guidance and Control Officer at least three days prior to the meeting.

Persons wishing to submit questions or statements, planning to attend the meeting, or wishing additional information should contact Mr. Max Shor, Special Assistant to the Associate Director for Economic Fields, Bureau of the Census, Room 2023, Federal Building 3, Suitland, Maryland. (Mail address: Washington, D.C. 20233). Telephone (301) 763-7184.

EDWARD D. FAILOR,  
Administrator, Social and Economic  
Statistics Administration.

[FR Doc.74-8766 Filed 4-16-74; 8:45 am]

#### CENSUS ADVISORY COMMITTEE ON SMALL AREAS

##### Notice of Public Meeting

The Census Advisory Committee on Small Areas will convene on May 14, 1974 at 9:15 a.m. in Room 2113, Federal Building 3, at the Bureau of the Census in Suitland, Maryland.

The Census Advisory Committee on Small Areas was established in 1965 to advise the Bureau of the Census concerning development of statistical programs in metropolitan and other local communities regarding transportation, urban renewal, poverty, and other activities.

The Committee is composed of 21 members appointed by the Secretary of Commerce.

The agenda for the meeting is: (1) Current topics including staff changes, visiting scholars, international geographic base file developments, and Census Bureau outlook for F.Y. 1975, (2) Geographic Base Files/Dual Independent Map Encoding (GBF/DIME) applications, (3) Census Use Study activities, (4) study of the use of Census Bureau data, (5) Economic Census conferences, (6) planning program for the Census of 1980, (7) census program for the year 2000, and (8) the energy crisis and Census Bureau involvement.

A limited number of seats—approximately 15—will be available to the public. A brief period will be set aside for public comment and questions. Extensive questions or statements must be sub-

mitted in writing to the Committee Guidance and Control Officer at least three days prior to the meeting.

Persons planning to attend and wishing additional information concerning this meeting should contact the Committee Guidance and Control Officer, Mr. Robert B. Voight, Chief, Data User Services Office, Bureau of the Census, Room 3555, Federal Building 3, Suitland, Maryland. (Mail Address: Washington, D.C. 20233). Telephone (301) 763-7720.

Dated: April 11, 1974.

EDWARD D. FAILOR,  
Administrator, Social and Economic  
Statistics Administration.

[FR Doc.74-8765 Filed 4-16-74; 8:45 am]

### DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

#### Food and Drug Administration

#### ADVISORY COMMITTEES

##### Notice of Meetings

Pursuant to the Federal Advisory Committee Act of October 6, 1972 (Public Law 92-463, 86 Stat. 770-776; 5 U.S.C. App.), the Food and Drug Administration announces the following public advisory committee meetings and other required information in accordance with provisions set forth in section 10(a) (1) and (2) of the act:

Committee name	Date, time, place	Type of meeting and contact person
1. FDA/NIDA Drug Abuse Research Advisory Committee.	May 6, 9:30 a.m., Rockefeller University, Cohen Library, 66th St. and New York Ave., New York, N.Y.	Open 9:30 a.m. to 12 noon, closed after 12 noon. Monique C. Braude, Ph.D., Rockwall Bldg. (Room 600), 11400 Rockville Pike, Rockville, Md. 20852, 301-443-4060

**Purpose.** Advises FDA on action to be taken on Notices of Claimed Investigational New Drugs for substances with abuse potential; advises NIDA on supplies of substances for clinical studies, on quantities of substances for animal and in vitro studies beyond the maximum amount available by NIDA staff action, and on requests for any amount of substances which involve protocols containing unique problems.

**Agenda.** Open session: Review of toxicity studies of marihuana smoke; review of New York State Drug Abuse Laws; and revised "Guide" for Marihuana Clinical Studies. Closed session: Review of confidential protocols.

Committee name	Date, time, place	Type of meeting and contact person
2. Respiratory and Anesthetic Drugs Advisory Committee.	May 6, 9 a.m., Conference Room A, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md.	Open 9 a.m. to 11:15 a.m., closed after 11:15 a.m. David L. Scally, M.D., Room 18B-09, Rockville, Md. 20852, 301-443-3560.

**Purpose.** Advises the Commissioner of Food and Drugs regarding safety and efficacy of drugs employed in anesthesiology.

**Agenda.** Open session: Presentation by FDA staff on the role of advisory committees in decisionmaking; proposed guidelines for package inserts; and recommendations for certain interruptions in oxygen usage during inhalational therapy. Closed session: Consideration of the recommendations of the British Committee on Safety of Medicine concerning repeated Halothane exposure; discussion of NDA 14-879; and discussion of NDA 17-558.

Committee name	Date, time, place	Type of meeting and contact person
3. Radioactive Pharmaceuticals Advisory Committee.	May 6 and 7, 9 a.m., Conference Room M, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md.	Open May 6, closed May 7, Earl L. Meyers, Ph. D., Room 11B-20, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4250.

**Purpose.** Advises the Commissioner of Food and Drugs regarding safety and efficacy of drugs employed in nuclear medicine.

**Agenda.** Open session: Discussion of the exemption for labeled chemicals used as research tools. Closed session: Discussion of package inserts for gallium and ytterbium radiopharmaceuticals and recommendations pertaining to regulatory matters with respect to package inserts.

Committee name	Date, time, place	Type of meeting and contact person
4. Panel on Review of Topical Analgesics.	May 8 and 9, 9 a.m., Conference Room G, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md.	Open May 8, 9 a.m. to 10 a.m., closed May 8 after 10 a.m., closed May 9. Lee Geismar, Room 10B-05, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4960.

**Purpose.** Reviews and evaluates available data concerning the safety and effectiveness of active ingredients, and combinations thereof, of currently marketed nonprescription drug products containing topical analgesic agents and the adequacy of their labeling.

**Agenda.** Open session: Comments and presentations by interested persons. Closed session: Continuing review of over-the-counter drug products under investigation.

Committee name	Date, time, place	Type of meeting and contact person
5. Pulmonary-Allergy and Clinical Immunology Advisory Committee.	May 9, 9 a.m., Conference Room M, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md.	Open 9 a.m. to 1 p.m., closed after 1 p.m.: David Lidd, M.D., Room 11B-20, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4250.

**Purpose.** Advises the Commissioner of Food and Drugs regarding safety and efficacy of drugs employed in the treatment of pulmonary disease and diseases with allergic and/or immunologic mechanisms.

**Agenda.** Open session: Followup on bronchodilator guidelines and evaluation of theophylline and theophylline-derived preparations. Closed session: Evaluation of theophylline and theophylline-derived preparation NDA's and review of NDA 12-339.

Committee name	Date, time, place	Type of meeting and contact person
6. Panel on Review of Dentifrices and Dental Care Agents.	May 9 and 10, 9 a.m., Conference Room B, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md.	Open May 9, 9 a.m. to 10 a.m., closed May 9 after 10 a.m., closed May 10. Michael D. Kennedy, Room 10B-05, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4960.

**Purpose.** Reviews and evaluates available information concerning safety and effectiveness of active ingredients of currently marketed nonprescription drug products containing dentifrices and dental care agents.

**Agenda.** Open session: Comments and presentations by interested persons. Closed session: Continuing review of over-the-counter drug products under investigation.

Committee name	Date, time, place	Type of meeting and contact person
7. Panel on Review of Contraceptives and Vaginal Drug Products.	May 9 and 10, 9 a.m., Conference Room H, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md.	Open May 9, 9 a.m. to 10 a.m., closed May 9 after 10 a.m., closed May 10. Armond Welch, Room 10B-05, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4960.

**Purpose.** Reviews and evaluates available information concerning the safety and effectiveness of active ingredients of currently marketed nonprescription drug products containing contraceptives and other vaginal drug products.

**Agenda.** Open session: Comments and presentations by interested persons. Closed session: Continuing review of over-the-counter drug products under investigation.

Committee name	Date, time, place	Type of meeting and contact person
8. Panel on Review of Bacterial Vaccines and Bacterial Antigens.	May 10 and 11, 9 a.m., Room 121, Bldg. 29, Natl. Inst. of Health, 9000 Rockville Pike, Bethesda, Md.	Closed May 10, 9 a.m. to 11 a.m., open May 10, 11 a.m. to 1 p.m., closed May 10 after 1 p.m., closed May 11. Jack Gertzog, (HFB-5), 5600 Fishers Lane, Rockville, Md. 20852, 301-443-1676.

**Purpose.** Advises the Commissioner of Food and Drugs on the safety and effectiveness of bacterial vaccines and bacterial antigens with standards of potency.

**Agenda.** Open session: Previous minutes, communications received, and comments and presentations by interested persons. Closed session: Continued review and discussion of committee position papers.

Committee name	Date, time, place	Type of meeting and contact person
9. Panel on Review of Hemorrhoidal Drug Products.	May 12, 13, and 14, 9 a.m., Room 195, Court of Appeals Bldg., 600 Camp St., New Orleans, La.	Closed May 12, open May 13, 9 a.m. to 10 a.m., closed May 13 after 10 a.m., closed May 14. Thomas DeCillis, Room 10B-05, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4960.

**Purpose.** Reviews and evaluates available information concerning safety and effectiveness of active ingredients of currently marketed nonprescription drug products for hemorrhoidal application.

**Agenda.** Open session: Discussion of local anesthetics and comments and presentations by interested persons. Closed session: Continued review of over-the-counter hemorrhoidal drug products under investigation.

Committee name	Date, time, place	Type of meeting and contact person
10. Panel on Review of Vitamin, Mineral, and Hematinic Drug Products.	May 18 and 19, 9 a.m., Center for Continuing Education, University of Chicago, Chicago, Ill.	Closed May 18, 9 a.m. to 1 p.m., open May 18, 1 p.m. to 2 p.m., closed May 18 after 2 p.m., closed May 19. Thomas DeCillis, Room 10B-05, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4960.

**Purpose.** Reviews and evaluates available data concerning the safety and effectiveness of active ingredients, and combinations thereof, of currently marketed nonprescription vitamin, mineral, and hematinic drug products and the adequacy of their labeling.

**Agenda.** Open session: Comments and presentations by interested persons; pharmaceutical aspects of vitamins and minerals; and bioavailability of vitamins and minerals. Closed session: Study of vitamins A, E, and K.

Committee name	Date, time, place	Type of meeting and contact person
11. Panel on Review of Laxative, Anti-diarrheal, Emetic, and Anti-emetic Drugs.	May 31 and June 19, a.m., Conference Room U, Parklawn Bldg., 5600 Fishers Lane, Rockville, Md.	Open May 31, 9 a.m. to 10 a.m., closed May 31 after 10 a.m., closed June 1, John T. McElroy, Room 10B-05, 5600 Fishers Lane, Rockville, Md. 20852, 301-443-4960.

**Purpose.** Reviews and evaluates available information concerning safety and effectiveness of active ingredients of currently marketed nonprescription drug products containing laxative, anti-diarrheal, emetic, and antiemetic agents.

**Agenda.** Open session: Comments and presentations by interested persons. Closed session: Continued review of the safety and efficacy of laxative, anti-diarrheal, emetic, and antiemetic drug products.

Agenda items are subject to change as priorities dictate.

During the open sessions shown above, interested persons may present relevant information or views orally to any committee for its consideration. Information or views submitted to any committee in writing before or during a meeting shall also be considered by the committee.

A list of committee members and summary minutes of meetings may be obtained from the contact person for the committee both for meetings open to the public and those meetings closed to the public in accordance with section 10(d) of the Federal Advisory Committee Act.

Most Food and Drug Administration advisory committees are created to advise the Commissioner of Food and Drugs on pending regulatory matters. Recommendations made by the committees on these matters are intended to result in action under the Federal Food, Drug, and Cosmetic Act, and these committees thus necessarily participate with the Commissioner in exercising his law enforcement responsibilities.

The Freedom of Information Act recognized that the premature disclosure of regulatory plans, or indeed internal discussions of alternative regulatory approaches to a specific problem, could have adverse effects upon both public and private interests. Congress recognized that such plans, even when finalized, may not be made fully available in advance of the effective date without damage to such interests, and therefore provided for this type of discussion to remain confidential. Thus, law enforcement activities have long been recognized as a legitimate subject for confidential consideration.

These committees often must consider trade secrets and other confidential information submitted by particular manufacturers which the Food and Drug Administration by law may not disclose, and which Congress has included within the exemptions from the Freedom of Information Act. Such information includes safety and effectiveness information, product formulation, and manufacturing methods and procedures, all of which are of substantial competitive importance.

In addition, to operate most effectively, the evaluation of specific drug or device products requires that members of committees considering such regulatory matters be free to engage in full and frank discussion. Members of committees have frequently agreed to serve and to provide their most candid advice on the understanding that the discussion would be private in nature. Many experts would be unwilling to engage in candid public discussion advocating regulatory action against a specific product. If the committees were not to engage in the deliberative portions of their work on a confidential basis, the consequent loss of frank and full discussion among committee members would severely hamper the value of these committees.

The Food and Drug Administration is relying heavily on the use of outside ex-

perts to assist in regulatory decisions. The Agency's regulatory actions uniquely affect the health and safety of every citizen, and it is imperative that the best advice be made available to it on a continuing basis in order that it may most effectively carry out its mission.

A determination to close part of an advisory committee meeting does not mean that the public should not have ready access to these advisory committees considering regulatory issues. A determination to close the meeting is subject to the following conditions: First, any interested person may submit written data or information to any committee, for its consideration. This information will be accepted and will be considered by the committee. Second, a portion of every committee meeting will be open to the public, so that interested persons may present any relevant information or views orally to the committee. The period for open discussion will be designated in any announcement of a committee meeting. Third, only the deliberative portion of a committee meeting, and the portion dealing with trade secret and confidential information, will be closed to the public. The portion of any meeting during which nonconfidential information is made available to the committee will be open for public participation. Fourth, after the committee makes its recommendations and the Commissioner either accepts or rejects them, the public and the individuals affected by the regulatory decision involved will have an opportunity to express their views on the decision. If the decision results in promulgation of a regulation, for example, the proposed regulation will be published for public comment. Closing a committee meeting for deliberations on regulatory matters will therefore in no way preclude public access to the committee itself or full public comment with respect to the decisions made based upon the committee's recommendation.

The Commissioner has been delegated the authority under section 10(d) of the Federal Advisory Committee Act to issue a determination in writing, containing the reasons therefor, that any advisory committee meeting is concerned with matters listed in 5 U.S.C. 552(b), which contains the exemptions from the public disclosure requirements of the Freedom of Information Act. Pursuant to this authority, the Commissioner hereby determines, for the reasons set out above, that the portions of the advisory committee meetings designated in this notice as closed to the public involve discussion of existing documents falling within one of the exemptions set forth in 5 U.S.C. 552(b), or matters that, if in writing, would fall within 5 U.S.C. 552(b), and that it is essential to close such portions of such meetings to protect the free exchange of internal views and to avoid undue interference with Agency and committee operations. This determination shall apply only to the designated portions of such meetings which relate to trade secrets and confi-

dential information or to committee deliberations.

Dated: April 12, 1974.

A. M. SCHMIDT,  
Commissioner of Food and Drugs.

[FR Doc.74-8920 Filed 4-16-74; 8:45 am]

## GRAS OR PRIOR-SANCTIONED DIRECT HUMAN FOOD INGREDIENTS

### Notice of Availability of Information

In notices published in the FEDERAL REGISTER of July 26, 1973, the Commissioner of Food and Drugs announced the current status of the review of food ingredients classified as generally recognized as safe (GRAS) and the availability of data and information compiled during this review (38 FR 20054); solicited public participation in the review by requesting nominations for the Select Committee on GRAS Substances (38 FR 20054); provided public opportunity to present unpublished safety data to organizations under contract to the Food and Drug Administration for preparing Scientific Literature Reviews on GRAS substances (38 FR 20051); and provided public opportunity to present data, information, and views on GRAS substances directly to the Select Committee on GRAS Substances (38 FR 20053).

Elsewhere in this issue of the FEDERAL REGISTER, opportunity is provided for interested persons to submit unpublished safety data to organizations under contract to FDA to prepare additional Scientific Literature Reviews.

This notice announces the public availability of new data and information obtained by the Food and Drug Administration in conducting its safety review of GRAS substances. In addition to the announcement of new materials now available, purchasing information on available reports and screening tests not previously announced is included.

The Commissioner recognizes that data and information on GRAS food ingredients are of broad interest to the public. Accordingly, this information is available for public disclosure in the following ways:

1. Copies of each Scientific Literature Review have been placed in the Library of Congress under the title, "Scientific Literature Reviews on GRAS Food Ingredients," L.C. Card No. 73-600105.

2. The following Scientific Literature Reviews, Reports of the Select Committee on GRAS Substances to the Commissioner of Food and Drugs, and reports of toxicological screening tests are now available for purchase from the National Technical Information Service (NTIS), 5285 Port Royal Road, Springfield, VA 22151. In addition to the NTIS ordering information given below, each document may be purchased in microfiche form with the same ordering number. Microfiche document prices are \$1.45 each (for those designated—/AS) and \$0.95 each for all others.



**SCIENTIFIC LITERATURE REVIEWS ON GRAS OR PRIOR-SANCTIONED DIRECT HUMAN FOOD INGREDIENTS**

**Notice of Opportunity To Submit Unpublished Safety Data**

In the FEDERAL REGISTER of July 26, 1973 (38 FR 20051), the Commissioner of Food and Drugs published a notice soliciting public submission of unpublished data and information that may be significant in determining the safety of generally recognized as safe (GRAS) or prior-sanctioned food ingredients. The notice included a list of the Scientific Literature Reviews then being prepared by organizations under contract to the Food and Drug Administration. Many of these Scientific Literature Reviews have been completed, and notice of their availability is published elsewhere in this issue of the FEDERAL REGISTER.

This notice gives information on assignments of new contracts for the preparation of Scientific Literature Reviews on ingredients (or groups of ingredients) previously listed as planned for immediate public review, and it also solicits public submission of unpublished safety data and information on these ingredients. The organizations assigned each Review are as follows:

1. Informatics, Inc., 6000 Executive Boulevard, Rockville, MD 20852.
2. Tracor Jitco, Inc., 1300 East Gude Dr., Rockville, MD 20851.

Ingredients	Organizations	Estimated date of completion
Biotin	Informatics, Inc.	Aug. 5, 1974
Niacin and niacinamide	do	Do.
Pyridoxines	do	Do.
Thiamin	do	Do.
Riboflavins	do	Do.
Carotenes	do	July 1, 1974
Caffeine	do	Do.
Dextrans	do	Do.
Sodium and potassium chlorides	Tracor Jitco, Inc.	Do.
Casein and caseinates	do	Do.
Citric acid	do	Aug. 5, 1974
Lecithins	do	Do.
Urea	do	Do.
Vitamin B <sub>12</sub>	do	Do.
Ascorbic acid	do	Do.
Nickel	do	July 1, 1974

To be considered for inclusion in a Scientific Literature Review, two copies of all data or information should be submitted to the organization preparing the Review before the listed completion date, and the original and two copies of all such information simultaneously sent to the GRAS Review Branch (BF-335), Bureau of Foods, Food and Drug Administration, 200 "C" St., SW., Washington, DC 20204. Immediately upon receipt of any such submission, one copy will be placed on display at the office of the Hearing Clerk, Food and Drug Administration, Rm. 6-86, 5600 Fishers Lane, Rockville, MD 20852, where it may be reviewed during working hours, Monday through Friday.

Dated: April 9, 1974.

SAM D. FINE,  
Associate Commissioner  
for Compliance.

[FR Doc.74-8661 Filed 4-16-74; 8:45 am]

**DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

**Federal Disaster Assistance Administration**

[FDAA-425-DR; Docket No. NFD-180]

**GEORGIA**

**Amendment to Notice of Major Disaster**

Notice of major disaster for the State of Georgia, dated April 5, 1974, and amended April 9, 1974, is hereby further amended to include the following counties among those counties determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of April 5, 1974:

The Counties of:

Berrien	Mitchell
Coffee	Tift
Forsyth	Worth
Hall	

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance)

Dated: April 11, 1974.

WILLIAM E. CROCKETT,  
Acting Administrator, Federal  
Disaster Assistance Administration.

[FR Doc.74-8845 Filed 4-16-74; 8:45 am]

[FDAA-423-DR; Docket No. NFD-177]

**INDIANA**

**Amendment to Notice of Major Disaster**

Notice of major disaster for the State of Indiana, dated April 4, 1974, and amended April 8, 1974, is hereby further amended to include the following county among those counties determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of April 4, 1974:

The County of:

Cass

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance)

Dated: April 10, 1974.

THOMAS P. DUNNE,  
Administrator, Federal  
Disaster Assistance Administration.

[FR Doc.74-8771 Filed 4-16-74; 8:45 am]

[FDAA-426-DR; Docket No. NFD-179]

**WEST VIRGINIA**

**Notice of Major Disaster and Related Determinations**

Pursuant to the authority vested in the Secretary of Housing and Urban Development by the President under Executive Order 11749 of December 10, 1973; and delegated to me by the Secretary under Department of Housing and Urban Development Delegation of Authority, Docket No. D-73-238; and by virtue of the Act of December 31, 1970, entitled "Disaster Relief Act of 1970" (84 Stat. 1744), as amended by Pub. L. 92-209 (85 Stat. 742); notice is hereby given that on

April 11, 1974, the President declared a major disaster as follows:

I have determined that the damage in certain areas of the State of West Virginia resulting from severe storms and flooding, beginning about April 3, 1974, is of sufficient severity and magnitude to warrant a major disaster declaration under Pub. L. 91-606. I therefore declare that such a major disaster exists in the State of West Virginia. You are to determine the specific areas within the State eligible for Federal assistance under this declaration.

Notice is hereby given that pursuant to the authority vested in the Secretary of Housing and Urban Development under Executive Order 11749, and delegated to me by the Secretary under Department of Housing and Urban Development Delegation of Authority, Docket No. D-73-238, to administer the Disaster Relief Act of 1970 (Pub. L. 91-606, as amended), I hereby appoint Mr. Paul T. Cain, HUD Region 3, to act as the Federal Coordinating Officer to perform the duties specified by section 201 of that Act for this disaster.

I do hereby determine the following areas in the State of West Virginia to have been adversely affected by this declared major disaster:

The Counties of:

Fayette.	Raleigh.
Greenbrier.	Wyoming.

This disaster has been designated as FDAA-426-DR.

Dated: April 11, 1974.

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance)

THOMAS P. DUNNE,  
Administrator, Federal Disaster  
Assistance Administration.

[FR Doc.74-8814 Filed 4-16-74; 8:45 am]

**Office of Interstate Land Sales Registration**

[Docket No. N-74-227]

**CAPE CONROE LTD.**

**Notice of Hearing**

In the matter of Cape Conroe, Section I and II, et al. Administrative Division Docket No. 74-3.

Notice is hereby given that:

1. Cape Conroe Limited, d/b/a U.S. Land Development Company, William Haynie, President of Ves-Tex Land Development, Inc., a General Partner, its other General Partners and Agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. L. 90-448) (15 U.S.C. 1701 et seq.), received a Notice of Proceedings and Opportunity for Hearing dated January 29, 1974, which was sent to the developer pursuant to 15 U.S.C. 1706(d) and 24 CFR 1710.45(b)(1) informing the developer of information obtained by the Office of Interstate Land Sales Registration showing that a change had occurred which affected material facts in the Developer's Statement of Record for Cape Conroe Section I and II, located in Montgomery County, Texas, and the failure of the Developer to amend the pertinent

sections of the Statement of Record and Property Report.

2. The Respondent filed an answer on March 18, 1974, in answer to the allegations of the Notice of Proceedings and Opportunity for a Hearing.

3. In said Answer the Respondent requested a hearing on the allegations contained in the Notice of Proceedings and Opportunity for a Hearing.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1706(d) and 24 CFR 1720.160(b): *It is hereby ordered*, That a public hearing for the purpose of taking evidence on the questions set forth in the Notice of Proceedings and Opportunity for Hearing will be held before Administrative Law Judge Samuel A. Chaitovitz, in Room 7155, Department of HUD Building, 451 7th Street SW., Washington, D.C., on April 18, 1974 at 10:00 a.m.

The following time and procedure is applicable to such a hearing: All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C. 20410 on or before April 11, 1974.

5. The Respondent is hereby notified that failure to appear at the above scheduled hearing shall be deemed a default and the proceeding shall be determined against Respondent, the allegations of which shall be deemed to be true, and an order Suspending the Statement of Record, herein identified shall be issued pursuant to 24 CFR 1710.45(b)(1).

This notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

Dated: April 11, 1974.

By the Secretary.

JAMES T. LYNN,  
Secretary of Housing  
and Urban Development.

GEORGE K. BERNSTEIN,  
Interstate Land Sales  
Administrator.

[FR Doc. 74-8832 Filed 4-16-74; 8:45 am]

[Docket No. N-74-228]

#### DESERT SKY

#### Notice of Proceedings and Opportunity for Hearing

In the matter of Desert Sky Land Sales Enforcement Division File No. 74-16.

Notice is hereby given that:

On March 1, 1974, the Department of Housing and Urban Development, Office of Interstate Land Sales Registration, attempted to serve upon Lowell F. Johnson, President, Thunderbird Valley, Inc., Post Office Box 50266, Tucson, Arizona 85703 and 3033 North Central, Suite 219, Phoenix, Arizona 85012, a Notice of Proceedings and Opportunity for Hearing by certified mail and service of process was not possible since the addressee would not accept delivery. Accordingly pursuant to 15 U.S.C. 1706(d) and 24 CFR

1710.45(b)(1), the Notice of Proceedings and Opportunity for Hearing is being issued as follows:

#### NOTICE OF PROCEEDINGS AND OPPORTUNITY FOR HEARING

I. The Department's public file discloses that:

A. Thunderbird Valley, Inc., Lowell F. Johnson, President, its other officers and agents, hereinafter known as the Respondent, has filed a Statement of Record for Desert Sky subdivision located in Cochise County, Arizona, which became effective on May 27, 1971, and is still in effect.

B. Thunderbird Valley, Inc., is an Arizona corporation organized under the laws of the State of Arizona.

C. Lowell F. Johnson is the President of the Corporation.

D. The Respondent has a mailing address at Post Office Box 50266, Tucson, Arizona 85703. The Respondent has offices at 3033 North Central, Suite 219, Phoenix, Arizona 85012.

II. The records of the Office of Interstate Land Sales Registration, and information received indicate that the Statement of Record includes untrue statements of material fact and omits to state material facts necessary to make the Statement of Record not misleading. The appropriate amendments to the Statement of Record have not been filed with this Office pursuant to § 1710.23 of the regulations. The particulars are as follows:

1. The Respondent has failed to disclose that the above subdivision has been issued a letter to Cease and Desist by the State Real Estate Department of Arizona.

2. The Respondent has failed to disclose that the streets in the subdivision are not surfaced with a four-inch coating of A.B.C. as stated in the Statement of Record, but have received only a three-inch coating of "select" gravel, as reported in the Arizona State Real Estate Department Cease and Desist letter.

3. The Respondent has failed to disclose that the management of the corporation has changed, along with the names of some or all of the officers of the corporation.

III. In view of the allegations contained in paragraph II above, the Secretary deems it necessary that public proceedings be instituted to determine:

A. What action, if any, the Respondent will take to amend the Statement of Record and Property Report?

B. What, if any, remedial action is appropriate in the public interest and for the protection of prospective purchasers or persons who have already purchased lots pursuant to section 1407(d) of the Interstate Land Sales Full Disclosure Act (15 U.S.C. 1706) and 24 CFR 1710.45(b)(1) of the implementing regulations?

IV. *It is hereby ordered*, That a public hearing for the purpose of taking evidence on the questions set forth in section III hereof be held before Administrative Law Judge Paul N. Pfeiffer, or

such other Judge as may be designated, in Room 7233, Department of HUD Building, 451 7th Street SW., Washington, D.C. at such time as the Secretary of the Department of Housing and Urban Development, or his designee, may fix by further order, upon the request of the Respondent.

V. If the Respondent desires a hearing on the allegations set forth in Section II, he shall file a request for hearing accompanied by an answer within fifteen days after service upon him of this notice of proceedings. Any answer, motion, amendment, offer of settlement or other correspondence forwarded during pendency of this proceeding shall be filed with General Counsel's clerk for Administrative Proceedings, Room 10150, HUD Building, Washington, D.C. 20410. All such correspondence shall clearly identify the style of the matter and the Docket Number as set forth in the IOLSR notice.

VI. Respondent is hereby notified that if he fails to request a hearing within fifteen days of the service of this notice and file the required answer he shall be deemed in default and the proceedings shall be determined against him, the allegations of which shall be determined to be true, and an order suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1). Respondent is further notified that, unless otherwise ordered, the suspension shall remain in effect until the Statement of Record has been amended in accordance with the order, at which time the Secretary shall make a determination and thereupon the order shall cease to be effective.

The notice is published pursuant to 44 U.S.C. 1508.

Dated: April 11, 1974.

By the Secretary.

JAMES T. LYNN,  
Secretary of Housing  
and Urban Development.

GEORGE K. BERNSTEIN,  
Interstate Land Sales  
Administrator.

[FR Doc. 74-8833 Filed 4-16-74; 8:45 am]

[Docket No. N-74-229]

#### CONQUISTADOR ESTATES

#### Notice of Proceedings and Opportunity for Hearing

In the matter of Conquistador Estates Land Sales Enforcement Division File No. 74-22.

Notice is hereby given that:

On March 1, 1974, the Department of Housing and Urban Development, Office of Interstate Land Sales Registration, attempted to serve upon Lowell F. Johnson, President, Thunderbird Valley, Inc., Post Office Box 50266, Tucson, Arizona 85703 and 3033 North Central, Suite 219, Phoenix, Arizona 85012, a Notice of Proceedings and Opportunity for Hearing by certified mail and service of process was not possible since the ad-

dressee would not accept delivery. Accordingly, pursuant to 15 U.S.C. 1706(d) and 24 CFR 1710.45(b)(1), the Notice of Proceedings and Opportunity for Hearing is being issued as follows:

**NOTICE OF PROCEEDINGS AND OPPORTUNITY FOR HEARING**

I. The Department's public file discloses that:

A. Thunderbird Valley, Inc., Lowell F. Johnson, President, its other officers and agents, hereinafter known as the Respondent, has filed a Statement of Record for Conquistador Estates subdivision located in Graham County, Arizona, which became effective on November 15, 1972, and is still in effect.

B. Thunderbird Valley, Inc., is an Arizona Corporation organized under the laws of the State of Arizona.

C. Lowell F. Johnson is the President of the Corporation.

D. The Respondent has a mailing address at Post Office Box 50266, Tucson, Arizona 85703. The Respondent has offices at 3033 North Central, Suite 219, Phoenix, Arizona 85012.

II. The records of the Office of Interstate Land Sales Registration, and information received indicate that the Statement of Record includes untrue statements of material fact and omits to state material facts necessary to make the Statement of Record not misleading. The appropriate amendments to the Statement of Record have not been filed with this Office pursuant to § 1710.23 of the regulations. The particulars are as follows:

1. The Respondent has failed to disclose that the management of the corporation has changed, along with the names of some or all of the officers of the corporation.

2. The Respondent has failed to disclose mortgages on individual lots which were security on corporate notes defaulted upon by the developer.

III. In view of the allegations contained in paragraph II above, the Secretary deems it necessary that public proceedings be instituted to determine:

A. What action, if any, the Respondent will take to amend the Statement of Record and Property Report?

B. What, if any, remedial action is appropriate in the public interest and for the protection of prospective purchasers or persons who have already purchased lots pursuant to section 1407(d) of the Interstate Land Sales Full Disclosure Act (15 U.S.C. 1706) and 24 CFR 1710.45(b)(1) of the implementing regulations?

IV. *It is hereby ordered*, That a public hearing for the purpose of taking evidence on the questions set forth in section III hereof be held before Administrative Law Judge Paul N. Pfeiffer, or such other Judge as may be designated, in Room 7223, Department of HUD, Building, 451 7th Street SW., Washington, D.C., at such time as the Secretary of the Department of Housing and Urban Development, or his designee, may fix by further order, upon the request of the Respondent.

V. If the Respondent desires a hearing on the allegations set forth in section II, he shall file a request for hearing accompanied by an answer within fifteen days after service upon him of this notice of Proceedings. Any answer, motion, amendment, offer of settlement or other correspondence forwarded during the pendency of this proceeding shall be filed with General Counsel's clerk for Administrative Proceedings, Room 10150, HUD Building, Washington, D.C. 20410. All such correspondence shall clearly identify the style of the matter and the Docket Number as set forth in the OILSR notice.

VI. Respondent is hereby notified that if he fails to request a hearing within fifteen days of the service of this notice and file the required answer he shall be deemed in default and the proceedings shall be determined against him, the allegations of which shall be determined to be true, and an order Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1). Respondent is further notified that, unless otherwise ordered, the suspension shall remain in effect until the Statement of Record has been amended in accordance with the order, at which time the Secretary shall make a determination and thereupon the order shall cease to be effective.

This notice is published pursuant to 44 U.S.C. 1508.

Dated: April 11, 1974.

By the Secretary.

JAMES T. LYNN,  
*Secretary of Housing  
and Urban Development.*

GEORGE K. BERNSTEIN,  
*Interstate Land Sales  
Administrator.*

[FR Doc.74-8834 Filed 4-16-74; 8:45 am]

[Docket No. N-74-230]

**THUNDERBIRD VALLEY ET AL.**

**Notice of Proceedings and Opportunity for Hearing**

In the matter of Thunderbird Valley, Thunderbird Hills and Thunderbird Mobile Estates Unit 1, Land Sales Enforcement Division File No. 74-14.

Notice is hereby given that:

On March 1, 1974, the Department of Housing and Urban Development, Office of Interstate Land Sales Registration, attempted to serve upon Lowell F. Johnson, President, Thunderbird Valley, Inc., Post Office Box 50266, Tucson, Arizona 85703 and 3033 North Central, Suite 219, Phoenix, Arizona 85012, a Notice of Proceedings and Opportunity for Hearing by certified mail and service of process was not possible since the addressee would not accept delivery. Accordingly, pursuant to 15 U.S.C. 1706(d) and 24 CFR 1710.45(b)(1), the Notice of Proceedings and Opportunity for Hearing is being issued as follows:

**NOTICE OF PROCEEDINGS AND OPPORTUNITY FOR HEARING**

I. The Department's public file discloses that:

A. Thunderbird Valley, Inc., Lowell F. Johnson, President, its other officers and agents, hereinafter known as the Respondent, has filed a Statement of Record for Thunderbird Valley, Thunderbird Hills and Thunderbird Mobile Estates Unit 1, located in Graham County, Arizona, which became effective October 17, 1969, and is still in effect.

B. Thunderbird Valley, Inc., is an Arizona corporation organized under the laws of the State of Arizona.

C. Lowell F. Johnson is President of the Corporation.

D. The Respondent's mailing address is P.O. Box 50266, Tucson, Arizona 85703. The Respondent also has an office at 3033 North Central, Suite 219, Phoenix, Arizona 85012.

II. The records of the Office of Interstate Land Sales Registration, and information received indicate that the Statement of Record includes untrue statements of material fact and omits to state material facts necessary to make the Statement of Record not misleading. The appropriate amendments to the Statement of Record have not been filed with this Office pursuant to § 1710.23 of the regulations. The particulars are as follows:

1. The Respondent has failed to disclose that the above subdivision has been issued a letter to Cease and Desist by the Arizona State Real Estate Department.

2. The Respondent has failed to disclose that management of the corporation has undergone a reorganization, and has failed to disclose the names of the new officers of the corporation.

3. The Respondent has failed to disclose mortgages on individual lots which were security on corporate notes defaulted upon by the Respondent.

III. In view of the allegations contained in paragraph II above, the Secretary deems it necessary that public proceedings be instituted to determine:

A. What action, if any, the Respondent will take to amend the Statement of Record and Property Report?

B. What, if any, remedial action is appropriate in the public interest and for the protection of prospective purchasers or persons who have already purchased lots pursuant to section 1407(d) of the Interstate Land Sales Full Disclosure Act (15 U.S.C. 1706) and 24 CFR 1710.45(b)(1) of the implementing regulations?

IV. *It is hereby ordered*, That a public hearing for the purpose of taking evidence on the questions set forth in Section III hereof be held before Administrative Law Judge Paul N. Pfeiffer, or such other Judge as may be designated, in Room 7233, Department of HUD Building, 451 7th Street, SW., Washington, D.C. at such time as the Secretary of the Department of Housing and Urban Development, or his designee, may fix by further order, upon the request of the Respondent.



V. If the Respondent desires a hearing on the allegations set forth in Section II, he shall file a request for hearing accompanied by an answer within fifteen days after service upon him of this Notice of Proceedings. Any answer, motion, amendment, offer of settlement or other correspondence forwarded during the pendency of this proceeding shall be filed with General Counsel's clerk for Administrative Proceedings, Room 10150, HUD Building, Washington, D.C. 20410. All such correspondence shall clearly identify the style of the matter and the Docket Number as set forth in the OILSR notice.

VI. Respondent is hereby notified that if he fails to request a hearing within fifteen days of the service of this notice and file the required answer he shall be deemed in default and the proceedings shall be determined against him, the allegations of which shall be determined to be true, and an order Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1). Respondent to further notified that, unless otherwise ordered, the suspension shall remain in effect until the Statement of Record has been amended in accordance with the order, at which time the Secretary shall make a determination and thereupon the order shall cease to be effective.

This notice is published pursuant to 44 U.S.C. 1508.

Dated: April 11, 1974.

By the Secretary.

JAMES T. LYNN,  
Secretary of Housing  
and Urban Development.

GEORGE K. BERNSTEIN,  
Interstate Land  
Sales Administrator.

[FR Doc. 74-8835 Filed 4-16-74; 8:45 am]

## DEPARTMENT OF TRANSPORTATION

### Coast Guard

[CGD 74 80]

### EQUIPMENT, CONSTRUCTION, AND MATERIALS

#### Approval Notice

1. Certain laws and regulations (46 CFR Ch. I) require that various items of lifesaving, firefighting and miscellaneous equipment, construction, and materials used on board vessels subject to Coast Guard inspection, on certain motorboats and other recreational vessels, and on the artificial islands and fixed structures on the outer Continental Shelf be of types approved by the Commandant, U.S. Coast Guard. The purpose of this document is to notify all interested persons that certain approvals have been granted as herein described during the period from May 8, 1973, to February 22, 1974 (List No. 3-74). These actions were taken in accordance with the procedures set forth in 46 CFR 2.75-1 to 2.75-50.

2. The statutory authority for equipment, construction, and material approv-

als is generally set forth in sections 367, 375, 390b, 416, 481, 489, 526p, and 1333 of Title 46, United States Code, section 1333 of Title 43, United States Code, and section 198 of Title 50, United States Code. The Secretary of Transportation has delegated authority to the Commandant, U.S. Coast Guard with respect to these approvals (49 CFR 1.46(b)). The specifications prescribed by the Commandant, U.S. Coast Guard for certain types of equipment, construction, and materials are set forth in 46 CFR Parts 160 and 164.

3. The approvals listed in this document shall be in effect for a period of 5 years from the date of issuance, unless sooner cancelled or suspended by proper authority.

#### SIGNALS, DISTRESS, HAND-HELD ROCKET PROPELLED PARACHUTE RED FLARE, FOR MERCHANT VESSELS

Approval No. 160.036/3/1, Smith & Wesson Chemical Company Hand Held Rocket Propelled red parachute flame distress signal, general arrangement dwg. No. 1811 and drawing list dated October 21, 1968, Label drawing No. 1810-11 dated February 10, 1969, dwg. 400710, dwg. 400601, dwg. 400703-1, manufactured by Smith & Wesson Chemical Company, Inc., P.O. Box 208, 2399 Forman Road, Rock Creek, Ohio 44084, effective February 1, 1974. (It supersedes Approval No. 160.036/3/0 dated March 28, 1969.)

#### LIFE PRESERVERS, UNICELLULAR PLASTIC FOAM ADULT AND CHILD FOR MERCHANT VESSELS

Approval No. 160.055/101/0, adult vinyl dip coated unicellular plastic foam life preserver, U.S.C.G. Specification Subpart 160.055 and drawing No. 74347 dated August 14, 1973, Type I PFD, manufactured by Universal Oil Products Company, Aerospace Division, Bantam, Connecticut 06750, effective February 1, 1974.

Approval No. 160.055/102/0, Adult-Non-Standard cloth covered unicellular plastic foam life preserver constructed in accordance with U.S. Coast Guard Specification Subpart 160.055 and Coast Guard letter, file No. 5946/160.055/102 dated February 12, 1974, Type V PFD, approved for use by persons engaged in commercial white water service within the U.S.A., manufactured by Holcombe Industries, Inc., 1602 Tacoma Way, Redwood City, California 94063, effective February 14, 1974.

#### HYDRAULIC AND MANUAL RELEASES FOR LIFESAVING EQUIPMENT

Approval No. 160.062/1/0, Raftgo Model C hydraulic and manual release for lifesaving equipment; for buoyant loads of 200 pounds to 3,750 pounds; identified by assembly drawing CJH/HR/001, alteration 1 dated October 22, 1968 and drawing list dated April 17, 1969, to be used in accordance with installation and pretensioning details shown on gripe design drawing CJH/HR/005, alteration 1 dated January 17, 1969, manufactured by C. J. Hendry

Company, 139 Townsend Street, San Francisco, California 94107, effective February 15, 1974. (If it is an extension of Approval No. 160.062/1/0 dated April 22, 1969.)

#### SPECIAL PURPOSE WATER SAFETY BUOYANT DEVICES

Approval No. 160.064/526/0, child small, Model No. BJJ, cloth covered unicellular plastic foam "Boating Vest", manufactured in accordance with U.S. C.G. Specification Subpart 160.064 and UL/MD report file No. MQ 3, Type III PFD, manufactured by Texas Recreation Corporation, Texas Watercrafters Division, 912 N. Beverly Drive, Wichita Falls, Texas 76307, effective May 8, 1973.

#### SAFETY VALVES (POWER BOILERS)

Approval No. 162.001/292/0, Style HCP-55-MS carbon steel body pop safety valve, nozzle type, exposed spring fitted with spring cover, 1110 p.s.i.g. maximum pressure at 600° F, 1½" inlet flange, Orifice F, manufactured by Crosby Valve and Gage Company, 43 Kendrick Street, Wrentham, Massachusetts 02093, effective February 12, 1974.

Approval No. 162.001/293/0, Style HSB-48-MS carbon steel body safety valve, nozzle type, exposed spring fitted with spring cover, pressure-temp ratings in accordance with ANSI B16.5 (1500 pound) for A217 GR WC-9, 1050° F maximum temperature, 2" inlet flange, Orifice J, manufactured by Crosby Valve and Gage Company, 43 Kendrick Street, Wrentham, Massachusetts 02093, effective February 12, 1974.

#### PRESSURE VACUUM RELIEF VALVES AND SPILL VALVES FOR TANK VESSELS

Approval No. 162.017/69/2, Figure No. 250, pressure only or vacuum only relief valve, enclosed pattern, weight-loaded poppet, nickel cast iron, bronze 85-5-5-5 (B62 Grade 4A), stainless steel (Type 304), Hastelloy B (B332), or Hastelloy C (B332), bodies, 4-inch size, dwg. No. 250A, Alt. 2 dated November 14, 1960, manufactured by Mechanical Marine Division, Hayward Manufacturing Company, Inc., 900 Fairmount Avenue, Elizabeth, New Jersey 07207, formerly Mechanical Marine Company, Inc., effective February 6, 1974. (It is an extension of Approval No. 162.017/69/2 dated April 9, 1969 and change of name and address of manufacturer.)

Approval No. 162.017/77/1, Figure No. 140 pressure-vacuum relief valve, enclosed pattern, weight-loaded poppets, bronze, nickel cast iron or stainless steel body, dwg. No. 140-A, Rev. 1 dated January 31, 1958, approved for 8" size, manufactured by Mechanical Marine Division, Hayward Manufacturing Company, Inc., 900 Fairmount Avenue, Elizabeth, New Jersey 07207, formerly Mechanical Marine Company, Inc., effective February 6, 1974. (It is an extension of Approval No. 162.017/77/1 dated April 9, 1969 and change of name and address of manufacturer.)

Approval No. 162.017/81/0, Figure No. 160, pressure vacuum relief valve, atmos-

pheric pattern, weight-loaded poppets, bronze, nickel cast iron or stainless steel body, dwg. No. 160-A, Alt. 1 dated November 12, 1956, approved for 4" size, manufactured by Mechanical Marine Division, Hayward Manufacturing Company, Inc., 900 Fairmount Avenue, Elizabeth, New Jersey 07207, formerly Mechanical Marine Company, Inc., effective February 6, 1974. (It is an extension of Approval No. 162.017/81/0 dated April 9, 1969 and change of name and address of manufacturer.)

**SAFETY RELIEF VALVES, LIQUEFIED COMPRESSED GAS**

Approval No. 162.018/64/1, S & J Model X94610 pilot operated safety relief valves, 2" x 6" sizes for liquefied compressed gas service, approved for a maximum set pressure of 20 psig and for temperatures not less than -260° F, manufactured by GPE Controls, Inc., 6511 W. Oakton Street, Morton Grove, Illinois 60053, effective February 1, 1974. (It supersedes Approval No. 162.018/64/1 dated September 15, 1970 to show correction of Model No.)

**INCOMBUSTIBLE MATERIALS FOR MERCHANT VESSELS**

Approval No. 164.009/174/0, "Frigitemp" Incombustible Marine Insulation board fibrous glass type incombustible material laminated with LUBEN Insulation Adhesive ALPHA Ass. identical to that described in National Bureau of Standards Test Report FR3875 dated February 15, 1974, and Frigitemp Marine letter dated November 30, 1973, approved in a nominal density of 3.2 pounds per cubic foot and 1" and 2" thickness, manufactured by Frigitemp Marine, 585 Washington Street, New York, New York 10014, plant locations: Gulfport, Mississippi, effective February 22, 1974.

Approval No. 164.009/175/0, "Frigitemp" Incombustible Marine Insulation board fibrous glass type incombustible material laminated with H. B. Fuller Lagging Adhesive 2717 identical to that described in National Bureau of Standards Test Report FR3875 dated February 14, 1974, and Frigitemp Marine letter dated November 30, 1973, approved in a nominal density of 3.2 pounds per cubic foot and a 1" and 2" thickness, manufactured by Frigitemp Marine, 585 Washington Street, New York, New York 10014, plant locations: Gulfport, Mississippi, effective February 22, 1974.

Dated: April 10, 1974.

W. F. REA, III,  
Rear Admiral, U.S. Coast Guard,  
Chief, Office of Merchant  
Marine Safety.

[FR Doc.74-8803 Filed 4-16-74; 8:45 am]

**ADVISORY COUNCIL ON HISTORIC PRESERVATION**

**CONCEPTUAL PROPOSAL FOR DEVELOPMENT OF WASHINGTON MALL**

**Notice of Meeting**

Notice is hereby given in accordance with the Federal Advisory Committee Act (Pub. L. 92-463) and § 800.6(g) of the Advisory Council's "Procedures for

the Protection of Historic and Cultural Properties" (36 CFR Part 800) that a regular meeting of the Advisory Council on Historic Preservation will be held on May 1 and 2, 1974 at 10:00 a.m. in Room 2008, New Executive Office Building, 726 Jackson Place, NW., Washington, D.C.

The Advisory Council was established by the National Historic Preservation Act of 1966 (Pub. L. 89-665) to comment upon Federal, federally assisted and federally licensed undertakings having an effect upon properties listed in the National Register of Historic Places and to generally advise the President and Congress on matters relating to historic preservation. The Council's members are the Secretary of the Interior, the Secretary of Housing and Urban Development, the Secretary of the Treasury, the Secretary of Commerce, the Attorney General, the Secretary of Transportation, the Secretary of Agriculture, the Administrator of the General Services Administration, the Secretary of the Smithsonian Institution, the Chairman of the National Trust for Historic Preservation and ten non-Federal members appointed by the President.

At its meeting, the Council will, in accordance with section 106 of the National Historic Preservation Act and section 2(b) of Executive Order 11593, "Protection and Enhancement of the Cultural Environment" (36 FR 8921), consider a conceptual proposal for the development of the Washington Mall, a District of Columbia Category II Landmark that is eligible for inclusion in the National Register of Historic Places. The proposal will also affect the Washington Monument and the Smithsonian Building, properties listed in the National Register. The Council will receive reports and statements on the undertaking in open session and then consider its comments in executive session. The executive session will be closed to the public, as it has been determined to fall within exemption 5 of 5 U.S.C. section 552(b) and to be essential to protect the free exchange of internal Council views. The remainder of the meeting will be open to the public and will involve reports of the Council staff on various matters relating to historic preservation.

Agenda and additional information concerning the meeting and the submission of oral and written statements to the Council are available from the Executive Secretary, Advisory Council on Historic Preservation, Suite 430, 1522 K Street, NW., Washington, D.C. 20005, (202) 254-3974.

Dated: April 11, 1974.

ROBERT R. GARVEY, Jr.,  
Executive Director.

[FR Doc.74-8802 Filed 4-16-74; 8:45 am]

**ATOMIC ENERGY COMMISSION**

[Docket No. 50-269A etc.]

**DUKE POWER CO.**

**Notice and Order for Prehearing Conference**

In the Matter of Duke Power Co.  
(Oconee Units 1, 2 & 3, McGuire Units

1 & 2); Docket Nos. 50-269A, 50-270A, 50-287A, 50-369A, 50-370A.

Take notice, that pursuant to the Atomic Energy Commission's notice of antitrust hearing dated June 28, 1972, and published in the FEDERAL REGISTER (37 FR 13202) on July 4, 1972, and in accordance with the Commission's rules of practice, a prehearing conference will be held in the above entitled proceedings on April 30, 1974 at 9:30 a.m. local time, at Tax Court #1, 1111 Constitution Avenue, NW., Washington, D.C.

This prehearing conference will consider: (1) Reports by the parties on prospects for a settlement, (2) final procedures for the Evidentiary Sessions, (3) such other matters as may aid in the orderly disposition of these proceedings.

Dated this 12th day of April 1974 at Washington, D.C.

It is so ordered.

ATOMIC SAFETY AND LICENSING BOARD,

JOHN B. FARMAKIDES,

Chairman.

[FR Doc.74-8813 Filed 4-16-74; 8:45 am]

[Docket No. 50-220]

**NIAGARA MOHAWK POWER CORP.**

**Notice of Issuance of Changes to Technical Specifications of Provisional Operating License**

The Commission issued on February 11, 1974, and published in the FEDERAL REGISTER on February 13, 1974 (39 FR 5528), a notice of consideration of a proposed change in the technical specifications of Provisional Operating License No. DPR-17 issued to the Niagara Mohawk Power Corporation to permit the use of fuel assemblies using a partial loading of 8 x 8 fuel (containing U-235) and to authorize changes in the limiting conditions for operations associated with fuel densification of that fuel.

The State of New York, through the Atomic Energy Council of the State of New York, filed a request for leave to intervene as an interested State under 10 CFR 2.715(c) of the Commission's rules of practice. No application for leave to intervene, however, has been filed by anyone pursuant to 10 CFR 2.714. On April 8, 1974, the Atomic Safety and Licensing Board, designated to rule on the State's petition to intervene, ordered that the request by the State of New York is deemed to have been withdrawn and the proceeding designated in the Commission's notice of February 11, 1974, is dismissed. Consequently, the Atomic Energy Commission (the Commission) has issued Change No. 11 to the Technical Specifications of Provisional Operating License No. DPR-17 to the Niagara Mohawk Power Corporation (the licensee). This change, effective immediately, authorizes the licensee to operate the Nine Mile Point Nuclear Station Unit 1 (the facility) using 8 x 8 fuel (containing uranium 235) and changes the limiting conditions for operation associated with fuel densification for the 8 x 8 fuel. The licensee is presently authorized to possess and operate its facility located in Oswego County, New York, at power levels up to 1850 MWt using a full core

of 7 x 7 fuel (containing uranium 235).

The Commission has found that the application for the above action dated September 14, 1973, as supplemented by filings dated October 15, 1973, January 15, and 22, 1974, and February 19, 1974, complies with the requirements of the Atomic Energy Act of 1954, as amended (the Act), and the Commission regulations published in 10 CFR Ch. I. The Commission's Directorate of Licensing has completed its evaluation of the action and issued a Safety Evaluation concluding that there is reasonable assurance that the health and safety of the public will not be endangered by the operation of the facility with the 8 x 8 fuel and the related changes to the Technical Specifications as authorized by Change No. 11.

Copies of (1) the Atomic Safety and Licensing Board's memorandum and order dated April 8, 1974, (2) Change No. 11 to the Technical Specifications of Provisional Operating License No. DPR-17, (3) the Directorate of Licensing's concurrently issued Safety Evaluation, (4) the Technical Report on the General Electric Company 8 x 8 assembly by the Directorate of Licensing dated February 5, 1974, and (5) the Report of the Advisory Committee on Reactor Safeguards dated February 12, 1974, on the subject of operation of boiling water reactors with 8 x 8 fuel bundles are available for public inspection at the Commission's Public Document Room at 1717 H Street, NW., Washington, D.C., and at the Oswego City Library at 120 East Second Street, Oswego, New York 13126. Single copies of these items may be obtained upon request sent to the Deputy Director for Reactor Projects, Directorate of Licensing, U.S. Atomic Energy Commission, Washington, D.C. 20545.

Dated at Bethesda, Md., this 10th day of April 1974.

For the Atomic Energy Commission,

DENNIS L. ZIEMANN,  
Chief, Operating Reactors  
Branch #2, Directorate of  
Licensing.

[FR Doc.74-8812 Filed 4-16-74; 8:45 am]

[Docket No. 50-346A etc.]

**TOLEDO EDISON CO. ET AL.**  
Notice and Order for Prehearing  
Conference

In the matter of The Toledo Edison Co., and The Cleveland Electric Illuminating Co. (Davis-Besse Nuclear Power Station); Docket No. 50-346A. Cleveland Electric Illuminating Co. (Perry Plant, Units 1 and 2) Docket Nos. 50-440A 50-441A.

Take notice, that pursuant to the Atomic Energy Commission's memorandum and order dated January 21, 1974, in the matter of the antitrust proceedings involving the Davis-Besse Nuclear Power Station and Perry Plants, Units 1 and 2, and in accordance with § 2.751a of the Commission's rules of practice, a special prehearing confer-

ence will be held on this matter on April 25, 1974 at 9:30 a.m., local time, at the Postal Rate Commission, Suite 500, 2000 L Street, NW., Washington, D.C.

The subject of this prehearing conference will be: (1) Contentions with respect to nexus; (2) the clarification and further specifications of issues in controversy; (3) scope and extent of discovery; (4) consolidation matters; and (5) such other matters as may aid in these proceedings.

Issued this 11th day of April 1974 at Washington, D.C.

It is so ordered.

ATOMIC SAFETY AND LICENSING BOARD,  
JOHN B. FARMAKIDES,  
Chairman.

[FR Doc.74-8811 Filed 4-16-74; 8:45 am]

**CIVIL AERONAUTICS BOARD**

[Docket No. 26310]

**ACCEPTANCE AND CARRIAGE OF LIVE ANIMALS IN DOMESTIC AIR FREIGHT TRANSPORTATION**

**Prehearing Conference**

Notice is hereby given that a prehearing conference in this proceeding is assigned to be held on May 7, 1974, at 10:00 a.m. (local time), in Room 726, Universal Building, 1825 Connecticut Avenue, NW., Washington, D.C., before Administrative Law Judge Louis W. Sornson.

In order to facilitate the conduct of the conference, parties are instructed to submit one copy to each party and four copies to the Judge of (1) proposed statements of issues; (2) proposed stipulations; (3) requests for information; (4) statement of positions of parties; and (5) proposed procedural dates. The Bureau of Economics will circulate its material on or before April 18, 1974, and the other parties on or before April 30, 1974. The submissions of the other parties shall be limited to points on which they differ with the Bureau of Economics, and shall follow the numbering and lettering used by the Bureau to facilitate cross-referencing.

Dated at Washington, D.C., April 12, 1974.

[SEAL] RALPH L. WISER,  
Chief Administrative Law Judge.

[FR Doc.74-8823 Filed 4-16-74; 8:45 am]

[Docket No. 22908]

**CAPACITY REDUCTION AGREEMENTS CASE**

**Notice of Hearing**

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding will be held on June 18, 1974, commencing at 10:00 a.m. (local time), in Room 1027, Universal Building, 1825 Connecticut Avenue, NW.,

Washington, D.C., before the undersigned Administrative Law Judge.

For information concerning the issues involved in this proceeding and other details, interested persons are referred to the prehearing conference report served on October 19, 1973, the supplement thereto served November 12, 1973, and other documents which are in the docket of this proceeding on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., April 12, 1974.

[SEAL] E. ROBERT SEAVER,  
Administrative Law Judge.

[FR Doc.74-8824 Filed 4-16-74; 8:45 am]

[Docket No. 25690]

**OVERSEAS NATIONAL AIRWAYS, INC.**

**Austrian Airtransport Management Agreement; Prehearing Conference**

Notice is hereby given that a prehearing conference in this proceeding is assigned to be held on May 9, 1974, at 10 a.m. (local time), in Room 726, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., before Administrative Law Judge Robert M. Johnson.

In order to facilitate the conduct of the conference, parties are instructed to submit one copy to each party and four copies to the Judge of (1) proposed statements of issues; (2) proposed stipulations; (3) requests for information; (4) statement of positions of parties; and (5) proposed procedural dates. The Bureau of Operating Rights will circulate its material on or before April 25, 1974, and the other parties on or before May 3, 1974. The submissions of the other parties shall be limited to points on which they differ with the Bureau of Operating Rights, and shall follow the numbering and lettering used by the Bureau to facilitate cross-referencing.

Dated at Washington, D.C., April 12, 1974.

[SEAL] RALPH L. WISER,  
Chief Administrative Law Judge.

[FR Doc.74-8825 Filed 4-16-74; 8:45 am]

[Docket No. 26603, etc.; Order 74-4-76]

**PUERTO RICO/VIRGIN ISLANDS FREIGHT RATES**

**Order of Suspension, Investigation, and Consolidation**

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 12th day of April 1974.

Puerto Rico/Virgin Islands Freight Rates, Docket No. 26603. Increased freight rates and charges between points in the U.S. and points in Puerto Rico/Virgin Islands proposed by American Airlines, Inc., Eastern Air Lines, Inc., Pan American World Airways, Inc., Docket 26463. Increased freight rates and charges between points in the contiguous 48 states and Anchorage, Fairbanks, Honolulu, and San Juan proposed

by Airlift International, Inc., Pan American World Airways, Inc., domestic air freight rate investigation, Docket 22859.

By tariff revisions<sup>1</sup> marked to become effective April 15 and 17, 1974, Airlift International, Inc. (Airlift) proposes to increase local bulk and container general and specific commodity rates between points in the U.S. and San Juan, and Pan American World Airways, Inc. (Pan American) proposes to increase local and joint (in which Pan American participates with other carriers) general and specific commodity bulk and container rates between points in the contiguous 48 states and Honolulu, Anchorage, Fairbanks, and San Juan.<sup>2</sup>

Specifically, the carriers propose the following increases:

**Pan American:**

General and specific commodity bulk and container rates and charges increased by 9 percent.

**Airlift, Bulk:**

General and specific commodity rates by 11.5 percent.

**Containers:**

General commodity container rates and charges by 12.5 percent.

The carriers assert that, inter alia, these increases are justified by increased operating costs reflecting known fuel cost increases; Pan American estimates per-gallon fuel cost will increase between 57.6 and 69.8 percent in 1974 and this proposal will result in \$958,000 in additional revenues, which is not sufficient to offset the added fuel expenses; and Airlift forecasts for the year ending March 31, 1975, that its domestic and territorial system will lose \$2.9 million, even with this increase and increases in other markets.

The carriers have adequately justified a need for higher revenues. The Board is aware of the sharply escalating costs, particularly in fuel prices, and believes that some adjustment in rates and charges is consequently justified. In permitting certain of the rate increases proposed, we are giving weight to higher fuel prices claimed by the carriers to be actually experienced or those to be shortly effected pursuant to existing contracts, as well as other indications of demonstrated need for additional earnings.

All of the proposed rates and charges involving Alaskan and Hawaiian points are already under the scope of the "Domestic Air Freight Rate Investigation", Docket 22859. We find that certain of those rates and charges should be suspended pending that investigation, since they appear to exceed costs. We have also determined to institute an investigation of all freight rates between points in the United States and points in Puerto Rico and the Virgin Islands and to suspend, pending investigation, certain of the pro-

posed rates and charges which appear to be excessive. Accordingly, the following rates and charges will be suspended:

**Pan American:**

1. Bulk general commodity rates from Fairbanks to Denver, San Diego, New York, Philadelphia, Baltimore, Boston, Detroit, Washington, Cleveland, and Pittsburgh;

2. Bulk general commodity rates to Fairbanks for markets 2,500 miles and over;

3. Bulk general commodity rates between New York and Anchorage;

4. Bulk general commodity rate to Honolulu, at the 100- and 500-pound weight-breaks for all distances, and all weight-breaks for markets 3,000 miles and over;

5. Bulk general commodity rates from Honolulu at the 100- and 500-pound weight-breaks for all distances, and at the 1,000-pound weight-break in markets 3,000 miles and over;

6. All Type D container charges between San Juan and points in the contiguous 48 states;

7. All specific commodity rates on human remains from San Juan;

8. All specific commodity rates on flowers from Honolulu; and

9. All increases in connection with premium ratings.

**Airlift:**

1. Bulk general commodity rates between San Juan and points in the contiguous 48 states in markets 1,500 miles and over, except for New York and Philadelphia for most weights;

2. All daylight container rates in markets 1,650 miles and over;

3. All Type D container rates in markets 1,650 miles and over;

4. All container rates and charges between San Juan and Atlanta, Dallas, and Los Angeles;

5. All specific commodity rates on human remains from San Juan;

6. All specific commodity rates in the San Juan to Los Angeles market; and

7. All increases in connection with premium ratings.

We find that all local and joint freight rates and charges between points in the 50 states and the District of Columbia, on the one hand, and points in Puerto Rico and the Virgin Islands, on the other, and rules, regulations, and practices affecting such rates and charges, may be unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and should be investigated.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a) and 1002 thereof:

It is ordered That: 1. An investigation is instituted to determine whether all local and joint freight rates and charges between points in the 50 states and the District of Columbia, on the one hand, and points in Puerto Rico and the Virgin Islands, on the other, and rules, regulations, and practices affecting such rates and charges, and subsequent revisions and reissues of such rates and charges and rules, regulations, and practices, are or will be unjust, unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and, if found to be unlawful, to determine and prescribe the lawful maximum or minimum, or maximum and minimum, rates and charges and lawful rules, regulations, and practices:

2. Pending hearing and decision by the Board, the rates and charges described in Appendix A<sup>3</sup> hereto are suspended and their use deferred to and including July 13, 1974, and those in Appendix B<sup>3</sup> hereto are suspended and their use deferred to and including July 15, 1974, unless otherwise ordered by the Board, and that no change be made therein during the period of suspension except by order or special permission of the Board;

3. The investigation ordered in Paragraph 1 and the investigation in Docket 26463 are hereby consolidated into an investigation entitled "Puerto Rico/Virgin Islands Freight Rates," which is assigned Docket 26603;

4. Copies of this order shall be filed with the tariffs and served upon all the participating carriers named in Appendix C,<sup>3</sup> which are hereby made parties to the investigation ordered herein; and

5. The investigation in Docket 26603 be assigned for hearing before an Administrative Law Judge of the Board at a time and place hereafter to be designated.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] PHYLLIS T. KAYLOR,  
Acting Secretary.

[FR Doc.74-8826 Filed 4-16-74;8:45 am]

## COMMITTEE FOR PURCHASE OF PRODUCTS AND SERVICES OF THE BLIND AND OTHER SEVERELY HANDICAPPED

### PROCUREMENT LIST 1974

#### Addition to Procurement List

Notice of proposed addition to Procurement List 1974, November 29, 1973 (38 FR 33038) published in the FEDERAL REGISTER on January 24, 1974 (39 FR 2848).

Pursuant to the above notice the following service is added to Procurement List 1974.

INDUSTRIAL CLASS	SERVICE	PRICE
7641	Furniture Rehabilitation	List of prices available from GSA, FSS, Region 7.
(GI)	Houston, Texas plus 50-mile radius.	

By the Committee.

C. W. FLETCHER,  
Executive Director.

[FR Doc.74-8790 Filed 4-16-74;8:45 am]

### PROCUREMENT LIST 1974

#### Proposed Additions

Notice is hereby given pursuant to section 2(e) (2) of Pub. L. 92-28; 85 Stat. 79, of the proposed additions of the following commodities and service to Procurement List 1974, November 29, 1973 (38 FR 33038).

<sup>3</sup> Filed as part of the original document.

<sup>1</sup> Revisions to International Air Traffic Tariffs Corp., Agent, Tariffs C.A.B. 364 and 400, and Airlift International, Inc., Tariff C.A.B. No. 4.

<sup>2</sup> There is one exception. Pan American does not propose increases in bulk general commodity rates between the contiguous 48 states and San Juan, since the relevant tariff pages contain matter under suspension by Order 74-2-128.

## COMMODITIES

Class 7520:

Box, Index, Wood, 7520-285-3144, 7520-285-3145, 7520-285-3146, 7520-285-3148.

## SERVICE

Industrial class 7699:

Typewriter Repair and Maintenance, Veterans Administration Center and Hospital (Wood), and Veterans Administration Regional Office, Milwaukee, Wisconsin.

Comments and views regarding this proposed addition may be filed with the Committee on or before May 17, 1974. Communications should be addressed to the Executive Director, Committee for Purchase of Products and Services of the Blind and Other Severely Handicapped, 2009 Fourteenth Street North, Suite 610, Arlington, Virginia 22201.

By the Committee.

C. W. FLETCHER,  
Executive Director.

[FR Doc.74-8791 Filed 4-16-74;8:45 am]

## COST OF LIVING COUNCIL

[CLC Order No. 47, Amdt. 2]

## ADMINISTRATOR OF THE FEDERAL ENERGY OFFICE

## Delegation of Authority

On January 2, 1973, the Council published Order No. 47 (39 FR 24). That order delegated to the Administrator, Federal Energy Office, the authority to exercise price stabilization authority with respect to petroleum products and crude oil pursuant to the Economic Stabilization Act of 1970, as amended. Under Amendment 1 to Order No. 47, issued January 30, 1974, the Council redefined "petroleum products and crude oil" to identify certain petrochemical and other products with respect to which the Council retained price control authority.

The purpose of this amendment is to redefine "petroleum products and crude oil" in the terms employed under the Emergency Petroleum Allocation Act of 1973 ("The Allocation Act"), Pub. L. 93-159, 87 Stat. 627. Under Order No. 47 as originally promulgated and as amended by Amendment 1, this term was defined with reference to the industry codes used in the Standard Industrial Classification (SIC) Manual since the SIC industry codes were employed in defining petroleum products under Subpart L of the Council's Phase IV price regulations. However, under these terms of reference the Council delegated price control authority to the Federal Energy Office which was in some respect broader in scope than the allocation authority provided in the Allocation Act. In order to avoid confusion the Council believes that it is appropriate to redefine "petroleum products and crude oil" for purposes of Order No. 47 so that the pricing authority therein delegated will be co-extensive with the allocation authority granted under the Allocation Act. It is no longer necessary to designate those petrochemical and other products which were identified in Amendment 1 as excluded

from the authority delegated pursuant to Order No. 47 since sales of those products have now been exempted by the Council under 6 CFR 150.59(b) (11). The products so exempted are asphalt, road oil, refinery gas, petroleum coke, paraffin wax, and ethane.

Accordingly, the last paragraph in paragraph numbered (1) of Council Order No. 47 is hereby amended to read as follows:

For the purposes of this order, "petroleum products and crude oil" means crude oil, residual fuel oil, and refined petroleum products as defined in section 4(a) of the Emergency Petroleum Allocation Act of 1973. The term "petroleum products and crude oil" does not include asphalt, road oil, refinery gas, petroleum coke, paraffin wax, and ethane.

This amendment shall be effective on April 1, 1974.

Issued in Washington, D.C., on April 12, 1974.

GEORGE P. SHULTZ,  
Chairman,  
Cost of Living Council.

[FR Doc.74-8964 Filed 4-15-74;4:44 pm]

## COUNCIL OF ECONOMIC ADVISERS

## ADVISORY COMMITTEE ON THE ECONOMIC ROLE OF WOMEN

## Notice of Meeting

APRIL 11, 1974.

Pursuant to Pub. L. 92-463, the Federal Advisory Committee Act, notice is hereby given that a meeting of the Advisory Committee on the Economic Role of Women will take place in Washington, D. C. on May 3, 1974. It will be held from 10 a.m. to 4 p.m. in Room 2010 of the New Executive Office Building. The meeting will be an open meeting.

The main theme of the meeting is the treatment of women and men under the Social Security System.

HERBERT STEIN,  
Chairman.

[FR Doc.74-8770 Filed 4-16-74;8:45 am]

## ENVIRONMENTAL PROTECTION AGENCY

[OPP-32000/38]

## NOTICE OF RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION DATA TO BE CONSIDERED IN SUPPORT OF APPLICATIONS

On November 19, 1973, the Environmental Protection Agency published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of section 3(c)(1)(D) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended (86 Stat. 979), and its procedures for implementation. This policy provides that EPA will, upon receipt of every application, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by the applicant will be available for ex-

amination at the Environmental Protection Agency, Room EB-37, East Tower, 401 M Street, SW., Washington, D.C. 20460.

On or before June 17, 1974, any person who (a) is or has been an applicant, (b) desires to assert a claim for compensation under section 3(c)(1)(D) against another applicant proposing to use supportive data previously submitted and approved, and (c) wishes to preserve his opportunity for determination of reasonable compensation by the Administrator must notify the Administrator and the applicant named in the FEDERAL REGISTER of his claim by certified mail. Every such claimant must include, at a minimum, the information listed in this interim policy published on November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy in regard to usage of existing supportive data for registration will be processed in accordance with existing procedures. Applications submitted under 2(c) will be held for the sixty day period before commencing processing. If claims are not received, the application will be processed in normal procedure. However, if claims are received within sixty days, the applicants against whom the particular claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received June 17, 1974.

## APPLICATIONS RECEIVED

EPA File Symbol 33800-R. Andy's Distributing Co., 245 West Florence Avenue, Los Angeles, California 90003. *Cracker-jack Roach & Insect Spray*. Active Ingredients: (5-Benzyl-3-furyl) methyl 2,2-dimethyl-3-(2-methylpropenyl) cyclopropanecarboxylate 0.250%; Related compounds 0.034%; Aromatic petroleum hydrocarbons 0.381%; Petroleum distillate 99.375%. Method of Support; Application proceeds under 2(c) of interim policy.

EPA File Symbol 14775-EN. Asgrow Florida Company, P.O. Drawer D, Plant City, Florida 33566. *Asgrow MBC 2-1 Soil Fumigant*. Active Ingredients: Methyl Bromide 67%; Chloropicrin 33%. Method of Support; Application proceeds under 2(b) of interim policy.

EPA File Symbol 14775-RO. Asgrow Florida Company, P.O. Drawer D, Plant City, Florida 33566. *Asgrow MB 9 8-2 Penetrating Fumigant*. Active Ingredients: Methyl Bromide 98%; Chloropicrin 2%. Method of Support; Application proceeds under 2(b) of interim policy.

EPA File Symbol 4-EGE. Bonide Chemical Co., 2 Wurz Avenue, Yorkville, New York 13495. *Bonide Insect Bait Granules w/ Sevin*. Active Ingredients: Carbaryl (1-naphthyl methylcarbamate) 5%. Method of Support; Application proceeds under 2(c) of interim policy.

EPA File Symbol 6288-0. Capitol Packaging Co., 1502 North 25th Avenue, Melrose Park, Illinois 60160. *Capitol Household Insecticide*. Active Ingredients: (5-Benzyl-3-furyl)methyl 2,2-dimethyl-3-(2-methylpropenyl) cyclopropanecarboxylate 0.350%; Related compounds 0.048%; Aromatic petroleum hydrocarbons 0.464%; Petroleum distillate 19.124%. Method of Support; Application proceeds under 2(c) of interim policy.

EPA File Symbol 10806-GL. Contact Industries, Inc., 850 So. Oyster Bay Road, Hicks-

ville, New York 11801. *Contact Flea & Tick Spray*. Active Ingredients: Pyrethrins 0.07% Technical Piperonyl Butoxide 0.14%; N-Octyl Bicycloheptene Dicarboximide 0.23%; Technical Methoxychlor 0.50%; 2,3:4,5-Bis (2-butylene) tetrahydro-2-furaldehyde 0.20%; Petroleum Distillate 6.36%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 2002-G. Harris Products Co., Inc., P.O. Box 4, Miami Beach, Florida 33139. *Harris' Original Genuine "Ant Buttons" Kill Ants*. Active Ingredients: Sodium Arsenate 1.71%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 5905-ELL. Helena Chemical Company, Clark Tower, Suite 2900, 5100 Poplar Avenue, Memphis, Tennessee 38137. *Helena Brand Parathion 25-W*. Active Ingredients: Parathion (0,0-Diethyl 0-p-nitrophenyl phosphorothioate) 25.00%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA Reg. No. 5905-86. Helena Chemical Company, Clark Tower, Suite 2900, 5100 Poplar Avenue, Memphis, Tennessee 38137. *Helena Brand Parathion 8E Emulsifiable Insecticide Concentrate*. Active Ingredients: Parathion (0,0-Diethyl 0-p-nitrophenyl phosphorothioate) 80.80%; Xylene 10.90%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 2136-ET. J. L. Hoffman Co., Inc., 1415 Court Street, Allentown, Pennsylvania 18102. *Hoffman's Louse Killer*. Active Ingredients: Malathion (0,0-Dimethyl Dithiophosphate of Diethyl Mercaptosuccinate) 4%; Sulfur 20%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 33948-R. Rid-O-Ray, Inc., Park Avenue, Hudson, New Hampshire 03051. *Rid-O-Ray Muscivore Fly Lure*. Active Ingredients: Z-9 Tricosene 85%; E-9 Tricosene 15%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 3509-00. Safe-Way Farm Products Co., P.O. Box 6309, Austin, Texas 78702. *Safe-Way Brand Vapokill Space Spray*. Active Ingredients: 2,2 Dichlorovinyl Dimethyl Phosphate 0.46%; Related Compounds 0.04%; Petroleum Hydrocarbons 14.50%. Method of Support: Application proceeds under 2(c) of interim policy.

EPA File Symbol 6720-ERI. Southern Mill Creek Products Co., Inc., P.O. Box 1096, Tampa, Florida 33601. *SMCP Toxaphene 8E Emulsifiable Liquid*. Active Ingredients: Toxaphene (technical chlorinated camphene containing 67-69% chlorine) 72.0%; Xylene 23.0%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA File Symbol 3286-UE. The Ferd Staffel Company, P.O. Box 2380, San Antonio, Texas 78298. *Fire Ant Granules*. Active Ingredients: Heptachlor 5.00%; Related Compounds 1.94%. Method of Support: Application proceeds under 2(b) of interim policy.

EPA Reg. No. 148-883. Thompson Hayward Chemical Company, P.O. Box 2883, Kansas City, Kansas 66110. *T-H De-Fend W-25 Insecticide*. Active Ingredients: Dimethoate (O,O-dimethyl S-[(methylcarbamoyl) methyl] phosphorodithioate) 25.0%. Method of Support: Application proceeds under 2(c) of interim policy.

Dated: April 8, 1974.

JOHN B. RITCH, JR.  
Director, Registration Division.

[FR Doc.74-8314 Filed 4-16-74; 8:45 am]

## STATE OF MINNESOTA

### Public Hearing on Request for State Program Approval for Control of Discharges of Pollutants to Navigable Waters

On October 18, 1972, Congress passed the Federal Water Pollution Control Act Amendments of 1972 (33 U.S.C. 1251-1376, Supp. 1973; hereinafter the "Act"). This legislation established the National Pollutant Discharge Elimination System (NPDES) permit program, under which the Administrator of the U.S. Environmental Protection Agency (U.S. EPA) may issue permits to municipal, industrial, and agricultural entities to control the discharge of pollutants into navigable waters.

Section 402(b) of the Act provides that the Governor of a State desiring to administer the NPDES program to control discharges into navigable waters within its jurisdiction may submit to the Administrator of the U.S. EPA a full and complete description of the program it intends to administer, including a statement from the State Attorney General that the laws of the State provide adequate authority to carry out the described program. The Administrator is required to approve each such submitted program unless the program does not meet the requirements of section 402(b) and U.S. EPA's Guidelines. Among other authorities, the State must have: (1) Adequate authority to issue permits which comply with all pertinent requirements of the Act; (2) adequate authority, including civil and criminal penalties, to abate violations of permits; and (3) authority to insure that the Administrator, the public, any other affected agencies, are given notice of each application and are given the opportunity for a public hearing before acting on each permit application. Also, the State must have and commit itself to use manpower and resources sufficient to act on all outstanding permit applications in a timely manner and consistent with the periods prescribed by the Act. U.S. EPA's Guidelines establishing State Program Elements Necessary for Participation in the NPDES were published in the FEDERAL REGISTER, December 22, 1972 (40 CFR Part 124), beginning at page 28390 (37 FR 28390).

The State of Minnesota has submitted a full and complete Request for State Program Approval and proposed that the Minnesota Pollution Control Agency, 1935 West County Road, B2, Roseville, Minnesota 55113 (Grant J. Merritt, Executive Director, 612/296-7301) operates the NPDES permit program for discharges into the navigable waters within the jurisdiction of the State in accordance with the Act.

Mr. Francis T. Mayo, Regional Administrator of U.S. EPA, Region V, has scheduled a public hearing to consider this request and enable all interested parties to present their views on the State's submission. The hearing will be held in the Arcade Room of the Holiday Inn-Downtown, 1313 Nicollet, Minneapolis, Minnesota 55403 on May 15, 1974 at 9:30 a.m.

A three-member hearing panel will hear the matter. The panel will consist

of the Administrator of U.S. EPA or his representative, who will serve as the Presiding Officer, the Director of the Minnesota Pollution Control Agency or his representatives, and the Regional Administrator of U.S. EPA, Region V or his representative. Oral statements will be heard and considered, but for accuracy of the record, all testimony should be submitted in writing. Statements should summarize extensive written material so there will be time for all interested parties to be heard. Persons are encouraged to bring extra copies of their written statements for the use of the hearing panel and other interested persons.

The Presiding Officer may, at his discretion, exclude oral testimony if it is overly repetitious of previous testimony heard or if it is not relevant to the decision to approve or require revision to the State program as submitted. The hearing record will be left open for a period of five days following the hearing to allow any person to submit additional written statements or to present views or evidence tending to rebut testimony presented during the hearing.

Any interested person may comment upon the State submission by writing to the U.S. EPA, Region V Office, One North Wacker Drive, Chicago, Illinois 60606. Such comments will be made available to the public for inspection and copying. All comments or objections received by May 22, 1974, or presented at the public hearing, will be considered by U.S. EPA before taking final action on the Minnesota Request for State Program Approval.

The State's submission, related documents, and all comments received are on file and may be inspected and copied (at 20 cents/page) at the U.S. EPA, Region V Office in Chicago.

Copies of this notice are available upon request from the Enforcement Division of U.S. EPA, Region V (312/353-5252).

Please bring the foregoing to the attention of persons you know would be interested.

Dated: April 11, 1974.

ROBERT V. ZERU,  
Acting Assistant Administrator  
for Enforcement and General  
Counsel.

[FR Doc.74-8820 Filed 4-16-74; 8:45 am]

## FEDERAL COMMUNICATIONS COMMISSION

### CABLE TELEVISION TECHNICAL ADVISORY COMMITTEE

State Government Representatives Liaison Meeting

APRIL 10, 1974.

Pursuant to Pub. L. 92-463, notice is hereby given that the FCC Cable Television Technical Advisory Committee (CTAC) will hold a public meeting with representatives of State governments on April 17, 1974, and will be held in the FCC Conference Room (Rm. 847), 1919 M Street, NW., Washington, D.C. The meeting, scheduled to begin at 10:00 a.m., has been called to acquaint State govern-

mental authorities with the ongoing work of CTAC.

All State governors have been invited to send a representative to the meeting. FCC Chairman Richard Wiley will address the group. The working sessions will include a short presentation by the chairman of each CTAC working panel on the particular technical areas being investigated by CTAC.

The Cable Television Technical Advisory Committee is a group of government, industry, and public representatives. It has been asked by the Commission to develop technical data to aid the Commission in its continuing regulatory program regarding cable television technical standards. Each State has been invited to appoint a liaison representative to the Advisory Committee.

Any member of the public may attend or may file a written statement with the Committee either before or after the meeting. Any member of the public wishing to make an oral statement must consult with the Committee prior to the meeting. Inquiries may be directed to Mr. Stephen R. Effros, FCC, 1919 M Street, NW., Washington, D.C. 20554—(202) 632-6468.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,  
VINCENT J. MULLINS,  
Secretary.

[FR Doc.74-8796 Filed 4-16-74;8:45 am]

**CABLE TELEVISION TECHNICAL ADVISORY COMMITTEE**

**Panel 2 Meeting**

APRIL 10, 1974.

Pursuant to Pub. L. 92-463, notice is hereby given of a meeting of the CTAC

Steering Committee on April 22, 1974, to be held in Chicago, Illinois, in the Conrad Hilton Hotel, Private Dining Room No. 8, Third Floor. The time of the meeting is to be held between 2:30 and 6:00 p.m.

The agenda is as follows:

- (1) Viewing SMPTE test slides and film.
- (2) Report on Interviews with Potential Research Agents.
- (3) Review draft of Job Description.
- (4) Report on availability of hardware, suitable working space and operating technicians.

Any member of the public may attend or may file a written statement with the Committee either before or after the meeting. Any member of the public wishing to make an oral statement must consult with the Committee prior to the meeting. Inquiries may be directed to Mr. Stephen R. Effros, FCC, 1919 M Street NW., Washington, D.C. 20554, (202) 632-6468.

Dated: April 9, 1974.

FEDERAL COMMUNICATIONS COMMISSION,  
[SEAL] VINCENT J. MULLINS,  
Secretary.

[FR Doc.74-8793 Filed 4-16-74;8:45 am]

[Supp. 4]

**CANADA-U.S.A. TV AGREEMENT OF 1952 (TIAS-2594)**

**Amendment to Table A**

APRIL 9, 1974.

Supplement No. 4 to the table of Canadian television channel allocations within 250 miles of the Canada-U.S.A. border, dated March 21, 1973, as revised to January 20, 1973.

Pursuant to exchange of correspondence between the Department of Com-

[Canadian List No. 321]

**CANADIAN BROADCAST STATIONS**

**Notification List Changes**

MARCH 22, 1974.

List of new stations, proposed changes in existing stations, deletions, and corrections in assignments of Canadian standard broadcast stations modifying the assignments of Canadian broadcast stations contained in the Appendix to the Recommendations of the North American Regional Broadcasting Agreement Engineering Meeting January 30, 1941.

Call letters	Location	Power kW	Antenna	Schedule	Class	Ground system		Proposed date of commencement of operation
						Antenna height (feet)	Number of radials	
		680 kHz		U				
CFTR (change in proposed daytime radiation pattern from that notified in List No. 301 dated Nov. 17, 1972, PO 680 kHz, 10D/25N, DA-2).	Toronto, Ontario, N.43°34'48", W.79°38'30".	25	DA-2		II			

[SEAL]

FEDERAL COMMUNICATIONS COMMISSION,  
WALLACE E. JOHNSON,  
Chief, Broadcast Bureau.

[FR Doc.74-8798 Filed 4-16-74;8:45 am]

munications of Canada and the Federal Communications Commission, Table A of the Canadian-U.S.A. Television Agreement has been amended as follows:

City and province	Channel No.	
	Delete	Add
Cranbrook, British Columbia	65-	59+
Radium, British Columbia	75	77
Dauphine, Manitoba	12-L	12-L
Kapuskasing, Ontario		10
Windsor, Ontario	32+, 478	32+, 478
Chicoutimi, Quebec	2+	2+L
Quebec City, Quebec		2+L
Wynyard, Saskatchewan	12+L	12+L

<sup>1</sup> Limitation of 200 kilowatts ERP and 500 feet EHAAT to protect an allocation at Wynyard, Saskatchewan.

<sup>2</sup> Limitation to protect an allocation at Wynyard, Saskatchewan.

<sup>3</sup> Approximate site location 42°08'28" North Latitude, 82°51'40" West Longitude.

<sup>4</sup> Approximate site location 42°09'09" North Latitude, 82°57'05" West Longitude.

<sup>5</sup> Approximate site location 42°09'09" North Latitude, 82°57'05" West Longitude.

<sup>6</sup> Approximate site location 42°02'28" North Latitude, 82°51'40" West Longitude.

<sup>7</sup> Limitation to protect a co-channel allocation at Quebec City, Quebec.

<sup>8</sup> Limitation to protect CBFT, Montreal, and CKRS-TV-2, Chicoutimi, Quebec, and Quebec City site to be located not less than 170 miles from WLBZ-TV, channel 2, Bangor, Maine.

<sup>9</sup> Limitation to protect CKCK-TV-1, Colgate, Saskatchewan.

<sup>10</sup> Limitation to protect CKCK-TV-1, Colgate, Saskatchewan, and an allocation at Swift Current Saskatchewan.

Further amendments to Table A will be issued as public notices in the form of numbered supplements or recapitulated lists.

Copies of the basic Table of Allocations may be obtained from ABS Duplicators, Inc., 1732 Eye Street, NW., Washington, D.C. 20006 (telephone 298-5537, area code 301).

WALLACE E. JOHNSON,  
Chief, Broadcast Bureau,  
Federal Communications Commission.

[FR Doc.74-8795 Filed 4-16-74;8:45 am]

[Docket No. 20003; FCC 74-344]

## JURISDICTIONAL SEPARATIONS AND RATE STRUCTURES

### Notice of Inquiry

In the matter of economic implications and interrelationships arising from policies and practices relating to customer interconnection, jurisdictional separations and rate-structures.

1. We hereby give Notice of Inquiry into the effect of current pricing practices and regulatory policies on the level and distribution of customer charges for various telecommunication services, and in particular on the extent to which various categories of customers are now or will be under alternative pricing practices and regulatory policies subsidizing the services received by others. We are particularly interested in obtaining information as to the comparative economic effects on both overall telecommunication costs and charges and on the costs and charges for different categories of both public and business customers, of such factors as the interconnection and use of customer-provided facilities, the use of specialized common carrier services in lieu of common carrier private line services, the use of flat-rate and other cost-insensitive pricing practices for local exchange services, and the jurisdictional separation of revenues and expenses for plant and facilities commonly used for both intrastate and interstate (including foreign) services. Finally, we are interested in comparative information concerning any secondary economic costs or benefits to specific categories of customers or to the public at large which result from either present or alternative pricing and regulatory policies and practices.

2. Our purpose in instituting this inquiry is to obtain information, views and comments from all interested persons that will be useful not only to this Commission in discharging its statutory obligations under the Communications Act but will also be beneficial to other agencies, including the State utility commissions, in carrying out their responsibilities. We are also of the view that the regulated carriers themselves, as well as the using public and the various elements of the non-regulated communications industry, will benefit from the information that we expect to obtain as a result of this inquiry.

3. We wish to make clear that this is primarily a fact-finding inquiry and that we are not proposing in this particular proceeding to adopt any rules or policies, as such. However, we expect that the record developed in this inquiry will be used in part to facilitate the resolution of questions of fact, law or policy involved in certain other rulemaking proceedings now pending before us as hereinafter identified. Moreover, the information and views gleaned from this inquiry may form the basis for separate regulatory actions by us or by other regulatory agencies. Furthermore, we recognize that we may find it necessary to obtain, through contract, the assist-

ance of resources from outside the Commission and its staff for adequate research and treatment of one or more of the issues herein. Finally, we should state that, although the impetus for this inquiry is due in large part to our desire to obtain probative and meaningful evidence as to the economic effects of customer interconnection, i.e., the trend toward increased use of customer-provided terminal and other facilities in connection with the switched telephone network, our inquiry is broader in scope and extends also to the interrelated questions of the competitive supply of various specialized communications services, and alternative regulatory approaches to jurisdictional separations and rate structures, as hereinafter discussed.

### DISCUSSION

*General.* 4. In response to several recent Commission decisions<sup>1</sup> opening up related, specialized segments of the market for telecommunication services to competitive vis-a-vis traditional monopoly supply, the established carriers as well as some State regulatory authorities have raised the issue of possible adverse economic impact on other users of the basic nationwide switched telephone network. Concurrently, state regulatory authorities are urging that a larger proportion of the revenues derived from interstate services be diverted to the support of local exchange plant and facilities used in common for intrastate and interstate services. Finally, many parties including the Commission, the Bell System, and independent regulatory analysts have become aware of and concerned over the effect of usage-insensitive pricing on the requirements for and efficiency of use of plant and facilities, and correspondingly on both the overall level and distribution of charges among various user categories.

5. These several economic issues are highly interrelated, and cannot be treated consistently or comprehensively, in a manner which best serves the public interest, through separate, independent proceedings. The use of customer-provided facilities in lieu of those offered by the carriers may affect the rates for services to other customers; but the nature, extent, and public interest considerations of any such effect are highly dependent on the nature, extent and public interest considerations of any existing cross-subsidies among different categories of customers, as a result of traditional pricing practices and cost/revenue allocations. Thus, we believe it essential, in addressing any question of economic impact or harms from specific individual regulatory or pricing policies

or actions, that we gain a thorough appreciation of the economic implications and interrelationships which arise from all the major existing policies and practices. In this way, we will be able to deal fairly and realistically with the concerns not only of the various industry segments but of the public as well.

*Customer interconnection.* 6. Following our Carterfone decision in 1968, petitions for reconsideration were filed which contended, inter alia, that we had not given adequate consideration to the economic effects from the interconnection of customer-provided communications facilities to the nationwide switched telephone network. We found, in denying these petitions, that there was at that point no evidence demonstrating any adverse economic effects from such interconnection and that we could not accept tariff conditions based on such unsubstantiated presumptions. Specifically, we found that the contentions made in that case by the carriers that the public would be adversely affected by "a loss of revenue" from existing interconnection equipment was "unsubstantiated and unsubstantial". Thus, we laid down the principle in that decision that, although economic impact was an appropriate issue to consider in evaluating the public interest aspects of customer interconnection, we expected any showing of economic impact to be supported by substantial and substantiated evidence. We agreed specifically with the contentions of the carriers that economic effects of customer interconnection on the rate structure of the carriers might well be a public interest question (14 FCC 2d 571, page 573 (1968)) and have instituted this inquiry, in part, to acquire the data necessary to analyze such effects.

7. In June 1972, we established a Federal-State Joint Board, in Docket 19528, to make recommendations to us on the question of whether and to what extent the carriers should be permitted or required to extend to users of the switched telephone network additional interconnection options not available under the tariffs that are currently on file with us (35 FCC 2d 539 (1972)). Among the many proposals now before the Joint Board for consideration are recommendations for one or more certification programs whereby customers could obtain certified or approved terminal and other facilities from non-telephone company sources for direct connection to the network without the necessity of complying with the present tariff provisions that generally require that the telephone company supply network control signalling units and connecting arrangements for all direct connection of customer-provided facilities to the network. At the time we established the Board we gave no specific consideration to any questions concerning possible economic impact resulting from any further liberalization of interconnection options available to customers. Our concern at that time was to explore first the technical feasibility of possible standards and certification programs rather than the economic implications of any

<sup>1</sup> Carterfone, 13 FCC 2d 420 (1968); Denial of Petitions for Reconsideration of Carterfone, 14 FCC 2d 571 (1968); MCI, 18 FCC 2d 953 (1969); Denial of Petitions for Reconsideration of MCI, 21 FCC 2d 190 (1970); Specialized Carriers, 29 FCC 2d 870 (1971); Denial of Petitions for Reconsideration in Specialized Carriers, 31 FCC 2d 1106 (1971); Domestic Satellites, 35 FCC 2d 844 (1972).



further liberalization of interconnection option.

8. Accordingly, in our First Supplemental Notice of April 3, 1973, in Docket 19528, we stated that we would cover economic impact questions in an appropriate manner by further supplemental notices in Docket 19528 (40 FCC 2d 315 (1973)). Furthermore, in our recent decision in *Telerent Leasing Corp. et al.*,<sup>14</sup> we stated that we intended to broaden our consideration of the economic issues as they relate to customer interconnection by instituting an investigation not only into the economic effects of any further liberalization of interconnection options to customers as proposed by many interested parties in Docket 19528, but also the economic effects which may result from currently permitted use of customer-provided facilities under the presently effective tariffs of the carriers. We explained that our decision in this regard was based upon concerns expressed by certain carriers and elements of the regulatory community that our policies on interconnection have resulted and will continue to result in certain harmful economic effects on local telephone exchange service, rates and revenue requirements. These concerns were based on the allegations that carriers are compelled to reduce their local exchange rates applicable to terminal equipment and systems in order to meet the competition for such facilities and that this would cause a loss of revenue to the carriers which prior to competition had been available to offset revenue requirements related to basic exchange service. This alleged revenue loss has been cited as mandating higher rates for such basic services, particularly service to residential and rural subscribers in order to maintain a reasonable magnitude of overall revenue to the established carriers.

9. Accordingly, one of the fundamental purposes of this inquiry is to explore fully the effects on the costs and availability of basic local telephone exchange services of (a) the regulatory actions we have taken to date on customer interconnection as reflected in the currently effective tariff provisions offering interconnected interstate message toll and wide area telephone services to customers subject to certain protective provisions initiated and devised by the telephone companies to insure against technical harm to the network; and (b) the regulatory actions we are urged to take by many parties in Docket 19528 to remove the present condition that interconnection may only be made through carrier-provided network control signalling units and connecting arrangements. As we clearly indicated in both our *Carterfone* and *Telerent* decisions we expect all parties claiming any such harmful economic effects to substantiate their contentions by showing the specific nature and extent of the economic effects alleged as a consequence of customer interconnect as

presently permitted or as may be liberalized under any of the proposals in Docket 19528.

10. We also expect that each party claiming harmful economic effects of interconnection will address the question of whether the supply of customer-operated facilities is a "natural monopoly" according to accepted economic definition of that term; and if not, whether and for what reasons the Commission should consider granting a de facto monopoly position as being in the public interest. In our *Telerent* decision we stated our view of the underlying regulatory philosophy that should govern in this area as follows:

In fairness to all parties concerned, we deem it in order to state our view at this time that under a free enterprise system, particularly in this instance where there is an existing and growing competitive market for customer-provided interconnect equipment, any governmental action designed to prohibit or restrict the competitive operation of such a market would be of questionable validity and legality unless supported by compelling and cogent public policy considerations. Our purpose in enlarging the proceedings in Docket 19528 (or in a separate proceeding) will be to ascertain whether such public policy considerations are present as to warrant the extension of the natural monopoly concept to the interconnect market.

Accordingly, we expect the parties to make a factual showing as to whether, to what extent, and in what specific areas the markets for interconnect equipment and systems have the unique characteristics which would warrant relegating that market to monopoly supply by the telephone companies rather than to competitive sources of supply.

11. If the markets for interconnect equipment and systems do not have the unique characteristics which would warrant such monopoly treatment, we also solicit views as to what, if any, special conditions should be placed on telephone company participation in these markets. For example, should such suppliers of both monopoly and competitive services be required to establish separate corporate entities, maintain separate accounts, use separate operating personnel and facilities or adopt other measures to avoid the cross-subsidization of their competitive offerings by their monopoly services?

12. Finally, we invite data, information and comments from all parties on the extent to which there is or may be different or separate economic effects from customer interconnection on different groups, such as the carriers, the users (both interconnect and non-interconnect) and the independent suppliers of interconnect equipment. To enable us to assess fairly the economic implications of interconnection we need to know the benefits and costs thereof to each of these groups as well as the benefits and costs among the different members within each group. Benefits and costs of interconnection will likely be distributed differently among various classes and sub-classes of customers; and what is a cost to one group may be a benefit to

another. Because of the wide variety of these many interrelationships, it would be necessary to assess the overall impact of all such interrelated benefits and costs in arriving at an optimal decision in the public interest. Accordingly, we request interested parties to submit their data and information with the foregoing in mind.

*Jurisdictional separations.* 13. Closely related to the matters discussed above, are the concerns which we have with respect to the currently effective methods and procedures for separating and allocating plant investment and operating expenses between intrastate and interstate operations of telephone companies. We are particularly interested in the bearing that such methods and procedures have upon the carriers' operations and rates for basic exchange telephone service.

14. It has been alleged, in this connection, that under our regulatory approach to interconnection, telephone companies stand to lose a substantial portion of the station equipment market, particularly PBXs, to competitive suppliers and that this will result in substantial increases in intrastate revenue requirements thereby requiring increases in basic local exchange rates. Under the present separations procedures, the basic revenues derived by the local companies from the provision of station equipment, such as PBXs, are assigned to intrastate operations whereas a significant portion (about 18 percent) of the investment and expenses of station equipment are assigned to interstate operations.<sup>2</sup> Thus, if the telephone companies can show that they will lose a significant amount of station equipment business to competitors, their intrastate revenues would be decreased without an offsetting decrease in their investment and expenses due to separations procedures which may be improper under present circumstances.

15. In evaluating the true and actual benefits and costs of our interconnection policies, careful consideration should be given to making proper allowances for the effect of the present separations procedures thereon. Also, questions are raised as to whether and to what extent revisions should be made in such procedures to reflect appropriately under current circumstances the proportion of plant and expenses related to the interconnect market that should be assigned to intrastate versus interstate services. We, therefore, invite comments on this question.

*Rate structure practices.* 16. We are also of the view that, in assessing the economic implications of our regulatory actions on customer interconnection and

<sup>2</sup> A portion of the toll rates in the interstate message toll tariffs is designed to recover the costs of station equipment to the extent used for interstate purposes. We would welcome comments on whether and to what extent the interstate charges for station equipment should be separately stated from the toll rates in the interstate tariffs.

<sup>14</sup> FCC 74-109; released February 5, 1974.

other modes of competitive choice, we should consider the extent to which the rate structures and pricing practices of the carriers and regulatory agencies affect the need for increased intrastate revenue for basic telephone exchange service and the relationship of such structures and pricing practices to these actions.

17. In this connection we addressed a letter to the Chairman of the Committee on Communications of the National Association of Regulatory Utility Commissioners (NARUC) on December 11, 1973, in which we raised certain questions about the effects of cost-insensitive rate structures, which generally apply to exchange services, on the revenue requirements for intrastate as well as interstate services. Although our principal concern in our letter to NARUC was directed to the relationship of such cost-insensitive pricing for local exchange service on jurisdictional separations procedures, we believe that the questions we raised are pertinent to questions of the economic implications of our interconnect and other competitively oriented policies. In our letter we framed the questions as follows:

a. What are the effects of existing cost-insensitive pricing practices for exchange and related local services on the consumer's usage of such plant, as compared with that to be expected from measured rate or otherwise cost-related pricing?

b. What are the corollary effects of these pricing practices and resultant usage patterns on required investment and operating expenses, and the allocation of these between state and interstate services?

c. What methods are available to convert from flat rate, cost-insensitive exchange service pricing to measured rate, cost-related pricing; what would be their costs and benefits over time; what industry plans now exist for such conversion, and what would be a realistic schedule for their implementation?

18. For example, if more liberal rules are adopted for interconnection, the result of such liberalization could cause changes in the relative usage of the exchange plant by the interconnect customers vis-a-vis non-interconnected users. Any such changes should be considered in weighing the benefits and costs of more liberalized interconnection. Moreover, the public interest might better be served by converting from flat-rate, cost-insensitive exchange service pricing to measured rate or cost-related pricing in order to prevent any unwarranted losses in intrastate revenue requirements from customer interconnection. We have reached no conclusion in this area and we solicit data, information and views on this aspect of customer interconnection.

19. We are also concerned with the contentions of certain carriers and regulatory agencies that the revenues from station equipment subsidize the basic telephone service provided to residential and rural areas. It isn't clear whether these contentions are based upon the use

of fully allocated costs or some other methods of cost determination. We express no views on whether fully allocated cost or some other basis should be used in pricing interconnect equipment and systems. However, we believe that any contentions concerning alleged cross-subsidization of this nature should be accompanied by data showing the fully allocated costs thereof for comparison and testing against whatever other basis may be used for pricing such equipment. We, of course, invite the submission of all such relevant and material data and information in response to our inquiry.

*Items of inquiry.* 20. In view of the foregoing, there is hereby instituted, pursuant to the provisions of sections 4(i) and 403 of the Communications Act of 1934, as amended, an inquiry into the foregoing matter.

21. We have attempted in the foregoing paragraphs to indicate the principal areas that concern us in this proceeding and to set forth in varying terms of specificity the nature of the issues which we desire to investigate in this proceeding. However, in view of the nature and importance of the matters discussed above, it appears desirable to us that interested persons be afforded an opportunity to suggest to us what issues and sub-issues should be specified by us that will insure the development of the most meaningful and probative facts and information and material that are relevant to the questions discussed herein. We will therefore afford an opportunity for interested parties to suggest other areas or issues not discussed above which are pertinent to the general objectives of this proceeding. To this end, all interested persons are invited to submit appropriate recommendations on or before May 15, 1974. All filings in this proceeding shall conform to §§ 1.49 and 1.419 of the rules (47 CFR 1.49 and 1.419).

Adopted: April 9, 1974.

Released: April 10, 1974.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] VINCENT J. MULLINS,  
Secretary.

[FR Doc.74-8800 Filed 4-16-74; 8:45 am]

#### NATIONAL INDUSTRY ADVISORY COMMITTEE

##### Notice of Subcommittee Meeting

APRIL 10, 1974.

Pursuant to the provisions of Pub. L. 92-463, announcement is made of a public meeting of the Domestic and International Common Carrier Communications Services Subcommittee, National Industry Advisory Committee, to be held Thursday, April 25, 1974. The committee will meet at the FCC (Annex), 1229 20th Street, NW. at 10:00 a.m. in the Training Room, Room A110.

*Purpose:* To consider, prepare and submit recommendations to the Federal Communications Commission concerning a proposed amendment to Appendix A, Subpart D, Part 64 of the FCC rules and regulations—Priority System for the Use and Restoration of Common Carrier—Provided Intercity Private Line Services. *Agenda.* The Agenda for the meeting is as follows:

- Item. 1. Proposed amendment to Appendix A, Subpart D, Part 64—Priority System for the Use and Restoration of Common Carrier—Provided Intercity Private Line Services.
2. New Business.

It is suggested that those desiring more specific information about the meeting, telephone the Emergency Communications Division, FCC (202) 632-7232.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] VINCENT J. MULLINS,  
Secretary.

[FR Doc.74-8797 Filed 4-16-74; 8:45 am]

[FCC 74-365]

#### U.S.—MEXICO FM BROADCASTING AGREEMENT

##### Petitions for Rulemaking

APRIL 11, 1974.

Pending negotiation and effectuation of the U.S.-Mexico FM Broadcasting Agreement (Agreement) concerning the "allotment and use" of FM channels along the common border between the United Mexican States and the United States, action with respect to petitions for rulemaking for FM channel assignments in the 199 mile border area of Arizona, California, New Mexico, and Texas, have been held in abeyance. The Agreement has been effectuated by appropriate changes to the Commission's rules and regulations as concerns domestic commercial FM channel assignments. See Orders, adopted October 3, 1973, and March 28, 1974, respectively (43 F.C.C. 2d 293 and FCC 74-309).<sup>1</sup>

It is deemed appropriate to allow the petitions filed prior to November 9, 1972 (when the United States signed the Agreement and related special arrangement), to be amended or supplemented, or the parties thereto to take any other like action to reflect any change in circumstance since the petition was filed (particularly channel assignments made pursuant to the Agreement) and to adduce additional data and information that is considered germane. The rulemaking proceedings affected are:

<sup>1</sup> Also affected are the assignment and use of educational noncommercial FM channels. See § 73.507, which was added to our rules as a consequence of the Agreement (43 F.C.C. 2d at 298); "Interim Policy", 43 F.C.C. 2d 1237 (1973); and notice of proposed rulemaking in Docket No. 19987, adopted March 28, 1974 (FCC 74-310).

RM	Petitioner	Summary of proposal
1510	Dr. A. J. A. Watzlavick.	Assign Channel 272A to Schulenberg, Tex.
1639	Wilson County Broadcasting Co.	Assign Channel 232A to Floresville, Tex.
1741	Walter H. Herbert, Jr. and Ramon Montemayor.	Assign Channel 234 to Pear-sall, Tex.
1869	Meyer Gottesman.	Assign Channel 297 to San Diego, Calif.
1901	Albert C. Freeman.	Assign Channel 272A to Bull-head City, Ariz.
1979	Shoblom Broad-casting, Inc.	Assign Channel 257A to Parker, Ariz., (see also RM-2047).
2042	Bisbee Broad-casting, Inc.	Assign Channel 261A in lieu of 221A at Bisbee, Ariz., and assign 221A at Sierra Vista, Ariz.
2047	Rick Murphy.	Assign Channel 258 to Parker, Ariz., (see also RM-1970).

Any such amendment or supplement must be filed with the Commission no later than May 23, 1974.

The following procedure shall be followed: If additional material is filed, Public Notice will be given and any interested party will be allowed to file supporting or opposing statements and replies thereto. The provisions of § 1.405 (a) and (b) of the Commission rules shall govern such submissions with regard to the 30-day period for filing statements, the 15-day period for filing replies, service upon parties, and other matters. This action is taken pursuant to paragraph (c) of § 1.405. A copy of this Public Notice will be served on each petitioner. These rulemaking proceedings will be given prompt consideration.

FEDERAL COMMUNICATIONS  
COMMISSION,<sup>2</sup>

[SEAL] VINCENT J. MULLINS,  
Secretary.

[FR Doc.74-8794 Filed 4-16-74; 8:45 am]

[Docket No. 19419; FCC 74-297]

AMERICAN TELEPHONE AND TELEGRAPH  
CO. AND THE WESTERN UNION TELE-  
GRAPH CO.

Memorandum Opinion and Order

In the matter of American Telephone and Telegraph Co. Long Lines Department (AT&T), Revisions of Wide Area Telephone Service (WATS), Tariff F.C.C. No. 259 and Private Line Service (PLS), Tariff F.C.C. No. 260 and The Western Union Telegraph Co. (Western Union), Revisions of Tariff F.C.C. No. 254.

On March 5, 1974, revised tariff schedules were filed by the American Telephone and Telegraph Company-Long Lines Department (AT&T) under Transmittal No. 11983 to become effective March 25, 1974.<sup>1</sup> These schedules revise AT&T's Private Line Service Tariff F.C.C. No. 260, by offering (a) a new type of channel conditioning designed as High Performance Data Conditioning-Type D1, applicable to Type 3002 data channels, and (b) a new Data Phone data set, designated as Type 209. The Type 209 data set is a synchronous, binary 9600 bit per second (bps) data set offered for use on a 2-point Type 3002 data channel.

One of the features of the Type 209 data set is a variable speed input interface which will accept and deliver any combination of 2400, 4800, 7200, or 9600 bps customer input signals up to a maximum of 9600 bps. The tariff revisions require that AT&T's new 209 data set be used only with the new High Performance Data Conditioning-Type D1 channel. The revisions also provide for Remote Terminal Interface Arrangements to extend the interface leads of the Type 209 data set to customer terminal equipment when such equipment is located more than 50 feet from the Type 209 data set.

2. In our Memorandum Opinion and Order herein released February 7, 1972, we suspended and instituted an investigation into the lawfulness of tariff revisions filed by AT&T which, among other things, reduced the rates for certain AT&T provided data sets that were competitive with independent suppliers of data modems (33 FCC 2d 518). We stated at that time that we would consider particularly the allegations made by the independent suppliers of competing modems that AT&T's rates and practices were anti-competitive. Again, in our Memorandum Opinion and Order released January 12, 1973, in the same Docket, we noted that the increased substitute rates subsequently filed by AT&T for such data sets and the charges for a new Type 208 data set offered by AT&T raised essentially the same anti-competitive questions and that the issues in Docket No. 19419 would encompass such additional questions (39 FCC 2d 637).

3. The Independent Data Communications Manufacturers Association, Inc. (IDCMA) has filed a petition to suspend and designate these revisions for hearing. In its petition, IDCMA raises certain questions, inter alia, concerning the use by AT&T of "incremental costs", the alleged cross-subsidization of advertising costs, the assumed useful life of the 209 data set, the alleged improper marketing practices of AT&T, and the alleged failure of AT&T to separate its channel costs and charges from its station equipment costs and charges.

4. The revised tariff schedules presently before us, whereby AT&T offers a new data set Type 209 to be used with High Performance data channels, raise essentially the same anti-competitive questions that we have previously designated for hearing in connection with other data sets offered by AT&T. Although AT&T has submitted cost and other data in support of its proposed charges for the new data set, we are unable to determine at this time that the tariff revisions now before us are reasonable and otherwise lawful. Accordingly, we are setting these revisions for hearing under the same issues heretofore specified in this docket with respect to other data sets of AT&T in order that the questions raised by IDCMA may be considered in this docket proceeding.

<sup>1</sup> Special Permission was granted AT&T on March 4, 1974, to file these revisions on less than statutory notice to meet the service requirements of certain customers.

5. We shall not, however, suspend the effectiveness of these revised tariffs. The revisions offer a higher quality of PLS data service not now available to the public under the AT&T tariffs and we believe that the public should be able to obtain such improved service pending further hearings on the lawfulness thereof. This consideration, in our judgment, outweighs any contentions that the effective date of the revisions should be suspended in order to prevent any alleged anti-competitive effects of the new service offering. We have heretofore stated that we will not delay the institution of new competitive specialized services by existing carriers pending resolution of questions concerning the appropriate pricing and costing principles for such competitive services, "Specialized Common Carrier Services," 29 FCC 2d 870; Page 917 (1971), and we believe that this principle should apply to the tariff offerings now before us.

6. Accordingly, *It is ordered*, That pursuant to sections 201, 202, 203, 204, 205, and 403 of the Communications Act of 1934, as amended, an investigation is instituted herein into the lawfulness of the tariff schedules filed March 5, 1974, by AT&T with its Transmittal No. 11983, including any cancellations, amendments or reissues thereto; and that the issues heretofore specified in this docket shall also apply to such revised tariff schedules.

7. *It is further ordered*, That IDCMA's Petition For Suspension is Granted to the extent noted herein and Otherwise Denied.

Adopted: March 28, 1974.

Released: April 5, 1974.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] VINCENT J. MULLINS,  
Secretary.

[FR Doc.74-8799 Filed 4-16-74; 8:45 am]

FEDERAL MARITIME COMMISSION  
CALCUTTA AND BANGLADESH/U.S.A.  
POOL AGREEMENT

Notice of Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearings, may be submitted to the Secretary, Fed-

<sup>2</sup> Action by the Commission April 9, 1974. Commissioners Wiley (Chairman), Lee, Reid, and Hooks.

eral Maritime Commission, Washington, D.C. 20573, on or before May 7, 1974. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of agreement filed by:

Mr. William L. Hamm  
c/o Calcutta, East Coast of India and Bangladesh/U.S.A. Conference  
25 Broadway  
New York, New York 10004

Agreement No. 10123, among five of the six members of the Calcutta, East Coast of India and Bangladesh/U.S.A. Conference, viz.—American Export Line Inc.; Cunard-Brocklebank, Ltd.; The Scindia Steam Navigation Co., Ltd.; The Shipping Corporation of India, Ltd.; and the Waterman Isthmian Line—would establish a revenue pool of earnings derived from the transportation of cargo (with certain specified exceptions) from Calcutta and ports in Bangladesh to Atlantic and Gulf ports of the United States. Rationalization of services is contemplated in addition to the pooling and apportionment of revenues according to the agreed percentages set forth in the Agreement. The initial term of the arrangement would be for five years from the date of any approval accorded by the Commission.

Dated: April 12, 1974.

By order of the Federal Maritime Commission.

FRANCIS C. HURNEY,  
Secretary.

[FR Doc.74-8828 Filed 4-16-74; 8:45 am]

**K.A.B. CUSTOM HOUSE BROKERS, ET AL.**  
Independent Ocean Freight Forwarder License

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission applications for licenses as independent ocean freight forwarders pursuant to section 44(a) of the Shipping Act, 1916 (75 Stat. 522 and 46 U.S.C. 841(b)).

Persons knowing of any reason why any of the following applicants should not receive a license are requested to communicate with the Director, Bureau of Certification and Licensing, Federal Maritime Commission, Washington, D.C. 20573.

Karen A. Busenburg d/b/a  
K.A.B. Custom House Broker

P.O. Box 102  
Shrewsbury, Massachusetts 01545  
Edward R. McNutt  
P.O. Box 265  
Little Rock, Arkansas 72203  
Marquis Surface Corporation  
145-60 157th Street  
Jamaica, New York 11434

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Paul G. Bellack  
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Philadelphia, Pennsylvania 19106

Dated: April 12, 1974.

By the Federal Maritime Commission.

FRANCIS C. HURNEY,  
Secretary.

[FR Doc.74-8829 Filed 4-16-74; 8:45 am]

**FEDERAL POWER COMMISSION**

[Docket No. CP73-340, CI74-430]

**COLORADO INTERSTATE GAS CO. AND COLORADO OIL AND GAS CORP.**

Order Accepting Late Notice of Intervention, Granting in Part Petition of Intervenor for Local Hearing, and Prescribing Further Procedures

APRIL 11, 1974.

In the matter of Colorado Interstate Gas Co. a Division of Colorado Interstate Corp. and Colorado Oil and Gas Corp. and Gas Producing Enterprises, Inc.

On April 5, 1974, the Public Service Commission of the State of Montana petitioned the Commission to reset the hearing in the above referenced dockets for Great Falls, Montana. Although numerous similar requests for local hearings in Montana have been received, until the filing of the present petition no pleading had been presented by a party to these proceedings. Taking notice of the fact that the Public Service Commission of Montana is charged with the duties enumerated in 18 CFR 1.8(a)(1) and also taking notice of the urgency of their request, we accept their petition as a late notice of intervention with accompanying request for local hearing.

It is the policy of the Commission to hold hearings on applications filed under the provisions of the Natural Gas Act in Washington, D.C. This practice has been varied occasionally upon petition of a party to a proceeding and showing of good cause to provide for limited local hearing time where substantial local interest has been demonstrated. We have such a showing here. From the present petition we conclude that the public interest supports the gathering of testimony in Montana which would otherwise be unavailable because of the expense of traveling to Washington, D.C.

Implicit also in a request for local hearings is the advantage of involving local issues in the administrative process. It is one of the drawbacks of centralized government that the individual citizen sometimes feels frustrated in his efforts to influence a government many miles

away in Washington which at times may seem unresponsive to local needs and unaware of local problems.

There are of course, drawbacks to local hearings. One of these is the difficulty and the cost of securing adequate facilities in small cities and towns. Another problem faced by intervenors and Staff would be transportation. Moreover, in view of the participation of the Montana Public Service Commission as a party to these proceedings, we think use of state-owned facilities would be inappropriate for a local hearing, and accordingly we shall direct the use of federal facilities in the larger cities of Billings or Great Falls, Montana.

We wish to emphasize that the local hearing time authorized herein should be limited to submissions which are not available in Washington, D.C. These submissions may be in the form of unsworn statements of position or sworn, prepared testimony served pursuant to the Commission's rules and subject to cross-examination. Procedures for these submissions will be established by order of the Presiding Administrative Law Judge in his notice announcing the location and time of the local hearing.

*The Commission finds.* (1) It is desirable and in the public interest that a portion of the hearing in Docket No. CP 73-340 et al., be conducted in Great Falls, Montana, or Billings, Montana, whenever federal facilities in such cities are available.

(2) The petition of the Public Service Commission of Montana should be accepted as a late notice of intervention, and the relief therein sought should be granted.

*The Commission orders.* (A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, hearing time will be made available in federal facilities in Billings, Montana or Great Falls, Montana.

(B) In order to provide for an expeditious local hearing procedure, to avoid repetitious cumulative testimony, and to establish procedures for service of prepared testimony the Administrative Law Judge shall, at least 15 days prior to convening the local hearing, issue a notice announcing the place and time of the local hearing and prescribing such procedures as the interest of justice may require.

(C) Upon motion and showing that it would be a hardship for a witness to prepare and serve written testimony and good cause for receipt of such testimony, the Presiding Administrative Law Judge may permit a party to present sworn direct oral testimony subject to cross-examination.

(D) The Commission's rules of practice and procedure shall apply in this proceeding except to the extent they are modified or supplemented herein.

(E) The petition of the Public Service Commission of Montana is accepted as a late notice of intervention, and the

relief therein requested is granted as herein modified and conditioned by this order.

By the Commission.

[SEAL] KENNETH F. PLUMB,  
Secretary.

[FR Doc. 74-8742 Filed 4-16-74; 8:45 am]

[Docket No. E-8615]

#### LOUISIANA POWER & LIGHT CO.

#### Order Accepting for Filing and Suspending Proposed Rate Increase, Instituting Investigation, Granting Intervention, Denying Motion To Reject and Establishing Procedures

APRIL 12, 1974.

On February 4, 1974, Louisiana Power & Light Company (LP&L) tendered for filing proposed changes in its FPC Electric Service Tariff, Rate Schedules to Rural Cooperatives, FPC Rate Schedule Nos. 34, 35, 37 and 42. These proposed filings would increase rates to Cajun Electric Power Cooperative, Inc. (Cajun), a corporation consisting of twelve member distribution cooperatives, the rates to nine<sup>1</sup> of which are proposed to be increased. The filing also proposes certain changes in LP&L's fuel adjustment clause. LP&L states that the proposed rates would provide an increase in annual revenues (based on the twelve month period ending April 1, 1974) of \$3,911,156, constituting an increase of 79.5 percent. The proposed effective date of the filing is April 5, 1974.

LP&L's filing was noticed on February 12, 1974, with protests and petitions to intervene due on or before February 25, 1974. Cajun and nine of its member cooperatives filed a timely joint protest, petition to intervene, and motion to reject the filing on February 25, 1974. The petitioners allege that LP&L's filing is "materially in error" in that it refers to others besides Cajun as its customers. In addition, petitioners allege that the proposed rate increase is unreasonable and excessive and that LP&L has engaged in unlawful anticompetitive activities to the petitioner's detriment. Petitioners request that the Commission either reject the filing or, alternatively, suspend the filing for the full five month statutory period and order a hearing concerning the lawfulness of the proposed increase.

By letter dated March 5, 1974, the Secretary informed LP&L that its initial filing was deficient with respect to supporting data required to be submitted with such a filing and that no filing date could be assigned until the necessary material was supplied. On March 11,

1974, LP&L filed its answer to the petitioner's motion, petition and protest. The data in completion of the filing (in response to the Secretary's deficiency letter) was submitted by LP&L on March 14, 1974. At the same time, LP&L requested waiver of the Commission's Regulations so that April 5, 1974, the proposed effective date of the original tender, might be granted.

The allegation that LP&L's filing is "materially in error" no doubt resulted from the fact that LP&L's letter of transmittal appears to identify three of Cajun's member cooperatives as customers. Though this was originally the case, assignments to Cajun of each of the cooperative's agreements with LP&L were accepted by the Commission by letter dated January 19, 1971, thus making Cajun the sole customer. As all of the member cooperatives subject to the proposed increase and Cajun have intervened, and thus were aware of the proposed effect of the filing, it is difficult to comprehend how this semantical error could be so "material" as to require rejection of the filing.

The anticompetitive allegations of the cooperatives' petition center upon two series of activities allegedly engaged in by LP&L to insure that Cajun's electric generating facilities were "isolated" (i.e. lacked accompanying transmission facilities) so that Cajun would be dependent upon LP&L to transmit power to and between Cajun's member cooperatives. One such activity is embodied in the allegation that LP&L participated in a statewide public relations campaign to discredit Cajun, apparently in the hope that a public reaction adverse to Cajun would increase Cajun's difficulty in obtaining REA (Rural Electrification Administration) funds to build its own transmission facilities. The petitioner's major anticompetitive complaint, however, focuses upon LP&L's alleged efforts to prevent consummation of an REA loan. Cajun states that it entered a loan contract in 1964 whereby the REA agreed to loan Cajun \$56.5 million for construction of new generating and transmission facilities, such loan being contingent upon Cajun's obtaining a commitment for the long-term supply of fuel for the generating plant. Cajun obtained such a commitment from Humble Gas Transmission Company (Humble) upon the condition that construction of the project was begun by July of 1968. Immediately after the REA gave its approval of the loan, Cajun alleges that LP&L (and other investor-owned utilities) instituted a series of lawsuits to enjoin the loan's consummation. Though none of these suits was ultimately successful, Cajun states that they prevented consummation of the loan until December of 1969. By this time Humble had cancelled its fuel supply contract with Cajun (requiring Cajun to negotiate for a new supply from Texaco, Inc.) and costs and rural power loads had risen so dramatically that the loan was then inadequate to cover the costs of the originally planned facilities. Thus the REA decided to advance funds only

for the generating plant and required Cajun to negotiate for transmission service with private companies, LP&L being one of them. Therefore, Cajun alleges that LP&L's harassing activities placed LP&L in a monopoly position in regard to power transmission, and Cajun now seeks rate relief either in the form of rejecting this rate filing, or alternatively, by suspending the proposed increase and giving due consideration to LP&L's alleged anticompetitive acts in determining just and reasonable rates. The issue of the appropriateness of rate relief as a remedy for a Company's anticompetitive actions was addressed by the Commission in "Pacific Gas and Electric Company," Docket No. E-7777, wherein we stated that:

\*\*\* this Commission, in designing wholesale rates, utilizes a cost plus-fair [return basis in determining] reasonable rates and does not have the authority under the act to make the type of adjustment Cities' and NCPA are impliedly urging upon us.<sup>2</sup>

The "type of adjustment" alluded to in that case was an adjustment of rates to account for anticompetitive activities; thus, it is evident that we must deny the cooperative's motion and petition on the grounds of LP&L's alleged anticompetitive acts as we are without authority to grant the relief requested.

Though rate relief is an inappropriate remedy to be sought for a company's alleged acts in restraint of competition, in "Carolina Power & Light Company", Docket No. E-7918, order issued March 12, 1973, we stated that under proper circumstances we may have the authority to amend provisions of contracts on file with this Commission due to their anticompetitive nature. Although petitioners failed to raise this point, upon review of LP&L's Rate Schedule Nos. 34, 35, 37 and 42 we note that Article IX contained in such documents embodies certain provisions which are possibly restrictive of competition.

#### Article IX reads as follows:

Electric power and energy delivered hereunder is purchased by the Customer for redistribution and resale solely to ultimate consumers located in the aforesaid areas. Contracts for sale by the Customer of any electric power and energy purchased hereunder shall provide that the purchaser shall not resell such electric power and energy.

Neither party, unless ordered so to do by a lawful order issued by a properly constituted authority, shall distribute or furnish electric energy to anyone who, at the time of the proposed service, is receiving electric service from the other, or whose premises are capable of being served by the existing facilities of the other without extension of its distribution system other than by the construction of lines not exceeding three hundred feet in length.

<sup>2</sup> See order issued March 14, 1974, pp. 4-5. authority, shall duplicate the other's facilities, except in so far as such duplication shall be necessary in order to transmit electric energy between unconnected points on its lines, but no service shall be rendered from such interconnecting facilities in competition with the other party.

<sup>1</sup> Bossier Rural Electric Membership Corporation, Claiborne Electric Cooperative, Inc., Concordia Electric Cooperative, Inc., Dixie Electric Membership Corporation, Northeast Louisiana Power Cooperative, Inc., Pointe Coupee Electric Membership Corporation, South Louisiana Electric Cooperative Association, Valley Electric Membership Corporation, and Washington-St. Tammany Electric Cooperative, Inc.

Neither party, unless ordered so to do by a lawful order issued by a properly constituted

In order to determine whether these provisions are in the public interest, we shall, on our own motion, institute an investigation of the contracts in question pursuant to section 206 of the Federal Power Act.

In regard to petitioners' allegations that LP&L's rates are excessive, our review shows that the rates have not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory, preferential, or otherwise unlawful. Accordingly, we shall suspend the proposed rate changes for the full statutory period and establish hearing procedures to determine the justness and reasonableness of LP&L's proposed rates.

**The Commission finds.** (1) The proposed changes in rates and charges, tendered by LP&L on February 4, 1974, should be accepted for filing as herein-after ordered.

(2) The proposed changes in rates and charges may be unjust, unreasonable, unduly discriminatory, preferential, or otherwise unlawful under section 205 of the Federal Power Act and should be suspended for the full five month statutory term.

(3) Provisions embodied in Article IX of LP&L's FPC Electric Service Tariff, Rate Schedules to Rural Cooperatives, FPC Rate Schedule Nos. 34, 35, 37 and 42 may not be in the public interest, and therefore we shall institute an investigation pursuant to the authority granted by Section 206 of the Federal Power Act.

(4) Good cause exists to permit the joint intervention of the above-named intervenors.

(5) Good cause does not exist to grant waiver of the Commission's regulations to permit the proposed rate increase to become effective April 5, 1974.

(6) The motion to reject the filing should be denied for the reasons stated above.

**The Commission orders.**

(A) Pursuant to the authority of section 205 of the Federal Power Act and the Commission's rules and regulations, a public hearing concerning the lawfulness of LP&L's proposed increase in rates will be held on August 28, 1974.

(B) LP&L's request for waiver of the Commission's rules and regulations to permit its proposed increase to become effective April 5, 1974, is hereby denied.

(C) Pending such aforementioned hearing and a decision thereon, LP&L's proposed increase in rates is hereby accepted for filing as of March 14, 1974, completion date of the filing, suspended for a period of five months, and the effectiveness thereof deferred until September 14, 1974.

(D) Pursuant to the authority of section 206 of the Federal Power Act an investigation to determine whether the provisions contained in Article IX of LP&L's Electric Service Tariff, Rate Schedules to Rural Cooperatives, FPC Rate Schedule Nos. 34, 35, 37 and 42, are in the public interest is hereby instituted to be held in conjunction with the hear-

ings and according to the procedures established in this order.

(E) On or before July 15, 1974, the Commission Staff shall serve its prepared testimony and exhibits, if any. The prepared testimony and exhibits of the intervenors, if any, shall be served on or before July 29, 1974. Any rebuttal evidence by LP&L shall be served on or before August 12, 1974. At 10:00 a.m., e.s.t. on August 28, 1974, a hearing shall commence in a hearing room of the Federal Power Commission. At this time the direct evidence of all parties shall be admitted into the record, and cross-examination of such evidence shall commence.

(F) Nothing contained herein should be construed as limiting the rights of the parties to this proceeding in regard to the convening of conferences or offers of settlement pursuant to § 1.18 of the Commission's rules of practice and procedure.

(G) A Presiding Administrative Law Judge shall preside at a hearing initiated by this order, and shall conduct such hearing in accordance with the Federal Power Act, the Commission's rules and regulations, and the terms of this order.

(H) The above-named petitioners are hereby permitted to intervene in this proceeding, subject to the rules and regulations of the Commission: *Provided, however,* That the participation of such intervenors shall be limited to matters affecting the rights and interests specifically set forth in their petitions to intervene: *And provided, further,* That the admission of such intervenors shall not be construed as recognition that they or any of them might be aggrieved because of any order issued by the Commission in this proceeding.

(I) Petitioners' motion to reject the filing is denied.

(J) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,  
Secretary.

[FR Doc. 74-8743 Filed 4-16-74; 8:45 am]

[Docket No. RP74-73]

**TENNESSEE GAS PIPELINE CO.**  
**Order Rejecting Proposed Tariff Sheets**  
APRIL 10, 1974.

On March 11, 1974, Tennessee Gas Pipeline Company filed herein certain proposed original and revised sheets to its FPC Gas Tariff, Ninth Revised Volume No. 1.<sup>1</sup> Tennessee requests the subject tariff sheets be made effective on April 11, 1974. The purpose of the subject filing and related tariff sheets is to include a research and development rate adjustment provision in Tennessee's tariff as authorized by Commission Order No. 483,

<sup>1</sup> Original Sheet Nos. 213L, 213M, and 213N; First Revised Sheet No. 213K; and Third Revised Sheet Nos. 12A and 12B.

issued April 30, 1973, in Docket No. R-462. We find that the proposed tariff sheets must be rejected because they do not conform to the requirements of Order No. 483 and the provisions of § 154.38(d) (5) of the Commission's regulations promulgated thereunder.

As a part of its proposed R&D rate adjustment provision, Tennessee has included, under § 2.4 of Article XXV, a component entitled "Cost of Service for Amortization of R&D Expenditures". Our review of this provision indicates that it goes beyond the terms of Order No. 483. It appears to be overly complex, unnecessary, and would result in the possible duplication of R&D expenditures to be recouped by Tennessee under §§ 2.3 and 2.5 of the same Article XXV. Accordingly, proposed § 2.4 is rejected.

In addition to the above-noted amortization component under § 2.4, and the reference to this same component in § 2.1, Tennessee's proposed R&D rate adjustment provision provides, in § 2.5 of Article XXV, that all amounts received from others in payment for rights and benefits received from R&D expenditures in Account No. 188 shall be credited to account 188 "up to the amount of such expenditures previously charged thereto". Order No. 483 contains no such limitation. We can perceive no proper basis for such a limitation on the credits to Account 188, and none is disclosed in Tennessee's filing. Accordingly, the limitation is disapproved and rejected.

Finally, § 2.5 provides that in determining the rate effect of capitalized R&D expenditures, Tennessee may use the "rate of return claimed in its filing in any pending rate proceeding \* \* \* subject to refund \* \* \*". This provision is directly contrary to the terms of Order No. 483 which require that the rate of return used be that last allowed by the Commission or, if necessary, the current interest rate for computing refunds as specified in § 154.67 of the Commission's regulations. Tennessee presents no adequate justification for its rate of return proposal, and its request for waiver of the applicable regulations is denied.

Notice of Tennessee's filing in this docket was issued on March 20, 1974, providing for the filing of protests or petitions to intervene on or before April 1, 1974. Petitions to intervene were filed by New York State Electric and Gas Corporation on March 28, 1974, and by Bay State Gas Company, et al.<sup>2</sup> on April 1,

<sup>2</sup> Bay State Gas Company, The Berkshire Gas Company, Blackstone Gas Company, Boston Gas Company, Commonwealth Gas Company, Concord Natural Gas Corp., The Connecticut Gas Company, Connecticut Natural Gas Corp., Fitchburg Gas and Electric Light Company, Gas Service, Inc., Granite State Gas Transmission, Inc., The Greenwich Gas Company, The Hartford Electric Light Company, Haverhill Gas Company, City of Holyoke, Massachusetts, Lawrence Gas Company, Lowell Gas Company, Manchester Gas Company, The Southern Connecticut Gas Company, Valley Gas Company, and the City of Westfield Gas and Electric Light Department.

1974. The New York Public Service filed, also on April 1, 1974, a notice of intervention, protest, and motion to reject Tennessee's proposed R&D rate adjustment provision. New York's objections generally parallel the deficiencies in Tennessee's filing as discussed herein. The above petitions to intervene will be granted.

For the reasons discussed herein, Tennessee's filing in this docket must be rejected, without prejudice however, to resubmission by Tennessee of an R&D rate adjustment provision in conformity with the terms of Commission Order No. 483 and § 154.38(d) (5) of the Commission's regulations.

*The Commission orders.* (A) The filing made herein by Tennessee on March 11, 1974, is rejected.

(B) The rejection ordered by paragraph (A) above is without prejudice to the resubmission by Tennessee of an R&D rate adjustment provision properly conforming to the provisions of § 154.38(d) (5) of the Commission's regulations under the Natural Gas Act.

(C) The above-named petitioners are hereby permitted to intervene in this proceeding subject to the rules and regulations of the Commission: *Provided, however,* That the participation of such intervenors shall be limited to matters affecting rights and interests specifically set forth in the respective petitions to intervene: *And provided, further,* That the admission of such intervenors shall not be construed as recognition by the Commission that they, or any of them, might be aggrieved because of any order or orders issued by the Commission in this proceeding.

(D) The Secretary shall cause prompt publication of this order to be made in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,  
Secretary.

[FR Doc.74-8744 Filed 4-16-74;8:45 am]

## OFFICE OF MANAGEMENT AND BUDGET

### CLEARANCE OF REPORTS

#### List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on April 12, 1974, (44 U.S.C. 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

The symbol (x) identifies proposals which appear to raise no significant issues, and are to be approved after brief notice through this release.

Further information about the items on this Daily List may be obtained from the Clearance Office, Office of Management and Budget Washington, D.C. 20503 (202-395-4529).

#### NEW FORMS

##### DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Health Resources Administration: Evaluation of the Impact of HRA Programs on Regionalization of Health Care Services, Form HRA 0403, Single time, HRD/Reese, Individuals & agencies involved in health activities.

Departmental: Report of Capitalized Nonexpendable equipment Acquired with Contract Funds, Form OS 17 74, Occasional, Lowry, Contractors.

Analysis of Government-owned/Contractor Held Property, Form OS 18 74, Annual, Lowry, Contractors.

##### DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of Policy Development and Research: Demand Experiment 2nd Periodic Survey Questionnaires, Form H-1-7, Single time, Sunderhauf, EHAP participants in Phoenix & Pitts.

Annual Assets Supplement: Form ----, Annual, Sunderhauf, EHAP participants in Phoenix & Pittsburgh.

#### REVISIONS

##### DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Bureau of the Census: Annual Housing Survey—National and SMSA Sample Forms AHS 1, 2, 3, 4, 51, 52, 53, 54, 58, Annual, Sunderhauf, Households.

##### DEPARTMENT OF THE INTERIOR

Bureau of Mines: Clay and Shale, Form 6-1255-A, Annual, Lowry, Producers of clay and shale.

#### EXTENSIONS

##### DEPARTMENT OF COMMERCE

Bureau of the Census: Weekly Retail Trade Report, Form BUS 006W, BUS 200W, Weekly, Evinger (x).

##### DEPARTMENT OF THE INTERIOR

Bureau of Mines: Tanker and Barge Shipments of Crude Oil and Petroleum Products from States in P.A.D. District III, Form 6-1308-M, Monthly, Evinger (x).

District V Monthly Petroleum Report Supplement: Form 6-1320-M, Monthly, Evinger (x).

Bulk Terminal Stocks of Finished Petroleum Products: Form 6-1302-M, Monthly, Evinger (x).

Crude Petroleum Gathered from Leases in Selected States: Form 6-1309-M, Monthly, Evinger (x).

##### U.S. CIVIL SERVICE COMMISSION

Inquiry for United States Government Use Only (Employment Data for NACI): Form OF 49, Occasional, Evinger (x).

PHILLIP D. LARSEN,

Budget and Management Officer.

[FR Doc.74-8886 Filed 4-16-74;8:45 am]

## SECURITIES AND EXCHANGE COMMISSION

### CHICAGO BOARD OPTIONS EXCHANGE, INC.

#### Proposed Amendments to Option Plan

Notice is hereby given that the Chicago Board Options Exchange, Inc.

(CBOE) has filed proposed amendments to its option plan pursuant to rule 9b-1 under the Securities Exchange Act of 1934 (17 CFR 240.9b-1).

The proposed guideline under rule 6.42 would change the expression of bids and offers for series trading below \$2 from eighths to sixteenths. Proposed rule 6.54 would establish cabinet trading for closing transactions only at a price of \$1 per contract. The rationale for these changes is discussed in the following paragraphs.

Proposed guideline .01 under rule 6.42 reflects the Floor Procedure Committee's determination that continuity is improved and more meaningful bids and offers obtained where quotations may be made in sixteenths for series trading under \$2.

Proposed rule 6.54 would establish a procedure for all persons trading on the Exchange to liquidate a position in options at the fixed price of \$1 per contract. This will enable persons to close out essentially worthless positions in situations where they otherwise would not do so, even at a price of 1/10 (per unit of underlying stock, or \$6.25 per contract). All trades under this rule would be reported to the Exchange at the close of each business day and would be reported on the following morning. On such trades the commission would be as mutually agreed, under rules 14.3 and 14.5. This proposed rule would not prohibit members from executing transactions off the Exchange pursuant to rule 6.49.

The proposed amendments will become effective May 17, 1974, or upon such earlier date as the Commission may allow unless the Commission shall disapprove the change in whole or in part as being inconsistent with the public interest or the protection of investors.

All interested persons are invited to submit their views and comments on the proposed amendments to CBOE's plan either before or after it has become effective. Written statements of views and comments should be addressed to the Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549. Reference should be made to file number 132-37784. The proposed amendments are, and all such comments will be available for public inspection at the Public Reference Room of the Securities and Exchange Commission at 1100 L Street, NW., Washington, D.C.

[SEAL] GEORGE A. FITZSIMMONS,  
Secretary.

APRIL 10, 1974.

[FR Doc.74-8840 Filed 4-16-74;8:45 am]

[File No. 500-1]

### ALL STATE CREDIT CORP. ET AL.

#### Notice of Suspension of Trading

APRIL 11, 1974.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in all securities of:

All State Credit Corp.  
 Beck Industries, Inc.  
 Brian Lloyd, Inc.  
 Cambridge Nuclear Corp.  
 Cassette Cartridge Corp.  
 Compuguide Corp.  
 Data Industries Corp.  
 Datatronics, Inc.  
 Dextra Corp.  
 Dialscan Systems, Inc.  
 Diversa, Inc.  
 Dumont Corp.  
 Durst S. F. & Co., Inc.  
 Ebinger Baking Co.  
 Empire International, Inc.  
 Environmental Dynamics, Inc.  
 EPG Computer Services, Inc.  
 Fall River Industries, Inc.  
 Goodway Copy Centers, Inc.  
 Guenther Systems, Inc.  
 Heidler Corp.  
 Hemisphere Hotels Corp.  
 Hydro Ski International Corp.  
 International Hydrolines, Inc.  
 Juness Industries, Inc.  
 Life of Kentucky Financial Corp.  
 Mega Systems, Inc.  
 Metromodular Systems, Inc.  
 R. T. National Corp.  
 National Identification Card Co., Inc.  
 National Radio Company, Inc.  
 Photosystems Corp.  
 Ram Tool Corp.  
 Republic Color, Inc.  
 Sawyer-Adecor International, Inc.  
 Scooper Dooper, Inc.  
 Sheffield Watch Corp.  
 Shore-Calnear, Inc.  
 Site-Pac Industries, Inc.  
 Ski Park City West, Inc.  
 Spencer Kennedy Laboratories, Inc.  
 Spokane National Mines, Inc.  
 Symmar, Inc.  
 Taxtronics, Inc.  
 Teletronics Industries, Inc.  
 United States Crown Corp.  
 Universal Airlines Co.  
 Weissberg H. R. Corp.

being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from 10:45 a.m. April 11, 1974 through April 20, 1974.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,  
*Secretary.*

[FR Doc.74-8831 Filed 4-16-74; 8:45 am]

[70-5487]

**ARKANSAS POWER & LIGHT CO. AND  
 MIDDLE SOUTH UTILITIES, INC.**

**Proposed Issue and Sale of Common Stock  
 by Subsidiary Company to Holding  
 Company**

APRIL 11, 1974.

Notice is hereby given that Middle South Utilities, Inc. ("Middle South"), 280 Park Avenue, New York, N.Y. 10017 a registered holding company, and Arkansas Power and Light Company ("Arkansas"), a public-utility subsidiary company of Middle South, Ninth and

Louisiana Street, Little Rock, Ark. 72203 have filed an application with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(b), 9(a), 10, and 12(f) of the Act and Rule 43 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the application, which is summarized below, for a complete statement of the proposed transactions.

Arkansas proposes to issue and sell to Middle South (the holder of all of the issued and outstanding shares of Arkansas' common stock, \$12.50 par value), and Middle South proposes to acquire at the par value thereof, 1,600,000 additional shares of Arkansas' authorized but unissued common stock aggregating \$20,000,000 in par value. Upon completion of the proposed transaction, Arkansas will have outstanding 22,190,000 shares of common stock, \$12.50 par value, having an aggregate par value on its books of \$277,375,000. Arkansas proposes to use the net proceeds from the sale of the additional common stock for the payment of bank loans and commercial paper indebtedness, for the construction of new facilities, and for the extension and improvement of its present facilities. Arkansas estimates that its construction program for 1974 will result in expenditures of approximately \$170,300,000. Middle South proposes to obtain the \$20,000,000 cash to acquire said shares of Arkansas by increasing its bank borrowings pursuant to a post-effective amendment in File No. 70-5366 filed concurrently with this application.

The issuance and sale of the additional common stock by Arkansas are subject to the jurisdiction of the Arkansas Public Service Commission and the Tennessee Public Service Commission. It is stated that no other State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions. Fees and expenses in connection with the proposed transactions are estimated at \$5,000.

Notice is Further Given that any interested person may, not later than May 6, 1974, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application 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, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicants at the above-stated addresses; and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application, as filed or as it may be amended, may be granted as provided in Rule 23 of the General rules and regula-

tions 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. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,  
*Secretary.*

[FR Doc.74-8830 Filed 4-16-74; 8:45 am]

[Release No. 34-10728]

**NEW YORK, AMERICAN, MIDWEST, PBW,  
 AND PACIFIC COAST STOCK EX-  
 CHANGES AND NASD**

**Extension of Date for Refiling Revision of  
 Consolidated Tape Plan**

The Securities and Exchange Commission has announced the extension from March 29, 1974 to April 22, 1974 of the date by which it requests refiling of the revised consolidated tape plan which originally was jointly filed by the New York, American, Midwest, Pacific and PBW Stock Exchanges and the NASD on March 2, 1973.<sup>1</sup> The plan was filed pursuant to Rule 17a-15 under the Securities Exchange Act of 1934 and provides for reporting of prices and volume of completed transactions with respect to securities registered on exchanges. The extension has been granted in order to afford the plan's sponsors additional time to prepare and execute signed copies of a joint plan revised in accordance with the Commission's letter of comments of March 8, 1974.

(Secs. 10(b), 15(c), 17(a), 23(a), 48 Stat. 891, 895, 897, 901, 49 Stat. 1377, 1379, 52 Stat. 1075, 1076, 78 Stat. 570, 84 Stat., 1663, (15 U.S.C. 78j(b), 78o(e), 78q, 78w))

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,  
*Secretary.*

APRIL 11, 1974.

[FR Doc.74-8841 Filed 4-16-74; 8:45 am]

[70-5488]

**COLUMBIA GAS SYSTEM, INC.**

**Proposed Issue and Sale of Debentures at  
 Competitive Bidding**

Notice is hereby given that The Columbia Gas System, Inc. ("Columbia"), 20 Montchanin Road, Wilmington, Delaware 19807, a registered holding company, has filed a declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a) and 7

<sup>1</sup> The Plan was originally published in the FEDERAL REGISTER in 38 FR 6443, Friday, March 9, 1973.



of the Act and rule 50 promulgated thereunder as applicable to the following proposed transaction. All interested persons are referred to the declaration, which is summarized below, for a complete statement of the proposed transaction.

Columbia proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, \$40,000,000 principal amount of ---- percent Debentures, Series due May 1999. The interest rate of the debentures (which shall be a multiple of  $\frac{1}{8}$  of 1 percent) and the price, exclusive of accrued interest, to be paid to Columbia (which shall be not less than 98½ percent nor more than 101½ percent of the principal amount thereof), will be determined by the competitive bidding. The debentures will be issued under an Indenture between Columbia and Morgan Guaranty Trust Company of New York, Trustee, dated as of June 1, 1961, as heretofore supplemented by various indentures and as to be further supplemented by a Twenty-Second Supplemental Indenture to be dated as of May 1, 1974.

The supplemental indenture will prohibit redemption of any of the debentures prior to May 1, 1979, directly or indirectly, with borrowed funds, or in anticipation of funds to be borrowed, having an effective annual interest cost to Columbia of less than the effective annual interest cost of the debentures to Columbia. The proposed debentures will be subject to a sinking fund providing for retirement of \$28,000,000 (70 percent) thereof prior to maturity through annual payments of \$1,400,000 commencing in 1979.

The net proceeds from the sale of the debentures will be added to the general funds of Columbia and, together with other funds then available and funds thereafter to be generated from operations, will be used by Columbia to finance, among other things, part of the 1974 capital expenditures program of Columbia's subsidiary companies, which involves expenditures of approximately \$340,000,000. The capital expenditures program involves additions and improvements to the properties of the Columbia system necessary to explore for, produce, receive, transport, store, and distribute the quantities of gas required by the system's customers. Columbia estimates that additional long-term financing of up to \$135,000,000 may be required in 1974 to complete this program. Such additional financing, to the extent necessary, will be the subject of future filings with this Commission.

It is stated that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transaction. A statement of the fees, commissions, and expenses related to the proposed transaction is to be filed by amendment.

Notice is further given that any interested person may, not later than May 3, 1974, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for

such request, and the issues of fact or law raised by said declaration 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, D.C. 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the declaration, as filed or as it may be 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 its rules as provided in rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,  
Secretary.

[FR Doc.74-8842 Filed 4-16-74;8:45 am]

[File No. 500-1]

#### EQUITY FUNDING CORPORATION OF AMERICA

##### Suspension of Trading

APRIL 11, 1974.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, warrants to purchase the stock, 9½ percent debentures due 1990, 5½ percent convertible subordinated debentures due 1991, and all other securities of Equity Funding Corporation of America being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from April 12, 1974 through April 21, 1974.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,  
Secretary.

[FR Doc.74-8839 Filed 4-16-74;8:45 am]

[812-3597]

#### GENERAL AMERICAN LIFE INSURANCE CO. AND GENERAL AMERICAN SEPARATE ACCOUNT NO. 2

##### Application for Exemption

Notice is hereby given that General American Separate Account No. 2 (the

"Separate Account") which is registered under the Investment Company Act of 1940 (the "Act") as a diversified, open-end, management investment company, and General American Life Insurance Company ("General American"), 1501 Locust Street, St. Louis, Missouri 63103, a Missouri corporation (together hereinafter called the "Applicants") have filed an application pursuant to section 6(c) of the Act for an order of the Commission exempting Applicants from the provisions of sections 22(d) and 27(a)(3) of the Act, to the extent noted below. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

The Separate Account was established by General American as a facility for the public offering of individual and group variable annuity contracts, some of which group contracts qualify for special tax treatment under relevant provisions of the Internal Revenue Code. Under Applicants' contracts, sales and administrative charges are based on the entire amount of the net purchase payment made pursuant to a contract, irrespective of whether amounts are allocated to the fixed or variable side of the contract.

Section 22(d). Section 22(d) of the Act provides, in pertinent part, that no registered investment company or principal underwriter thereof shall sell any redeemable security issued by the company to any person except at a current public offering price described in the prospectus.

On June 3, 1971, the Commission issued an order pursuant to section 6(c) of the Act (Investment Company Act Release No. 6552) granting Applicants an exemption from the provisions of section 22(d) of the Act to permit, among other things, amounts accumulated under the fixed side of a contract to be transferred to the variable side of the contract upon either the annuity commencement date or upon the termination of participation in a group contract prior to the annuity commencement date, without any sales or administrative charge.

As of May 1973, Applicants permitted contract holders to transfer amounts accumulated under the variable portion of the contract to the general account, during the accumulation period at no additional sales load but with imposition of a \$5.00 transaction charge. Applicants now request an exemption from the provisions of section 22(d) to permit transfer of amounts by an individual contract owner or a participant in a group variable annuity contract from the fixed portion of the contract to the variable portion of the contract during the accumulation period at no additional sales charge. The proposed transfer privilege will be limited to (i) one transfer in each contract year or year of coverage, of any amount from the general account to the Separate Account or (ii) one selection each year of a series of such transfers to be made in that year each of which shall not be less than \$5,000. General American reserves the right to ter-

minate the proposed transfer privilege at any time. A \$5.00 transaction charge will be imposed to defray the cost of each such transfer.

Applicants contend that since the same sales charge is deducted with respect to all values accumulated under the contracts, imposition of an additional deduction for sales and administrative expense charges, when amounts are transferred from the general account of General American to the Separate Account, would be inequitable and discriminatory and that such imposition would subject some persons to higher total deductions than others who had paid in the same amounts under the contracts.

**Section 27(a)(3).** Section 27(a)(3) of the Act makes it unlawful for any registered investment company issuing periodic payment plan certificates, or for any depositor of or underwriter for such company, to sell any such certificate if the amount of sales load deducted from any one of the first 12 monthly payments exceeds proportionately the amount deducted from any other such payment or if the amount of sales load deducted from any subsequent payment exceeds proportionately the amount deducted from any other subsequent payment.

Rule 27a-2 provides, in pertinent part, that a registered separate account shall be exempt from section 27(a)(3): *Provided*, That the amount of sales load deducted from any payment during a contract year does not exceed the proportionate amount deducted from any prior payment during the contract period.

The amount of sales load deduction from purchase payments received under Applicants' contracts during each contract year is 8 percent of the first \$5,000 of payments and 3.25 percent of the balance of such payments. Applicants state that under the proposed schedule of sales deductions it is possible that the percentage of sales load deducted from payments made in any contract year after the first year could be higher than the percentage deducted from payments made in any previous contract year. For example, if payments during the first contract year amounted to \$20,000, the sales deduction would be at the rate of 8 percent on the first \$5,000 of payments and 3.25 percent on the next \$15,000 of payments. However, payments up to \$5,000 in the second contract year would be subject to a sales load deduction at the rate of 8 percent. Applicants state that since an increase in the level of sales load might be deemed to have occurred during the term of the contract, in this circumstance, Rule 27a-2 would not be applicable and the uniformity of deduction provisions of section 27(a)(3) would be violated. Applicants request an exemption from the provisions of section 27(a)(3) of the Act to permit this proposed schedule of sales load deductions or any similar schedule under which the percentage of sales charges deducted from purchase payments received on contracts issued by the Separate Ac-

count may decrease within the contract year, providing that the percentage of sales load deducted will not exceed 9 percent.

Applicants represent that section 27(a)(3) of the Act was designed to lessen losses which might be incurred upon early termination of periodic payment plan certificates involving front-end load arrangements. Applicants further represent that their proposed sales deductions schedule does not involve a front-end load arrangement and that such a schedule cannot lead to the abuses intended to be curbed by section 27(a)(3).

Notice is further given that any interested person may, not later than April 29, 1974, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicants at the address stated above. Proof of such service (by affidavit or, in the case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application will be issued as of course following April 29, 1974, unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,  
Secretary.

[FR Doc. 74-8837 Filed 4-16-74; 8:45 am]

[812-3191]

**HARTFORD VARIABLE ANNUITY LIFE INSURANCE CO. AND HARTFORD VARIABLE ANNUITY LIFE INSURANCE CO.—SEPARATE ACCOUNT**

**Application for Exemption**

Notice is hereby given that Hartford Variable Annuity Life Insurance Company ("Insurance Company") and Hartford Variable Annuity Life Insurance Company—Separate Account ("Separate Account") (hereinafter "Applicants"), Hartford Plaza, Hartford, Connecticut 06115, have filed an application pursuant to section 6(c) of the Investment Company Act of 1940 ("Act") for an order

exempting Applicants, to the extent described below, from the provisions of section 22(d) of the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations therein, which are summarized below.

Insurance Company is a stock life insurance company organized under the laws of South Carolina. All of the outstanding voting stock of Insurance Company is owned by Hartford Life Insurance Company, International Telephone and Telegraph Corporation ("ITT"), a publicly-held company, owns 99.9 percent of the outstanding voting stock of Hartford Fire Insurance Company which, in turn, owns 99.9 percent of the outstanding voting stock of Hartford Life Insurance Company. Separate Account, an integral part of Insurance Company, has been established for the purpose of maintaining assets accruing from the sale of individual and group variable annuity contracts issued by Insurance Company. Separate Account is registered as an open-end, diversified management investment company under the Act.

Applicants request an exemption from section 22(d) to permit the owners of policies of life insurance and annuity contracts issued by Insurance Company and any beneficiary, annuity contract participant or annuitant under such contracts to invest part or all of the policy or contract proceeds payable upon surrender of such contracts or upon the death of the insured, participant or annuitant, as the case may be, in an Individual Variable Annuity Contract issued by Insurance Company without the necessity of paying sales or administrative expenses on any such investment.

Applicants seek an additional exemption from section 22(d) to permit owners of policies of life insurance and annuity contracts issued by Hartford Life Insurance Company and Hartford Life and Accident Insurance Company or by any other member company of the Hartford Insurance Group which issues such policies, as well as by ITT Life Insurance Corporation, and any beneficiary, participant or annuitant thereunder, as well as any insured under a policy of disability insurance issued by Hartford Accident and Indemnity Company or by any other member company which issues policies of disability insurance, to invest part or all of any such policy or contract proceeds payable upon the surrender of such policy or contract or upon the death or disability of the insured, participant or annuitant, as the case may be, in an Individual Variable Annuity Contract issued by Insurance Company with a deduction being made for sales and administrative expenses upon such investment as follows: In the event that the investor elects to purchase an individual flexible payment variable annuity contract, a deduction for sales and administrative expenses of 2½ percent of the amount invested will be made. In the event that the investor elects to purchase an individual single payment variable annuity contract, a deduction for sales and administrative expenses will be made in accord-

ance with the amount invested as follows:

\$2,500-\$19,999	2½ percent
\$20,000-\$49,999	2 percent
\$50,000-\$99,999	1½ percent
\$100,000 or more	1 percent

Applicants assert that a charge for sales and administrative expenses has already been paid by or on behalf of the owner of the annuity contract or an insured under a policy of insurance issued by Insurance Company or by one of the other companies named above, and it would discriminate unfairly against any such person or the beneficiary, annuity contract participant, or annuitant under any such policy or contract to require the payment of an additional charge for sales or administrative expenses to acquire a variable annuity contract offered by the same company that issued the insurance policy or annuity contract or to require the payment of more than a modest additional charge for sales and administrative expenses to acquire a variable annuity contract offered by an affiliated company of the company that issued the insurance policy or annuity contract. The reason for the additional sales charge, Applicants assert, is to compensate salesmen of Insurance Company for their sales efforts to produce the investments in the variable annuity contracts issued by Applicants and to cover additional administrative expenses incurred by Applicants in offering this investment option. Applicants state, however, that, in order to preserve the continuing relationship between Insurance Company and the owners, beneficiaries, and participants of insurance contracts issued by Insurance Company, such salesmen will not be compensated when such persons invest part or all of their contract or policy proceeds in a variable annuity contract. Applicants also state that, to a substantial extent, those salesmen who sell the variable annuity contracts will not be the salesmen who wrote the original insurance contract the proceeds from which are being applied to the variable annuity contracts. Applicants further state that, where a reduced sales charge is imposed, the salesmen will receive it for their sales effort; the administrative charge will be retained by Insurance Company to cover its expenses.

Applicants represent that the exemptions described herein are appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act. Applicants further represent that, to the extent the order sought by Applicants is inconsistent with the order of the Commission (Act Release No. 6820) previously received by Applicants, the order obtained herein will apply to monies received after issuance of such order.

Applicants agree that any order granted pursuant to this application shall not extend to any company that has ceased to be a company the majority of whose stock is owned by ITT or one of its subsidiaries.

Section 22(d) provides, in pertinent part, that no registered investment company or principal underwriter thereof shall sell any redeemable security issued by it to any person except at a current offering price described in the prospectus.

Section 6(c) of the Act provides, among other things, that the Commission, by order upon application, may conditionally or unconditionally exempt any person from any provision or provisions of the Act or of any rule or regulation thereunder, if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than May 8, 1974, a 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicants at the address stated above. Proof of such service (by affidavit, or in the case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,  
Secretary.

[FR Doc. 74-8836 Filed 4-16-74; 8:45 am]

[File No. 500-1]

#### INDUSTRIES INTERNATIONAL, INC.

##### Suspension of Trading

APRIL 11, 1974.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Industries International, Inc. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to section 15(c) (5) of the Securities Exchange Act of

1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from April 12, 1974 through April 21, 1974.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,  
Secretary.

[FR Doc. 74-8838 Filed 4-16-74; 8:45 am]

[Release No. 34-10735; File No. S7-452]

#### NATIONAL STOCK EXCHANGE

##### Notice of Plan To Regulate Floor Trading

On January 16, 1973, the Securities and Exchange Commission announced that it had adopted rule 19b-2 (17 CFR 240.19b-2)<sup>1</sup> under the Securities Exchange Act of 1934 (the "Act"). Under rule 19b-2, each national securities exchange registered with the Commission must require, by rule, that every member of such exchange have as the principal purpose of its membership the conduct of a public securities business. Subsection (a) of rule 19b-2 states that an exchange member will be deemed to have such a purpose if at least 80 percent of the value of the exchange securities transactions effected by it during the preceding six calendar months, whether as a broker or dealer, is effected for or with persons other than affiliates or is effected pursuant to certain specified types of transactions considered beneficial to the market. Transactions effected in conformity with a "plan designed to eliminate floor trading activities which are not beneficial to the market", which plan has been adopted by the exchange and declared effective by the Commission, fall within this category.

The National Stock Exchange ("NSE"), together with a number of regional stock exchanges, have been exempted from the requirements of rule 11a-1 (17 CFR 240.11a-1);<sup>2</sup> however, the NSE has filed with the Commission, and is attempting to qualify, a plan so that transactions effected by its members may be classified as "public securities business" for purposes of rule 19b-2. In adopting rule 19b-2, it was the Commission's intention that paragraph (a) (6) of that rule incorporate the standards imposed by rule 11a-1(b) (7) under the Act (17 CFR 240.11a-1(b) (7)) for qualification of an acceptable floor trading plan. The plan must therefore be declared effective by the Commission, having due regard for the maintenance of fair and orderly markets, the public interest and the protection of investors. The background of rule 11a-1 and the harmful aspects of floor trading which are intended to be eliminated by the provisions of an acceptable plan are discussed in Securities Exchange Act Releases No. 7290 and 7330 (29 FR 5168, 7380).

<sup>1</sup> Securities Exchange Act Release No. 9950 (January 16, 1973).

<sup>2</sup> Securities Exchange Act Rule 19b-2(a) (6), 17 CFR 240.19b-2(a) (6).

<sup>3</sup> Securities Exchange Act Release No. 7376 (July 24, 1964).

The provisions of the plan filed by the NSE are similar to the floor trading plans embodied in rules 110-112 (and the accompanying "supplementary materials") of both the New York Stock Exchange ("NYSE") and American Stock Exchange ("Amex"). The NYSE and Amex plans were published for comment, respectively, in Securities Exchange Act Releases No. 7290 and 7374 (29 FR 5168, 10632) and amended in Securities Exchange Act Release No. 7375 (29 FR 10632). The major point of difference between the plan of the NSE and the plans of the NYSE and the Amex lies in the minimum net capital requirements for registered traders on each exchange. The NYSE and Amex plans require, respectively, minimum net capital of \$250,000 and \$75,000 for registration as a registered trader and subsequent maintenance net capital of \$175,000 and \$52,000. The NSE plan requires initial capital for registration and subsequent maintenance capital of \$25,000 for registered traders. The plan filed by the NSE consists of the following proposed exchange rules and stated policies (designated as "Commentary") having the effect of rules:

**Rule 3-1.33—Registered Traders.** (a) No member shall initiate a transaction, while on the Floor, for an account in which he has an interest unless such member is registered as a Registered Trader with the Exchange and unless the Exchange has approved of his so acting as a Registered Trader and such registration has not been suspended or such approval has not been withdrawn.

(b) No member shall be registered as a Registered Trader unless he shall have passed a Registered Trader Examination prescribed by the Exchange.

(c) In addition to such capital as Exchange requirements may prescribe for his other activities, a Registered Trader shall have and maintain net capital of not less than \$25,000. No capital shall be withdrawn by a Registered Trader if such withdrawal would reduce the value of his account to an amount less than the net capital required.

(d) If a Registered Trader shall fail to comply with the net capital requirement specified in paragraph (c) of this rule, he shall immediately notify the Secretary of the Exchange in writing of his failure so to comply and his registration shall be subject to suspension.

**Rule 3-1.34—Restrictions on Registered Traders.** (a) Registered Traders who wish to initiate purchases or sales while on the Floor for accounts in which they have an interest shall not:

(1) Congregate in a particular stock; or  
(2) Individually or as a group, intentionally or unintentionally, dominate the market in a particular stock; or

(3) Effect such purchases or sales except in a reasonable and orderly manner; or

(4) Be conspicuous in the general market or in the market in a particular stock.

(b) No Registered Trader shall effect, while on the Floor of the Exchange, for an account in which he has an interest, "long" purchases of stock above the previous day's closing price on "plus" or "zero plus" ticks, except for "zero plus" tick purchases on the bid, based on size over, an off-Floor order; or (2)

(c) No Registered Trader shall effect, while on the Floor of the Exchange, a transaction for an account in which he has an interest and execute as broker an off-Floor order in the same stock during the same trading session.

(d) No Registered Trader shall, for an account in which he has an interest, while on the Floor of the Exchange: (1) In establishing or increasing a position, retain priority over, or have parity with or precedence in liquidating a position, have precedence based on size over an off-Floor order.

(e) Registered Traders shall meet the following stabilization tests, to be computed on a monthly basis:

(1) 75 percent measured by the tick test on the acquisition side.

(2) 75 percent measured by the tick test on the liquidation side except where the liquidating transaction is at a loss of not less than one-eighth of a point calculated on a "first in, first out" (FIFO) basis. Transactions, which are non-stabilizing, effected at such a loss, will not be counted in computing the stabilizing percentage.

(3) Under the tick test, purchases on "minus" and "zero minus" ticks and sales on "plus" and "zero plus" ticks are stabilizing.

(f) The provisions of the foregoing paragraphs of this rule and of rule 3-1.33 shall not apply to:

(1) Any transaction by a registered specialist in a security in which he is so registered; or

(2) Any transaction for the account of an odd-lot dealer in a security in which he is so registered; or

(3) Any bona fide arbitrage transaction; or

(4) Any transaction, other than a transaction for an account in which a Registered Trader has an interest, made with the prior approval of a Floor Official to permit a member to contribute to the maintenance of a fair and orderly market in a security, or any purchase or sale to reverse any such transaction; or

(5) Any transaction to offset a transaction made in error.

(g) Members may initiate transactions in bonds while on the Floor, and the provisions of rule 3-1.33 and of paragraphs (a) through (e) of this rule shall not apply to such transactions.

(h) Specialists registered in rights may, while on the Floor, initiate transactions in a security which is the subject of the rights for the purpose of acquiring or liquidating a bonafide hedge position against the rights, and the provisions of rule 3-1.33 and of paragraphs (a) through (e) of this rule shall not apply to such transactions.

(i) Each Registered Trader must report all of his daily transactions to the Exchange's Department of Member Firms on Form 42 by 10:00 A.M. on the first business day following the date of any transaction and if he has done no such trading it should be so stated.

**Commentary.** .01 When establishing or increasing or liquidating a position for accounts in which they have an interest, no more than three Registered Traders may be in the trading crowd for one stock at the same time unless an increase is approved in writing by a Floor Official whenever, in his opinion, the presence of a larger number of Registered Traders would be constructive. This limitation includes brokers who are attempting to execute orders for Registered Traders. In such cases, brokers must announce publicly that they are acting for Registered Traders.

.02 For the purposes of Rule 3-1.33 and 3-1.34, the term "on the Floor" means the Trad-

ing Floor of the Exchange; the rooms, lobbies and other premises immediately adjacent thereto made available by the Exchange for use by members generally; other rooms, lobbies and premises made available by the Exchange primarily for use by members generally; and the telephone and other facilities in any such place.

The provisions of these rules do not apply to transactions initiated by a Registered Trader for an account in which he has an interest unless such transactions are either initiated by a Registered Trader while on the Floor or unless such transactions although originated off the Floor are deemed on-Floor transactions under the provisions of these rules.

.03 An off-Floor order for an account in which a member has an interest is to be treated as an on-Floor order if it is executed by the member who initiated it.

In addition to transactions originated on the Floor by a Registered Trader for an account in which he has an interest, the following transactions are considered on-Floor trading for the purposes of rules 3-1.33 and 3-1.34 and subject to all restrictions on Registered Traders:

(1) Any transaction for an account in which a Registered Trader has any interest if such transaction is initiated off the Floor by such Trader after he has been on the Floor during the same day.

(2) Any transaction for a member firm or member corporation for an account in which it has an interest:

(a) Which results from an order entered off the Floor following a conversation relating thereto with a member on the Floor who is a partner of or stockholder in such member firm or member corporation, or an employee of such member firm or member corporation; or

(b) Which results from an order entered off the Floor following the unsolicited submission from the Floor to the office of a quotation in a stock and the size of the market by a member on the Floor who is a partner of or stockholder in such member firm or member corporation, or an employee of such member firm or member corporation; or

(c) Which results from an order entered off the Floor which is executed by a member on the Floor who is a partner of or stockholder in such member firm or member corporation and who had handled the order on a "not-held" basis; provided, however, that the following are not on-Floor orders and such restrictions shall not apply to an order

(i) To sell stock for an account in which the member firm or member corporation is directly or indirectly interested in facilitating the sale of a large block of stock, the member firm or member corporation acquired its position because the demand on the Floor was not sufficient to absorb the block at a particular price or prices; or

(ii) To purchase or sell stock for an account in which the member firm or member corporation is directly or indirectly interested if the member or his member firm or member corporation was invited to participate on the opposite side of a block transaction by another member, member firm or member corporation or a partner or stockholder therein because the market on the Floor could not readily absorb the block at a particular price or prices; or

(iii) To purchase or sell stock for an account in which the member firm or member corporation is directly or indirectly interested if the transaction is on the opposite side of a block order being executed by the member firm or member corporation for the account of its customer and the transaction is made to facilitate the execution of such order; or

<sup>1</sup> NYSE Rules 110-112, CCH NYSE Guide, Vol. 2, paragraphs 2110-2112; Amex Rules 110-112, CCH Amex Guide, Vol. 2, paragraphs 9260-9262.

(d) Which results from an order entered off the Floor which is executed by a member on the Floor who is a partner or stockholder in such member firm or member corporation and who has changed the terms of the order.

.04 Orders given out by Registered Traders to commission brokers. An on-Floor order given by a Registered Trader to commission broker, for an account in which the Registered Trader has an interest, is subject to all the rules restricting Registered Traders. When a Registered Trader gives out such an order on the Floor to another member:

- (1) To buy "long" stock,
- (2) To sell "short" stock,
- (3) To sell "long" stock, or
- (4) To buy to cover "short" position,

the order must be so marked and indicated as being for an account in which the Registered Trader has an interest, unless it is exempt under the provisions of rule 3-1.34(f), in order that the other member may know whether it may be entitled to priority, parity or precedence based on size.

.05 Pair-offs before opening.—A Registered Trader cannot acquire "long" stock by pairing off with a sell order before the opening unless all off-Floor bids at that price are filled.

.06 Priority-Parity.—Precedence Based on Size.—A Registered Trader, in establishing or increasing a position, may not retain priority over an off-Floor order and cannot have parity with or precedence based on size over such an order. A Registered Trader, in liquidating a position, may not have precedence based on size over an off-Floor order. These provisions shall not apply to a Registered Trader's off-Floor activities prior to his initial entry on the Floor during any trading session.

.07 Stops.—A Registered Trader who desires to buy "long" stock cannot acquire the stock through a "stop" unless all off-Floor bids at that price are filled.

.08 Previous purchases by Registered Traders.—When requested, specialists should give information to the best of their ability as to previous purchases by Registered Traders.

Rule 3-1.35. Suspension of Registration of Registered Trader. The Exchange may suspend the registration of any Registered Trader who is found to have violated the provisions of rule 3-1.33 or 3-1.34. Such suspension may be imposed in addition to or in lieu of any penalty which may be imposed under the bylaws or rules of the Exchange.

All interested persons are invited to submit their views and comments on the proposed plan of the NSE. Written statements of views and comments should be addressed to Secretary, Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549 on or before June 1, 1974. Reference should be made to file number S7-452. All such communications will be available for public inspection.

By the Commission.

[SEAL] GEORGE A. FITZSIMMONS,  
Secretary.

[FR Doc.74-8843 Filed 4-16-74; 8:45 am]

## SMALL BUSINESS ADMINISTRATION

[License No. 05/05-0099]

### NORTH STAR VENTURES, INC.

#### Application for a License

Notice is hereby given of the filing of an application with the Small Business

Administration (SBA) pursuant to § 107.102 of the regulations (38 FR

APRIL 12, 1974.

30836; November 7, 1973) by North Star Ventures, Inc., 2300 Northwestern Financial Center, 7900 Xerxes Avenue, S., Minneapolis, Minnesota 55431, for a license to operate as a small business investment company under the provisions of the Small Business Investment Act of 1958 (the Act), as amended (15 U.S.C. 661 et seq.).

The proposed officers, directors and sole shareholder are:

Gerald Rauenhorst, 4444 Rauenhorst Circle, Bloomington, Minnesota 55435, President, Director, and Sole Shareholder.

Robert C. Perkins, 4444 Rauenhorst Circle, Bloomington, Minnesota 55435, Vice President, Treasurer, and Director.

George X. Conner, 4444 Rauenhorst Circle, Bloomington, Minnesota 55435, Secretary and Director.

The applicant will begin operations with a capitalization of \$1,000,000 and will be a source of equity capital and long-term loan funds for qualified small business concerns. In addition to financial assistance, the applicant will provide management services to small concerns.

Matters involved in SBA's consideration of the application include the general business reputation and character of the proposed owners and management, and the probability of successful operations of the new company under their management, including adequate profitability and financial soundness, in accordance with the Act and regulations.

Notice is further given that any person may, on or before May 2, 1974, submit written comments on the proposed company to the Deputy Associate Administrator for Investment, Small Business Administration, 1441 "L" Street, N.W., Washington, D.C. 20416.

A copy of this notice shall be published in a newspaper of general circulation in Minneapolis, Minnesota.

Dated: April 9, 1974.

JAMES THOMAS PHELAN,  
Deputy Associate Administrator  
for Investment.

[FR Doc.74-8780 Filed 4-16-74; 8:45 am]

[Disaster Loan Area 1048]

## ALABAMA

### Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Alabama as a major disaster area following tornadoes beginning on or about April 3, 1974, applications for disaster relief loans will be accepted by the Small Business Administration from tornado victims in the following Counties: Cullman, Fayette, Lawrence, Limestone, Madison, Marion, Morgan, Walker, and Winston, and adjacent affected areas.

Applications may be filed at the:

Small Business Administration  
District Office

908 South 20th Street  
Birmingham, Alabama 35205

and at such temporary offices as are established. Such addresses will be announced locally. Applications will be processed under the provisions of Pub. L. 93-24.

Applications for disaster loans under this announcement must be filed not later than June 3, 1974.

Dated: April 8, 1974.

THOMAS S. KLEPPE,  
Administrator.

[FR Doc.74-8782 Filed 4-16-74; 8:45 am]

[Disaster Loan Area 1051]

## GEORGIA

### Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Georgia as a major disaster area following tornadoes beginning on or about April 3, 1974, applications for disaster relief loans will be accepted by the Small Business Administration from tornado victims in the following counties: Bartow, Dawson, Fannin, Gilmer, Gordon, Haralson, Murray, Paulding, Pickens, Rabun, and Whitfield, and adjacent affected areas.

Applications may be filed at the:

Small Business Administration  
District Office  
1401 Peachtree Street, N.E.  
Atlanta, Georgia 30309

and at such temporary offices as are established. Such addresses will be announced locally. Applications will be processed under the provisions of Pub. L. 93-24.

Applications for disaster loans under this announcement must be filed not later than June 6, 1974.

Dated: April 8, 1974.

THOMAS S. KLEPPE,  
Administrator.

[FR Doc.74-8786 Filed 4-16-74; 8:45 am]

[Disaster Loan Area 1049]

## INDIANA

### Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Indiana as a major disaster area following tornadoes beginning on or about April 3, 1974, applications for disaster relief loans will be accepted by the Small Business Administration from tornado victims in the following counties: Bartholomew, Clark, Crawford, Decatur, Franklin, Fulton, Grant, Hancock, Harrison, Henry, Jackson, Jefferson, Kosciusko, Lagrange, Noble, Ohio, Perry, Randolph, Steuben, Tippecanoe, Warren, Washington, and White, and adjacent affected areas.

Applications may be filed at the:

Small Business Administration  
District Office  
36 South Pennsylvania Street  
Indianapolis, Indiana 46204

and at such temporary offices as are established. Such addresses will be an-

nounced locally. Applications will be processed under the provisions of Pub. L. 93-24.

Applications for disaster loans under this announcement must be filed not later than June 3, 1974.

Dated: April 8, 1974.

THOMAS S. KLEPPE,  
Administrator.

[FR Doc. 74-8784 Filed 4-16-74; 8:45 am]

[Disaster Loan Area 1047]

#### KENTUCKY

##### Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Kentucky as a major disaster area following tornadoes beginning on or about April 3, 1974, applications for disaster relief loans will be accepted by the Small Business Administration from tornado victims in the following counties: Breckinridge, Clinton, Cumberland, Franklin, Hardin, Henry, Jefferson, Lincoln, Madison, Meade, Nelson, Oldham, Warren, Whitley, and adjacent affected areas.

Applications may be filed at the:

Small Business Administration  
District Office  
Federal Office Building, Room 188  
600 Federal Place  
Louisville, Kentucky 40202

and at such temporary offices as are established. Such addresses will be announced locally. Applications will be processed under the provisions of Pub. L. 93-24.

Applications for disaster loans under this announcement must be filed not later than June 3, 1974.

Dated: April 8, 1974.

THOMAS S. KLEPPE,  
Administrator.

[FR Doc. 74-8783 Filed 4-16-74; 8:45 am]

[Declaration of Disaster Loan Area 1050]

#### LOUISIANA

##### Declaration of Disaster Loan Area

Whereas, it has been reported that during the month of March 1974, because of the effects of a certain disaster, damage resulted to property located in the State of Louisiana;

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

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such area constitute a catastrophe within the purview of the Small Business Act, as amended;

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) (1) of the Small Business Act, as amended, may be received and considered by the office below indicated from persons or firms whose property situated in Natchitoches Parish, Louisiana, and adjacent affected

areas, suffered damage or destruction resulting from a tornado which occurred March 20, 1974.

Applications will be processed under the provisions of Pub. L. 93-24.

#### OFFICE

Small Business Administration, District Office  
Plaza Tower—17th Floor, 1001 Howard Avenue, New Orleans, Louisiana 70113.

2. Applications for disaster loans under the authority of this declaration will not be accepted subsequent to June 7, 1974.

Dated: April 8, 1974.

THOMAS S. KLEPPE,  
Administrator.

[FR Doc. 74-8785 Filed 4-16-74; 8:45 am]

[Disaster Loan Area 1045]

#### OHIO

##### Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Ohio as a major disaster area following tornadoes beginning on or about April 3, 1974, applications for disaster relief loans will be accepted by the Small Business Administration from tornado victims in the following counties: Adams, Butler, Greene, Hamilton, Madison, and Warren, and adjacent affected areas.

Applications may be filed at the:

Small Business Administration  
District Office  
34 North High Street  
Columbus, Ohio 43215

and at such temporary offices as are established. Such addresses will be announced locally. Applications will be processed under the provisions of Pub. L. 93-24.

Applications for disaster loans under this announcement must be filed not later than June 3, 1974.

Dated: April 8, 1974.

THOMAS S. KLEPPE,  
Administrator.

[FR Doc. 74-8781 Filed 4-16-74; 8:45 am]

[Disaster Loan Area 1046]

#### TENNESSEE

##### Notice of Disaster Relief Loan Availability

As a result of the President's declaration of the State of Tennessee as a major disaster area following tornadoes beginning on or about April 3, 1974, applications for disaster relief loans will be accepted by the Small Business Administration from tornado victims in the following Counties: Bradley, Franklin, Giles, Knox and McMinn, and adjacent affected areas.

Applications may be filed at the:

Small Business Administration  
District Office  
500 Union Street  
Nashville, Tennessee 37219

and at such temporary offices as are established. Such addresses will be announced locally. Applications will be processed under the provisions of Pub. L. 93-24.

Applications for disaster loans under this announcement must be filed not later than June 3, 1974.

Dated: April 8, 1974.

THOMAS S. KLEPPE,  
Administrator.

[FR Doc. 74-8787 Filed 4-16-74; 8:45 am]

#### TARIFF COMMISSION

[332-70]

##### CERTAIN CHAPTERS OF DRAFT CONVERSION OF TARIFF SCHEDULES OF UNITED STATES INTO FORMAT OF BRUSSELS TARIFF NOMENCLATURE

##### Public Notice of Hearings

The U.S. Tariff Commission hereby gives notice that preliminary drafts of the following chapters of the Tariff Schedules of the United States (TSUS) converted to the format of the Brussels Tariff Nomenclature (BTN):

- Chapter 1: Live animals.
- Chapter 2: Meat and edible meat offals.
- Chapter 4: Dairy produce; birds' eggs; natural honey; edible products of animal origin, not elsewhere specified or included.
- Chapter 5: Products of animal origin, not elsewhere specified or included.
- Chapter 10: Cereals.
- Chapter 11: Products of the milling industry; malt and starches; gluten; inulin.
- Chapter 12: Oil seeds and oleaginous fruit; miscellaneous grains, seeds and fruit; industrial and medical plants; straw and fodder.
- Chapter 15: Animal and vegetable fats and oils and their cleavage products; prepared edible fats; animal and vegetable waxes.
- Chapter 19: Preparations of cereals, flour or starch; pastrycooks' products.
- Chapter 23: Residues and waste from the food industries; prepared animal fodder.
- Chapter 84: Boilers, machinery and mechanical appliances; parts thereof.
- Chapter 85: Electrical machinery and equipment; parts thereof.
- Chapter 92: Musical instruments; sound recorders and reproducers; television image and sound recorders and reproducers, magnetic parts and accessories of such articles.

are being released today and that public hearings thereon will begin at 10:00 a.m. e.d.t., on May 13, 1974, at the U.S. Courthouse, Federal Building, 219 S. Dearborn St., Room 1614, Chicago, Illinois 60604. The purpose of this hearing is to obtain the comments and views of interested parties on the preliminary draft conversion.

Requests to appear at the hearings on these chapters must be filed in writing with the Secretary of the Commission not later than May 6, 1974. Parties who have properly entered an appearance by this date will be individually notified of the date on which they are scheduled to appear. Such notice will be sent as soon as possible after May 6, 1974. Any person who fails to receive such notification by May 9, 1974, should immediately communicate with the Office of the Secretary of the Commission.

In its public notice issued March 8, 1974, regarding hearings on other chapters of the draft converted schedules (39 FR 9719 of March 13, 1974) interested parties were notified regarding the rules governing the conduct of the hearings,

and the submission of written statements. The Commission's notice of March 8, 1974, applies to the hearings on the chapters being released today to the extent that it is applicable.

As each of the chapters is completed and released, copies thereof are made available for public inspection at the Offices of the Commission in Washington, D.C., and New York; at all field offices of the Department of Commerce; and at the offices of Regional and District Directors of Customs. The locations of these offices are listed in the notice of March 8, 1974.

Issued: April 12, 1974.

By order of the Commission.

[SEAL] KENNETH R. MASON,  
Secretary.

[FR Doc.74-8816 Filed 4-16-74;8:45 am]

## INTERSTATE COMMERCE COMMISSION

[EX PARTE NO. 277 (SUB-NO. 1)]

### ADEQUACY OF INTERCITY RAIL PASSENGER SERVICE

Order. At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 27th day of March 1974.

Upon further consideration of the record in this proceeding, the report and order of the Commission herein dated December 7, 1973, 344 I.C.C. 758, wherein regulations for the adequacy of intercity rail passenger service were promulgated and adopted; the energy problem, of which we take official notice; the petition of the National Railroad Passenger Corporation (Amtrak), filed November 26, 1973, seeking to reopen the proceeding to present evidence relevant to the causes of poor on-time performance, and replies thereto filed on December 14, 1973, by the Southern Railway System and the Association of American Railroads, and on December 17, 1973, by the Bureau of Enforcement, Interstate Commerce Commission; the petitions for reconsideration of the said report and order filed by the Trustees of Penn Central Transportation Company (Penn Central), on January 25, 1974, the Association of American Railroads (AAR), the Chicago, Rock Island and Pacific Railroad Company (Rock Island), and the United States Department of Transportation (DOT), filed January 28, 1974; and the Commission on the date hereof having issued its report on further consideration which report is made a part hereof:

It is ordered, That the regulation as set forth in Appendix C of the report at 344 I.C.C. 758 (806) as herein modified, supplemented and amended be, and they are hereby, adopted;

It is further ordered, That this order shall become effective April 1, 1974;

It is further ordered, That the petition filed by Amtrak to reopen this proceeding be, and it is hereby, denied;

It is further ordered, That the petitions of the Trustees of Penn Central, AAR, Rock Island, and DOT, for reconsidera-

tion be, and they are hereby, denied;

It is further ordered, That except as herein modified, supplemented, and amended, the report and order of December 7, 1973, in the above-entitled proceeding, shall remain in full force and effect; and

It is further ordered, That notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission at Washington, D.C., and by filing a copy with the Director, Office of the Federal Register.

By the Commission.

[SEAL] ROBERT L. OSWALD,  
Secretary.

#### APPENDIX

Regulation 3(e) is modified as follows:

(e) For passenger trips of 200 miles or more, sufficient revenue seats in coaches shall be made available to meet the normal demands of customers requesting reservations, and all carriers shall make provision for advance reservation of such coach-seat space by customers.

Regulation 4(c) is supplemented by the addition of the following:

(3) For the purpose of regulation 4(c)(2), supra, the "energy shortage" is an extraordinary circumstance. Therefore, until September 30, 1975, or further order of the Commission, whichever first occurs, carriers need not follow the 30-minute rule of regulation 4(c)(1). Carriers may, instead, upon filing a statement with the Commission to the effect that the extraordinary circumstance reservation option of regulation 4(c)(3) is being adopted, implement the following policy in processing reservations:

For reservations made	Reservations shall be held until <sup>1</sup>
0 to 7 days before departure -----	30 minutes before departure.
8 to 21 days before departure -----	5 days before departure.
22 to 45 days before departure -----	15 days before departure.
46+ days before departure -----	30 days before departure.

Carriers may file alternate terms and conditions to those listed above. However, for such alternate terms and conditions to be considered just and reasonable, they must comply with the standards of regulation 4(c)(2).

(4) For other extraordinary circumstances which recur periodically during the energy shortage such as holiday periods, the alternate terms and conditions shall be filed with the Commission in advance, and shall not be implemented until expressly authorized and approved by the Commission.

Regulation 5(a)(2) is modified to read:

The carrier shall impose no penalty upon a holder of a confirmed (paid) reservation who does not use and who falls to cancel a reservation, but the carrier may retain a service charge not in excess of \$5, or 5 percent of the ticket price, whichever is greater, for failure to cancel such reservation.

Regulation 5(b)(2) is modified to read:

If the customer, after requesting the car-

<sup>1</sup> If the time limit expires at a time when the ticket offices are closed, the time limit should be extended to the next business day.

rier to hold his ticket for an extended period as described in regulation 5b above, thereafter fails to cancel such reservation at least 30 minutes prior to departure, the carrier must refund the ticket price but may retain a service charge in an amount not exceeding 20 percent of the ticket price, or \$5, or the difference between the fare assessed the original customer and that which would be assessed a standby user, whichever is greater. No service charge in excess of 5 percent of the ticket price, or \$5, whichever is greater, can be imposed if the space held for the original customer is entirely resold at the price quoted the original customer, or if the carrier failed to hold the space for the customer.

[FR Doc.74-8856 Filed 4-16-74;8:45 am]

[Notice 483]

#### ASSIGNMENT OF HEARINGS

APRIL 12, 1974.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the official docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested. No amendments will be entertained after the date of this publication.

MC-9325 Sub 66, K Lines, Inc., now being assigned hearing July 8, 1974 (1 week), at Olympia, Washington in a hearing room to be later designated.

MC 136408 Sub 14, Cargo Container Carrier Corp., now assigned June 18, 1974, at Chicago, Ill., is postponed indefinitely.

MC-C-2247, Eagle Trucking Company—Investigation and Revocation of Certificates, now assigned May 13, 1974, will be held in Room 5A15-17, Federal Office Bldg., 1100 Commerce Street, Dallas, Texas.

MC-102567 Sub 165, Earl Gibbon Transport, Inc., now assigned May 15, 1974, will be held in Room 5A15-17, Federal Office Bldg., 1100 Commerce Street, Dallas, Texas.

MC-118341 Sub 2, Valley Trucking Co., Inc., now assigned May 21, 1974, will be held in Room 5A15-17, Federal Office Bldg., Commerce Street, Dallas, Texas.

MC 121142 Sub 11, J & G Express, Inc., now assigned May 8, 1974, at Memphis, Tenn., will be held in Room 396, Federal Office Bldg., 167 North Main Street.

FF-C-52 Darrell J. Sekin & Company, Inc., and Regional International Service, Inc.—Investigation of Operations, now assigned May 20, 1974, will be held in Room 5A15-17, Federal Office Bldg., 1100 Commerce Street, Dallas, Texas.

MC-C-8277, Cedar Rapids Steel Transportation, Inc.—Investigation and Revocation of Certificates—now being assigned hearing June 24, 1974 (2 days), at Omaha, Nebr., in a hearing room to be later designated.

MC-F-11916, All-American, Inc.—Purchase (Portion)—Russell Transportation, Inc., now being assigned hearing June 17, 1974 (1 week), at Omaha, Nebr., in a hearing room to be later designated.

MC 124211 Sub 233, Hilt Truck Line, Inc., now being assigned hearing June 26, 1974 (3 days), at Omaha, Nebr., in a hearing room to be later designated.

No. 35976, Commutation Fares, Hudson Transit Lines, Inc., now assigned May 6, 1974, at New York, N.Y., will be held in Room B-2231, 26 Federal Plaza.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.74-8855 Filed 4-16-74; 8:45 am]

#### FILING OF MOTOR CARRIER INTRASTATE APPLICATIONS

APRIL 12, 1974.

The following applications for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of the intrastate authority sought, pursuant to section 206(a)(6) of the Interstate Commerce Act, as amended October 15, 1962. These applications are governed by § 1.245 of the Commission's rules of practice, published in the FEDERAL REGISTER, issue of April 11, 1963, page 3533, which provides, among other things, that protests and requests for information concerning the time and place of State Commission hearings or other proceedings, any subsequent changes therein, any other related matters shall be directed to the State Commission with which the application is filed and shall not be addressed to or filed with the Interstate Commerce Commission.

Florida Docket No. 74157-CCT, filed March 11, 1974. Applicant: NATIONAL COLD TRANSPORT, INC., 1801 NW. 1st Avenue, Miami, Fla. 33136. Applicant's representative: David B. Erwin, Suite 112, 1030 E. Lafayette Street, Tallahassee, Fla. 32301. Certificate of public convenience and necessity sought to operate a freight service as follows:

NOTE.—Applicant seeks authority to extend Certificate No. 1003 so as to authorize the transportation of (1) *foodstuffs* requiring refrigeration to, from and between all points and places in Dade, Broward, and Palm Beach Counties, over irregular routes and on irregular schedules (see Notes 1 and 2); and (2) *general commodities* (excluding articles of unusual value, household goods, commodities in bulk, commodities requiring refrigeration, Class A and B explosives and heavy hauling commodities) on regular routes and schedules as follow: (a) Between Miami and Riviera Beach via U.S. Highway 1; and (b) between Miami and Florida City via U.S. Highway 1 (see Notes 2 and 3). NOTE 1: No duplicate authority is sought by this application; NOTE 2: Interstate authority is sought to the same extent as intrastate authority; and NOTE 3: Applicant seeks to serve all off-route points in Dade, Broward, and Palm Beach Counties, Fla.

HEARING: Date, time, and place not shown. Requests for procedural information should be addressed to the Florida Public Service Commission, 700 South Adams Street, Tallahassee, Fla. 32304, and should not be directed to the Interstate Commerce Commission.

Tennessee Docket No. MC 4470 (Sub-No. 12), filed March 18, 1974. Applicant: POTTER FREIGHT LINES, INC., P.O.

Box 428, Sparta, Tenn. 38583. Applicant's representative: Mr. Charles Carter Baker, Jr., and Clarence Evans, Third National Bank Building, Nashville, Tenn. 37219. Certificate of public convenience and necessity sought to operate a freight service as follows: *Transportation of general commodities*, excluding used household goods and commodities in bulk, between all points in Cumberland, Fentress, Overton, Putnam, White, and Van Buren Counties, and also between all points in said counties on the one hand, and, on the other, all points Potter Freight Lines, Inc., is now authorized to serve or may be hereafter authorized to serve. Applicant seeks co-extensive interstate authority. Applicant seeks no duplicating authority.

HEARING: June 18, 1974, at the Rice Motor Inn., Cookeville, Tenn., at 9:30 A.M. Requests for Procedural information should be addressed to the Tennessee Public Service Commission, C1-102 Cordell Hull Building, Nashville, Tenn., 37219, and should not be directed to the Interstate Commerce Commission.

Texas Docket No. 3220, filed March 25, 1974. Applicant: SOUTHWESTERN MOTOR TRANSPORT, INC., P.O. Box 9186, San Antonio, Tex. 78204. Applicant's representative: Ewell H. Muse, Jr., 415 Perry Brooks Building, Austin, Tex. 78701. Certificate of public convenience and necessity sought to operate a freight service as follows: *Transportation of general commodities*, over the following alternate routes for operating convenience only: (1) Between San Antonio, Tex., and Laredo, Tex., as follows: From San Antonio, Tex., to Laredo, Tex., over Interstate Highway 35 and return over the same route, serving only intermediate points to which service is presently authorized and coordinating such service with that rendered under existing authority; (2) Between San Antonio, Tex., and Corpus Christi, Tex., as follows: From San Antonio, Tex., to Corpus Christi, Tex., over Interstate Highway 37 and return over the same route, serving only intermediate points to which service is presently authorized and coordinating such service with that rendered under existing authority; (3) Between San Antonio, Tex., and Boerne, Tex., as follows: From San Antonio, Tex., to Boerne, Tex., over Interstate Highway 10 and return over the same route, serving only intermediate points to which service is presently authorized and coordinating such service with that rendered under existing authority; and (4) Between San Antonio, Tex., and Austin, Tex., as follows: From San Antonio, Tex., to Austin, Tex., over Interstate Highway 35 and return over the same route, serving only intermediate points to which service is presently authorized and coordinating such service with that rendered under existing authority.

RESTRICTION: Neither the whole nor any portion of such additional operating rights may be transferred apart from corresponding existing authority contained in Common Carrier Certificate No. 3220. Intrastate, interstate and foreign commerce authority sought.

HEARING: On or before May 17, 1974, in the E. O. Thompson State Office Building, Austin, Tex. Requests for procedural information should be addressed to the Texas Railroad Commission, Drawer 12967, Capitol Station, Austin, Tex. 78711, and should not be directed to the Interstate Commerce Commission.

By the Commission.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.74-8858 Filed 4-16-74; 8:45 am]

[Ex Parte No. 295 (Sub-No. 1)]

#### RECYCLABLE MATERIALS

#### Increased Freight Rates and Charges, 1973

APRIL 10, 1974.

Order. At a general session of the Interstate Commerce Commission, held at its office in Washington, D.C., on the 10th day of April 1974.

It appearing, that by order dated February 20, 1974, an investigation was instituted into and concerning the revenue needs of the railroads of the United States, and that said order directed that the record in Ex Parte No. 295, "Increased Freight Rates and Charges, 1973," 344 I.C.C. 589, be made a part of the record in this proceeding;

It further appearing, that on March 6, 1974, substantially all of the Nation's railroads and certain other carriers having joint rates with such railroads, pursuant to authority of section 6 of the Interstate Commerce Act, the Commission's order of February 20, 1974, and Special Permission Orders Nos. 74-2500 and 73-4700, as amended, filed schedules of increased rates and charges on commodities being transported for purposes of recycling, namely, Supplement 17 to Tariff of Increased Rates and Charges, X-295-A, said tariff schedules having been filed subject to possible suspension and bearing an effective date of April 11, 1974;

It further appearing, that, as stated in the order dated February 20, 1974, it is contemplated that the detailed environmental impact statement procedures prescribed in section 102(2)(C) of the National Environmental Policy Act of 1969 will be followed;

And it further appearing, that upon consideration of the schedules and the evidence and arguments of the parties as set forth in verified statements, replies and protests, there is reason to believe that the schedules should be suspended so as to permit the orderly evaluation of the environmental effects, if any, the proposed schedules, if allowed to become effective, would have on the human environment, and good cause appearing therefor:

It is ordered, That the operation of the following schedules be, and it is hereby, suspended, and that the use thereof in interstate and foreign commerce be deferred to and including November 10, 1974, unless otherwise ordered by this Commission:



Tariff of increased rates and charges, X-295-A, issued jointly by Western Trunk Line Committee, Agent, its I.C.C. No. A-4891, and other designated agents:

In Supplements 17 and 18, on pages 2 thereof, the matter subject to the increase symbol;

In Supplement 19, on page 2, the matter reissued from Supplement 18;

*It is further ordered.* That, in order to afford the parties an opportunity to study the draft environmental impact statement which will be issued shortly, the hearing in this matter scheduled for April 23, 1974, be, and it is hereby postponed and shall commence at 9:30 a.m. on April 29, 1974, at the offices of the Interstate Commerce Commission, Washington, D.C., for the purpose of cross-examination of witnesses submitting verified statements and to afford an opportunity to submit such other pertinent evidence as the Administrative Law Judge deems necessary to complete the record. Persons desiring to participate shall, not later than April 22, 1974, specify which witnesses they intend to cross-examine by notice, sent via first class mail, to the Commission and the respondents or other affiant as the case may be.

*It is further ordered.* That the investigation heretofore instituted by order of February 20, 1974, be, and it is hereby continued for the purpose of investigating the lawfulness of all the rates, charges, and regulations contained in the suspended schedules with a view to making such findings and orders in the premises as the facts and circumstances shall warrant;

*And it is further ordered.* That a copy of this order be filed with the schedules, and that notice be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.74-8854 Filed 4-16-74; 8:45 am]

[Notice 7]

#### MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

APRIL 12, 1974.

The following letter-notices of proposals (except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application), to operate over deviation routes for operating convenience only have been filed with the Interstate Commerce Commission under the Commission's Revised Deviation Rules—Motor Carriers of Passengers, 1969 (49 CFR 1042.2(c)(9)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 1042.2(c)(9)).

Protests against the use of any proposed deviation route herein described

may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 1042.2(c)(9)) at any time, but will not operate to stay commencement of the proposed operations unless filed on or before May 17, 1974.

Successively filed letter-notices of the same carrier under the Commission's Revised Deviation Rules—Motor Carriers of Property, 1969, will be numbered consecutively for convenience in identification and protests, if any, should refer to such letter-notices by number.

#### MOTOR CARRIERS OF PASSENGERS

No. MC-1515 (Deviation No. 674) (Cancels Deviation No. 613), GREYHOUND LINES, INC. (Eastern Division), 1400 W. Third Street, Cleveland, Ohio 44101, filed February 27, 1974. Applicant proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, and *express and newspapers* in the same vehicle with passengers, over a deviation route as follows: From Fayetteville, N.C., over Interstate Highway 95 to junction Interstate Highway 26, thence over Interstate Highway 26 to junction U.S. Highway 15, south of Santee, S.C., with the following access routes: (a) From Florence, S.C., over U.S. Highway 52 to junction Interstate Highway 95, (b) from Florence, S.C., over U.S. Highway 378 to junction Interstate Highway 95, (c) From Sumter, S.C., over U.S. Highway 37 to junction Interstate Highway 95, (d) From Sumter, S.C., over U.S. Highway 521 to junction Interstate Highway 95, (e) From Manning, S.C., over U.S. Highway 521 to junction Interstate Highway 95, (f) From Manning, S.C., over U.S. Highway 301 to junction Interstate Highway 95, and (g) From Summerton, S.C., over access highway to junction Interstate Highway 95, and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property over a pertinent service route as follows: From Fayetteville, N.C., over U.S. Highway 401 to junction U.S. Highway 15, thence over U.S. Highway 15 to junction U.S. Highway 52 at Society Hill, S.C., thence over U.S. Highway 52 to junction U.S. Highway 76 at Florence, S.C., thence over U.S. Highway 76 to Sumter, S.C., thence over U.S. Highway 521 to junction U.S. Highway 301 at Manning, S.C., thence over U.S. Highway 301 to junction U.S. Highway 15 at Summerton, S.C., thence over U.S. Highway 15 to junction Interstate Highway 26 south of Santee, S.C., and return over the same route.

No. MC-84728 (Deviation No. 9), SAFEWAY TRAILS, INC., 1200 Eye Street NW., Washington, D.C. 20005, filed March 27, 1974. Carrier's representative: Lawrence E. Lindeman, Suite 1032 Pennsylvania Building, Pennsylvania Ave. and 13th Street NW., Washington, D.C. 20004. Carrier proposes to operate as a *common carrier*, by motor vehicle of *passengers and their baggage*, and *express and newspapers* in the same vehicle with passen-

gers, over a deviation route as follows: From Baltimore, Md., over Interstate Highway 95 to junction Maryland Highway 24, thence over Maryland Highway 24 to junction U.S. Highway 1, and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property over a pertinent service route as follows: From Baltimore, Md., over U.S. Highway 1 to junction Maryland Highway 24 and return over the same route.

No. MC-1515 (Deviation No. 675), GREYHOUND LINES, INC. (Western Division), 371 Market Street, San Francisco, California 94106, filed March 27, 1974. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, and *express and newspapers* in the same vehicle with passengers, over a deviation route as follows: From San Jose, Calif., over Interstate Highway 280 to Edgemar Junction (Daly City, Calif.) and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers and the same property over a pertinent service route as follows: From San Jose, Calif., over California Highway 82 to Daly City, Calif., and return over the same route.

By the Commission.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc.74-8857 Filed 4-16-74; 8:45 am]

[Notice 14]

#### MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

APRIL 12, 1974.

The following letter-notices of proposals (except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application), to operate over deviation routes for operating convenience only have been filed with the Interstate Commerce Commission under the Commission's Revised Deviation Rules—Motor Carriers of Property, 1969 (49 CFR 1042.4(c)(11)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 1042.4(c)(11)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 1042.4(c)(12)) at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's Revised Deviation Rules—Motor Carriers of Property, 1969, will be numbered consecutively for convenience in identification and protests, if any, should refer to such letter-notices by number.

## MOTOR CARRIERS OF PROPERTY

No. MC-11220 (Deviation No. 23), GORDONS TRANSPORTS, INC., 185 W. McLemore Avenue, Memphis, Tennessee 38101, filed April 3, 1974. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Birmingham, Ala., over Interstate Highways 20 and 59 to Meridian, Miss., thence over Interstate Highway 20 to Dallas, Tex., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Birmingham, Ala., over U.S. Highway 31 to Decatur, Ala., thence over Alternate U.S. Highway 72 to junction U.S. Highway 72, thence over U.S. Highway 72 to Memphis, Tenn., thence over U.S. Highway 70 to Little Rock, Ark., thence over Interstate Highway 30 to junction U.S. Highway 70 near Benton, Ark., thence over U.S. Highway 70 to Durant, Okla., thence over U.S. Highway 75 to Dallas, Tex., and return over the same route.

No. MC-30319 (Sub-No. 65) (Deviation No. 5), SOUTHERN PACIFIC TRANSPORT COMPANY OF TEXAS AND LOUISIANA, 1517 West Front Street, Tyler, Texas 75701, filed March 28, 1974. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From San Antonio, Tex., over U.S. Highway 281 to Alice, Tex., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From San Antonio, Tex., over U.S. Highway 181 to Skidmore, Tex., thence over Texas Highway 359 to Alice, Tex., and return over the same route.

No. MC-30319 (Sub-No. 65) (Deviation No. 6), SOUTHERN PACIFIC TRANSPORT COMPANY OF TEXAS AND LOUISIANA, 1517 West Front Street, Tyler, Texas 75701, filed March 28, 1974. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From San Antonio, Tex., over U.S. Highway 281 to junction Texas Highway 9, thence over Texas Highway 9 to junction Interstate Highway 37, thence over Interstate Highway 37 to Corpus Christi, Tex., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From San Antonio, Tex., over U.S. Highway 181 to Corpus Christi, Tex., and return over the same route.

No. MC-42487 (Deviation No. 103), CONSOLIDATED FREIGHTWAYS CORPORATION OF DELAWARE, P.O. Box 5138, Chicago, Illinois 60680, filed April 1, 1974. Carrier proposes to operate as a *common carrier*, by motor vehicle, of

*general commodities*, with certain exceptions, over a deviation route as follows: From Buffalo, N.Y., over Interstate Highway 190 to junction Interstate Highway 90, thence over Interstate Highway 90 to junction New York Highway 14 (at Interchange 42), thence over New York Highway 14 to Elmira, N.Y., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Buffalo, N.Y., over New York Highway 16 to Olean, N.Y., thence over New York Highway 17 to Big Flats, N.Y., thence over New York Highway 17E (now identified as New York Highway 352) to Elmira, N.Y., and return over the same route.

No. MC-75320 (Deviation No. 49), CAMPBELL "66" EXPRESS, INC., P.O. Box 807, Springfield, Missouri 65801, filed March 25, 1974. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Little Rock, Ark., over U.S. Highway 167 to junction Interstate Highway 20 at or near Ruston, La., thence over Interstate Highway 20 (using U.S. Highway 80 where portions of Interstate 20 are incomplete) to Jackson, Miss., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Little Rock, Ark., over U.S. Highway 65 to junction U.S. Highway 82 at or near Lake Village, Ark., thence over U.S. Highway 82 to junction U.S. Highway 51 at or near Winona, Miss., thence over U.S. Highway 51 to Jackson, Miss., and return over the same route.

No. MC-75320 (Deviation No. 50), CAMPBELL "66" EXPRESS, INC., P.O. Box 807, Springfield, Missouri 65801, filed March 29, 1974. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Little Rock, Ark., over U.S. Highway 167 to Ruston, La., thence over Interstate Highway 20 to Monroe, La., thence over U.S. Highway 165 to Alexandria, La., thence over U.S. Highway 71 to junction U.S. Highway 190, thence over U.S. Highway 190 to Baton Rouge, La., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Little Rock, Ark., over U.S. Highway 65 to junction U.S. Highway 82 at or near Lake Village, Ark., thence over U.S. Highway 82 to junction U.S. Highway 51 at or near Winona, Miss., thence over U.S. Highway 51 to McComb, Miss., thence over Mississippi Highway 24 to Liberty, Miss., thence over Mississippi Highway 48 to Beechwood, Miss., thence over Mississippi Highway 569 to the Mississippi-Louisiana State line, thence over Lou-

isiana Highway 67 to Baton Rouge, La., and return over the same route.

No. MC-75320 (Deviation No. 51), CAMPBELL "66" EXPRESS, INC., P.O. Box 807, Springfield, Missouri 65801, filed April 1, 1974. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Memphis, Tenn., over U.S. Highway 72 to junction Alternate U.S. Highway 72, thence over Alternate U.S. Highway 72 to Decatur, Ala., thence over U.S. Highway 31 to junction Alabama Highway 67, thence over Alabama Highway 67 to junction Interstate Highway 65, thence over Interstate Highway 65 to junction U.S. Highway 278, thence over U.S. Highway 278 to Atlanta, Ga., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Memphis, Tenn., over U.S. Highway 78 to Tupelo, Miss., thence over U.S. Highway 45 to junction U.S. Highway 45W, thence over U.S. Highway 45W to junction U.S. Highway 82 near Mayhew, Miss., thence over Highway 82 to Tuscaloosa, Ala., thence over U.S. Highway 11 to Birmingham, Ala., thence over U.S. Highway 78 to Atlanta, Ga., and return over the same route.

No. MC-89723 (Deviation No. 29), MISSOURI PACIFIC TRUCK LINES, INC., 210 North 13th Street, St. Louis, Missouri 63103, filed March 27, 1974. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Camden, Ark., over U.S. Highway 79 to junction U.S. Highway 167, thence over U.S. Highway 167 to junction Arkansas Highway 367, thence over Arkansas Highway 367 to Little Rock, Ark., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Camden, Ark., over Arkansas Highway 24 to junction Arkansas Highway 53, thence over Arkansas Highway 53 to junction U.S. Highway 67 at Gurdon, Ark., thence over U.S. Highway 67 to Little Rock, Ark., and return over the same route. Service performed pursuant to this authority is limited to that which is auxiliary to, or supplemental of, the rail service of the Missouri Pacific Railroad Company, and applicant herein is not authorized to serve any point not a station on the rail lines of the said railroad.

No. MC-89723 (Deviation No. 30), MISSOURI PACIFIC TRUCK LINES, INC., 210 North 13th Street, St. Louis, Missouri 63103, filed March 27, 1974. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From El Dorado, Ark., over U.S. Highway 82 to Texarkana, Ark., and return

over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From El Dorado, Ark., over Arkansas Highway 7 to Camden, Ark., thence over Arkansas Highways 4 and 24 to Chidester, Ark., thence over Arkansas Highway 24 to junction Arkansas Highway 53, thence over Arkansas Highway 53 to Gurdon, Ark., thence over U.S. Highway 67 to Texarkana, Ark., and return over the same route. Service performed pursuant to this authority is limited to that which is auxiliary to, or supplemental of, the rail service of the Missouri Pacific Railroad Company, and applicant herein is not authorized to serve any point not a station on the rail lines of the said railroad.

By the Commission.

[SEAL] ROBERT L. OSWALD,  
Secretary.  
[FR Doc. 74-8859 Filed 4-16-74; 8:45 am]

[Notice 31]

#### MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

APRIL 12, 1974.

The following publications (except as otherwise specifically noted, each applicant (on applications filed after March 27, 1972) states that there will be no significant effect on the quality of the human environment resulting from approval of its application), are governed by the new § 1100.247 of the Commission's rules of practice, published in the FEDERAL REGISTER, issue of December 3, 1963, which became effective January 1, 1964.

#### SPECIAL NOTICE

The publications hereinafter set forth reflect the scope of the applications as filed by applicant, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable by the Commission.

#### MOTOR CARRIERS OF PROPERTY

No. MC 59396 (Sub-No. 23) (REPUBLICATION), filed September 6, 1973, and published in the FEDERAL REGISTER issue of November 8, 1973, and republished this issue. Applicant: BUILDERS EXPRESS, INC., Limecrest Road, Lafayette, N.J. 07848. Applicant's representative: Bert Collins, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. An Order of the Commission, Operating Rights Board, dated March 20, 1974, and served April 2, 1974, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a *common carrier* by motor vehicle, over irregular routes, of *limestone* from Perth

Amboy, N.J., to points in Kentucky, Virginia, and West Virginia; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 115162 (Sub-No. 278) (REPUBLICATION), filed August 6, 1973, and published in the FEDERAL REGISTER issue of September 27, 1973, and republished this issue. Applicant: POOLE TRUCK LINE, INC., P.O. Drawer 500, Evergreen, Ala. 36401. Applicant's representative: Robert E. Tate (same address as applicant). An Order of the Commission, Operating Rights Board, dated March 20, 1974, and served April 2, 1974, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a *common carrier* by motor vehicle, over irregular routes, of *pipe, couplings, connections, valves, and materials and supplies* used in the installation of pipe, couplings, connections, and valves, from the plantsites of Clow Corporation at or near Bensenville, Ill., and Coshocton, Ohio, to points in Iowa, Kansas, Missouri, and Wisconsin, restricted to the transportation of traffic originating at the above-designated plantsites of the Clow Corporation; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, during which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 133655 (Sub-No. 58) (REPUBLICATION), filed June 16, 1972, and published in the FEDERAL REGISTER issue of July 27, 1972, and republished this issue. Applicant: TRANS-NATIONAL TRUCK, INC., P.O. Box 4168, Amarillo, Tex. 79105. Applicant's representative:

Charles Singer, Suite 1000, 327 South La Salle, Chicago, Ill. 60604. A Decision and Order of the Commission, Review Board Number 1, dated March 27, 1974, and served April 3, 1974, finds that the present and future public convenience and necessity require operation by applicant, in interstate or foreign commerce, as a *common carrier* by motor vehicle, over irregular routes, of (1) *nonferrous scrap metals* from points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, to the plant and warehouse sites of Diversified Metals Corporation at Hometown, Pa.; (2) *nonferrous metal articles and nonferrous scrap metals* from the plant and warehouse sites of Diversified Metals Corporation at Hometown, Pa., to points in the origin States in (1) above and to points in Nebraska; (3) *nonferrous scrap metals* from points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois (except points on and south of U.S. Highway 24), Indiana (except points on and south of U.S. Highway 40), Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, to the plant and warehouse sites of Diversified Metals Corporation at Hazelwood, Mo.; and (4) *nonferrous metal articles and nonferrous scrap metals* from the plant and warehouse sites of Diversified Metals Corporation at Hazelwood, Mo., to points in the origin States in (3) above and to points in Nebraska, restricted in (1), (2), (3), and (4) above to the transportation of traffic originating at the named origins and destined to the named destinations; that applicant is fit, willing, and able properly to perform such service and to conform to the requirements of the Interstate Commerce Act and the Commission's rules and regulations thereunder. The purpose of this publication is to show that the grant of authority made herein constitutes a grant different in scope from that described in the notice of the application as previously published. Because it is possible that other parties who have relied upon the notice of the application as published, may have an interest in and would be prejudiced by the lack of proper notice of the authority described above, issuance of a certificate in this proceeding will be withheld for a period of 30 days from the date of this publication of the authority actually granted, dur-

ing which period any proper party in interest may file an appropriate petition for intervention or other relief in this proceeding setting forth in detail the precise manner in which it has been so prejudiced.

No. MC 61420 (notice of filing of petition for modification, clarification and amendment of certificate) filed April 3, 1974. Petitioner: AIRFREIGHT TRANSPORTATION CORPORATION OF NEW JERSEY, 333 North Henry Street, Brooklyn, N.Y. 11222. Petitioner's representative: George A. Olsen, 69 Tonnelle Avenue, Jersey City, N.J. 07306. Petitioner holds a motor common carrier certificate in No. MC 61420 issued March 29, 1955, authorizing transportation, over irregular routes, of general commodities (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), between New York, N.Y., on the one hand, and, on the other, points in Bergen, Essex, Hudson, Hunterdon, Mercer, Middlesex, Monmouth, Morris, Passaic, Somerset, Sussex, Union, and Warren Counties, N.J. By the instant petition, petitioner seeks to either (a) amend its territorial description in its certificate to read: "Between the New York, N.Y., commercial zone as defined in Commercial Zones and Terminal Areas, 53 M.C.C. 451, within which local operations may be conducted pursuant to the partial exemption of section 203(b)(8) of the Interstate Commerce Act (the "exempt zone") and those points in New Jersey within 5 miles of New York, N.Y., and all of any municipality in New Jersey any part of which is within 5 miles of New York, N.Y., on the one hand, and, on the other, points in Bergen, Essex, Hudson, Hunterdon, Mercer, Middlesex, Monmouth, Morris, Passaic, Somerset, Sussex, Union, and Warren Counties, N.J."; or in the alternative, (b) that the Commission issue an appropriate order that the petitioner be empowered and permitted to designate as its terminal area, all points within which local operations may be conducted in the New York, N.Y., commercial zone as established by the Commission. Any interested person or persons desiring to participate may file an original and six copies of his written representations, views or arguments in support of or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

No. MC 136397 (Sub-No. 2) (notice of filing of petition to add an additional destination point and contracting shipper), filed March 29, 1974. Petitioner: LLOYD G. APMAN AND JOHN M. APMAN, a partnership, doing business as DELWIN TRANSFER CO., 1991 N. 7th Street, North St. Paul, Minn. 55109. Petitioner's representative: Howard D. Clausen (same address as petitioner). Petitioner holds a motor contract carrier permit in No. MC 136397 (Sub-No. 2) issued April 9, 1973, authorizing transportation, over irregular routes, of dry tankage and dried blood, from

Whitehall, Wis., to Minneapolis, Minn., under a continuing contract or contracts with Commodity Trading Company. By the instant petition, petitioner seeks to (1) add New Brighton, Minn., as an additional destination point; and (2) add Wellens & Co., Inc., as an additional contracting shipper. Any interested person or persons desiring to participate may file an original and six copies of his written representations, views or arguments in support of or against the petition within 30 days from the date of publication in the Federal Register.

#### APPLICATIONS UNDER SECTIONS 5(a) AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's Special Rules governing notice of filing of applications by motor carriers of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto. (49 CFR 1.240).

#### MOTOR CARRIERS OF PROPERTY

No. MC-F-11901. (Supplementa) (ALL AMERICAN, INC.—PURCHASE (PORTION)—HANSON TRANSFER, INC.), published in the June 13, 1973, issue of the Federal Register on page 15571. This supplemental notice reflects the authority authorized to be assigned by All-American, Inc., in the order of the Commission, Review Board 5, dated March 19, 1974, and served April 3, 1974. It is as follows:

#### REGULAR ROUTES

(1) *General commodities*, except sugar, commodities of unusual value, Classes A and B explosives, household goods, as defined by the Commission, commodities in bulk, and those requiring special equipment.

Between junction U.S. Highway 2 and North Dakota Highway 18 and Grand Forks, N. Dak., serving all intermediate points and the off-route points of Arvilla and Emerado, N. Dak., over U.S. Highway 2.

Restriction: Service over the above route is subject to the restriction that no traffic shall be transported between Grand Forks, N. Dak., on the one hand, and, on the other, Fargo, West Fargo, Southwest Fargo, Union Stockyards, N. Dak., and Moorhead, Minn.

(2) *General commodities*, except those of unusual value Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment.

Between Grand Forks, N. Dak., and Fargo, N. Dak., serving no intermediate points from Grand Forks over U.S. Highway 81 to Fargo.

No. MC-F-12183. Authority sought for merger by REFRIGERATED TRANSPORT CO., INC., P.O. Box 308, Forest Park, Ga. 30050, of the operating rights and property of REFRIGERATED TRANSPORT, INC. also of Forest Park, Ga. 30050, and for acquisition by LAMAR BEAUCHAMP, P.O. Box 1699, Winter Haven, FL 33880, RICHARD BEAUCHAMP, and D. F. MAULDEN, both of

Forest Park, Ga. 30050, of control of such rights and property through the transaction. Applicants' attorney: Alan E. Serby, P.O. Box 872, Atlanta, Ga. 30301. Operating rights sought to be merged: *Tobacco* (except leaf, chopped leaf, redried leaf, stemmed leaf, and stems of tobacco), leaf, redried leaf, stemmed leaf, and stems of tobacco, when transported in the same vehicle and at the same time with commodities subject to economic regulations, *tobacco products* and *articles* used in the production, processing, manufacture, sale, and distribution of tobacco products, as a contract carrier over irregular routes, between the facilities of Lorillard, a division of Loew's Theatres, Inc., in Danville, Va., Greensboro, N.C., and Lexington and Louisville, Ky., on the one hand, and, on the other, points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New Hampshire, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia; (1) *tobacco* (except leaf, chopped leaf, redried leaf, stemmed leaf, and stems of tobacco), (2) *leaf, redried leaf, stemmed leaf, and stems of tobacco*, when transported in the same vehicle and at the same time with commodities subject to economic regulation, (3) *tobacco products*, and (4) *articles* used in the production, processing, manufacture, sale, and distribution of tobacco and tobacco products, between the facilities of Lorillard's (Division of Loew's Theatres, Inc.) at Danville, Va., Lexington and Louisville, Ky., and Greensboro, N.C., on the one hand, and, on the other points in Arizona, Arkansas, California, Colorado, Idaho, Iowa, Kansas, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, and Wyoming, with restrictions. REFRIGERATED TRANSPORT CO., INC., is authorized to operate as a *common carrier* in Mississippi, North Carolina, South Carolina, Georgia, Florida, Tennessee, Alabama, Louisiana, Arkansas, Nebraska, Illinois, Indiana, Iowa, Minnesota, Missouri, Oklahoma, Texas, Wisconsin, Kentucky, Michigan, Ohio, Kansas, Virginia, West Virginia, Nevada, Utah, Pennsylvania, Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Rhode Island, Vermont, Wyoming, South Dakota, North Dakota, Colorado, New Mexico, and the District of Columbia. Application has not been filed for temporary authority under section 210a(b).

NOTE.—Pursuant to order dated March 27, 1972, in No. MC-F-11214, transferee acquired control of transferor.

No. MC-F-12185. Authority sought for control by McLEAN TRUCKING COMPANY, P.O. Box 213, Winston-Salem, NC 27102, of SOUTH TEXAS MOTOR LINES, INC., a non-carrier, P.O. Box 18427, Houston, TX 77023, and for purchase of a portion of the operating rights of SOUTH TEXAS MOTOR LINES,

INC., now under lease in Docket No. MC-105293 (Sub-No. 3), to GULF COAST EXPRESS, INC., P.O. Box 18427, Houston, TX 77023. The rights involved are under a certificate of registration in the above-mentioned docket number, covering the transportation of general commodities, as a common carrier, in interstate commerce, within the State of Texas. McCLEAN TRUCKING COMPANY, is authorized to operate as a common carrier in Virginia, Massachusetts, Delaware, Maryland, Georgia, Missouri, North Carolina, South Carolina, New York, Illinois, Tennessee, Iowa, Indiana, Ohio, Texas, Maine, Michigan, Mississippi, New Jersey, New Hampshire, Rhode Island, Vermont, Wisconsin, Kentucky, West Virginia, Pennsylvania, Minnesota, Kansas, Connecticut, Louisiana, Florida, Arkansas, Alabama, and the District of Columbia. Application has been filed for temporary authority under section 210a(b).

NOTE.—MC-31389 (Sub-No. 179), is a matter directly related.

No. MC-F-12186. Authority sought for purchase by ROADWAY EXPRESS, INC., 1077 Gorge Blvd., Akron, OH 44309, of a portion of the operating rights of GULF COAST EXPRESS, INC., P.O. Box 18427, Houston, TX 77023, and for acquisition by GALEN J. ROUSH, also of Akron, OH 44309, of control of such rights through the purchase. Applicants' attorney and representative: William O. Turney, 2001 Massachusetts Ave., NW., Washington, DC 20036, and Douglas W. Faris, 1077 Gorge Blvd., Akron, OH 44309. Operating rights sought to be transferred: *General commodities*, excepting among others, dangerous explosives, household goods, and commodities in bulk, as a common carrier over regular routes, between Houston, Tex., and Galveston, Tex. Vendee is authorized to operate as a common carrier in Ohio, Texas, Oklahoma, Connecticut, Michigan, Missouri, Indiana, Massachusetts, Pennsylvania, Kansas, Illinois, Kentucky, Rhode Island, Alabama, Georgia, North Carolina, Tennessee, South Carolina, New Jersey, New York, Virginia, Delaware, Maryland, West Virginia, Wisconsin, and the District of Columbia. Application has been filed for temporary authority under section 210a(b).

No. MC-F-12188. Authority sought for control and merger J. B. MONTGOMERY, INC., 5150 Brighton Blvd., Denver, CO 80216, of the operating rights and property of M. G. L. FREIGHT COMPANY, 5151 York St., Denver, CO 80216, and for acquisition by J. B. MONTGOMERY, INC., (a Del. Corp.), also of Denver, CO 80216, of control of such rights and property through the transaction. Applicants' attorney: Charles W. Singer, 2440 E. Commercial Blvd., Ft. Lauderdale, FL 33308. Operating rights sought to be controlled and merged: *General commodities*, excepting among others, classes A and B explosives, household goods, and commodities in bulk, as a common carrier over irregular routes, between Kansas City and North Kansas

City, Mo., and Kansas City, Kans., and points within 10 miles of the points named. J. B. MONTGOMERY, INC., is authorized to operate as a common carrier in Illinois, Iowa, Nebraska, Kansas, Colorado, Ohio, Minnesota, Wisconsin, Missouri, Michigan, Indiana, Kentucky, Arizona, California, Nevada, Utah, Idaho, Washington, New Mexico, Oklahoma, Connecticut, Delaware, Maryland, Massachusetts, New Jersey, New York, Pennsylvania, New Hampshire, Rhode Island, Vermont, Maine, Virginia, South Dakota, West Virginia, and the District of Columbia. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-12189. Authority sought for purchase by I-5 FREIGHTLINE, INC., P.O. Box 10666, Portland, OR 97210, of a portion of the operating rights and property of PARADIS TRANSFER AND STORAGE CO., INC., 922 Whitman, Medford, OR 97501, and for acquisition by C. E. SMITH, 7911 S.E. Flavel, Portland, OR 97206; GEORGE E. PALMITER, 14204 S.E. Taylor Ct., Portland, OR 97233; C. A. TOLLEFSON, 18644 S.W. Kristi Way, Lake Oswego, OR 97034; DELBERT R. THOMAS, 13635 S.E. Salmon, Portland, OR 97233; and JOHN G. McLAUGHLIN, P.O. Box 25003, Portland, OR 97225, of control of such rights and property through the purchase. Applicants' attorney: Michael D. Crew, 620 Blue Cross Bldg., Portland, OR 97201. Operating rights sought to be transferred: *General commodities*, with the usual exceptions, as a common carrier over regular routes, between Medford and Ashland, Oreg., serving all intermediate points and specified off-route points. Vendee is authorized to operate as a common carrier under temporary authority in Oregon. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-12190. Authority sought for purchase by NATIONAL FREIGHT, INC., 57 W. Park Ave., Vineland, NJ 08360, of the operating rights and property of NORTHEASTERN TRUCKING COMPANY, P.O. Box 26276, Charlotte, NC 28213, and for acquisition by BERNARD A. BROWN, also of Vineland, NJ 08360, of control of such rights and property through the purchase. Applicants' attorneys: David G. Macdonald, Suite 502, Solar Bldg., 1000 16th St. NW., Washington, DC 20036, and Edward G. Villalon, Suite 1032, Pennsylvania Bldg., Pa. Avenue & 13th St. NW., Washington, DC 20004. Operating rights sought to be transferred: *General commodities*, with the usual exceptions, as a common carrier over regular routes, between Spartanburg, S.C., and Darlington, S.C., serving various intermediate and off-route points, between the North Carolina-South Carolina State line on U.S. Highway 521 and Lancaster, S.C., serving no intermediate points; *General commodities*, with the usual exceptions over irregular routes, between points in Philadelphia, Pa., between Philadelphia, Pa., on the one hand, and, on the other,

Rahway and Newark, N.J., and New York, N.Y., between certain specified points in North Carolina, on the one hand, and, on the other, Baltimore, Md., Bridgeton, N.J., certain specified points in Virginia and Pennsylvania, between Philadelphia, Pa., on the one hand, and, on the other, certain specified points in Connecticut, New York, New Jersey, and Pennsylvania between points in Chesterfield, Darlington, Dillon, and Marlboro Counties, S.C., on the one hand, and, on the other, points in South Carolina; *pianos*, other than pianos included within the description household goods, as defined by the Commission, from Chicago, Ill., New York, N.Y., Newark, N.J., and Philadelphia, Pa., to points in South Carolina; *cotton textiles*, from Yadkin, Norwood, Albermarle, and Salisbury, N.C., to Baltimore, Md., and points in Pennsylvania on and east of U.S. Highway 15; *lawn mowers*, from Primos, Pa., to points in North Carolina and South Carolina; *used pianos*, other than used pianos included within the description household goods as defined by the Commission, from points in Pennsylvania (except Philadelphia) to points in South Carolina; *petroleum and petroleum products*, as described by the Commission in 61 M.C.C. 209, in containers, from Charleston, S.C., to points in Florida (except points in Duval County).

*Fertilizer and fertilizer materials* (other than in bulk), from Charlotte, N.C., to points in that part of Tennessee on and east of U.S. Highway 127 except Knoxville, Tenn.; *pulpboard and fiberboard*, not corrugated or indented, from the plant site of the Riegel Paper Corp., at Riegelwood, N.C., to Fayetteville, Laurinburg, Raleigh, and Rocky Mount, N.C., with restriction; fertilizer, from points in Charleston County, S.C., to points in Chesterfield, Darlington, Dillon, Marion and Marlboro Counties, S.C.; *cotton in bales and livestock*, between points in South Carolina; *textile machinery, equipment and supplies*, between points in Spartanburg County, S.C., on the one hand, and, on the other, points in South Carolina; *unfinished cotton piece goods*, between points in South Carolina, on the one hand, and, on the other, bleaching, dyeing, and finishing plant in Aiken, Anderson, Darlington, Greenville, Greenwood Spartanburg, and York Counties, S.C.; plywood, from Weldon, N.C., to Nashua, N.H.; textiles, from Farmville, N.C., to Pen Argyl, Pa.; such commodities as are dealt in by gasoline service stations, and gasoline service station equipment and supplies, from the plant, terminal, and warehouse facilities of Exxon Company, U.S.A. (a Division of Exxon Corporation), at or near Charleston, S.C., to points in Florida (except those in Duval and Escambia Counties), with restriction; paper, from Plymouth, N.C., to points in Connecticut, Massachusetts, Rhode Island, New Jersey, New York (except those points on Long Island east of the New York, N.Y., Commercial Zone as defined by the Commission), and those points in Pennsylvania north of U.S. Highway 22 from the New Jersey-Pennsylvania State

line to Harrisburg, Pa., and west of Interstate Highway 83 from Harrisburg to the Pennsylvania-Maryland State line, from Plymouth, N.C., to Concord, N.H., and Portland, Maine; *animal and pet food* (except in bulk, in tank vehicles), from Woburn, Boston, and Lawrence, Mass., to points in Virginia, Tennessee, and Kentucky; *animal feed*, except in bulk, from the plant site at or near Golden Meadow, La., and storage facilities at or near Lockport, La., of Usen Products Company, to points in Alabama, Georgia, Florida, North Carolina, South Carolina, Virginia, Tennessee, Kentucky, Ohio, Indiana, West Virginia, Maryland, Pennsylvania, and the District of Columbia; *transportation of general commodities*, except those requiring special equipment, between points within a radius of twenty-five miles of Concord:

(1) *Candy and confectionery products*, except in bulk, (2) *advertising materials and premium merchandise*, moving in mixed loads with candy and confectionery products, except commodities in bulk, and (3) *materials and supplies* used in the manufacture, sale, and or distribution of candy and confectionery products, except commodities in bulk, between plant sites and storage facilities of the Reed Candy Company located at or near Campbellsville, Ky., on the one hand, and on the other, points in Alabama, Connecticut, Florida, Georgia, Illinois, Indiana (except Anderson, Evansville, Fort Wayne, Indianapolis, and Marion), Louisiana, Maine, Massachusetts, Michigan (except Detroit, Flint, Lansing, Pontiac, and Saginaw), Minnesota, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio (except Cincinnati and Dayton), Pennsylvania, Rhode Island, South Carolina, Tennessee (except Memphis and Knoxville), Texas, Vermont, Virginia, and the District of Columbia, with restriction; *malt beverages and related advertising materials*, from Newark, N.J., to Bristol and Norton, Va.; *petroleum and petroleum products*, in containers, from the plant site and storage facilities of Exxon Corporation at Baton Rouge, La., to points in North Carolina; *paper bags*, from Richmond, Va., to Champaign, Ill.; *paper*, from Riegelwood and Roanoke Rapids, N.C., to points in Connecticut, Massachusetts, Rhode Island, New Jersey, and certain specified points in Pennsylvania, Concord, N.H., Portland, Maine, and points in New York (except those points on Long Island east of the New York, N.Y., Commercial Zone, as defined by the Commission), with restrictions; *groceries*, from Asheville, N.C., to Copperhill, Tenn., from Richmond and Norfolk, Va.,

Chattanooga, Tenn., Charleston, Greenville and Columbia, S.C., Cincinnati, Ohio, Louisville, Ky., Indianapolis, Ind., and Chicago, Ill., to Asheville, N.C., and points in North Carolina within 115 miles of Asheville, N.C.; *paper and paper products*, from Canton and Asheville, N.C., to certain specified points in Virginia, Ohio, Tennessee, and South Carolina, from Cincinnati, Hamilton, Middletown, and Troy, Ohio, and Richmond and Norfolk, Va., to Asheville, N.C., from Chicago, Ill., and Halltown, W. Va., to points in that part of North Carolina on and west of U.S. Highway 20; such merchandise as is dealt in by wholesale grocery and food business houses, except fresh meat, eggs, poultry, and products of food-processing and meat packing-houses, and packinghouse by-products, and advertising material and premiums for food-processing and meat packing-houses, from Charleston, S.C., Wilmington, N.C., and Norfolk, Va., to Charlotte, N.C., from Charlotte, N.C., to points in South Carolina;

*Pipe, machinery, and machinery parts*, from Charlotte, N.C., to points in South Carolina; *animal feed*, in containers, from the storage facilities of Lipton Pet Foods, Inc., at or near New Orleans, La., to points in Alabama, Georgia, Florida, North Carolina, South Carolina, Virginia, Tennessee, Kentucky, Ohio, Indiana, West Virginia, Maryland, and Pennsylvania, and the District of Columbia; *paper and paper products*, from Roanoke Rapids, N.C., to points in Illinois, Indiana, Kentucky, Michigan, Ohio, and Wisconsin, and to St. Louis, Mo.; *forest products*, from Scotland Neck, N.C., to points in Connecticut, New Jersey, and Virginia, and certain specified points in New York, and Pennsylvania; *fabricated sheet metal products* (except commodities which because of size and weight require the use of special equipment), from the plant site and storage facilities of Acme Manufacturing Co., at Philadelphia, Pa., to points in that part of Tennessee located on and east of U.S. Highway 27, and points in Virginia, from the plant site and storage facilities of Acme Manufacturing Co., at Atlanta, Ga., to points in Alabama, Kentucky, Mississippi, and Tennessee, with restrictions; also authority sought for in MC-F-10934, General commodities, with the usual exceptions, as a common carrier over irregular routes, between points and places in Sumter County, S.C., on the one hand, and, on the other, Augusta, Atlanta, and Columbus, Ga.; and No. MC-F-12074, general commodities, with the usual exceptions, as a common carrier over irregular routes, be-

tween points and places in Georgia within 15 miles of Savannah, Ga., including Savannah. Vendee is authorized to operate as a *common carrier* in Alabama, Arizona, Arkansas, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Utah, Vermont, Virginia, West Virginia, Wisconsin, and Wyoming. Application has been filed for temporary authority under section 210a(b).

St. Louis-San Francisco Railway Company, Suite 1023 Frisco Building, 906 Olive Street, St. Louis, Missouri 63101, represented by Mr. J. S. Bowie of the same address hereby gives notice that an application, assigned Finance Docket No. 27611, has been filed with the Interstate Commerce Commission seeking authority under paragraph (2) of section 5 of the Interstate Commerce Act to acquire trackage rights over approximately 2.81 miles of trackage of The Kansas City Southern Railway Company between milepost 470.47 and milepost 467.66 in the vicinity of Ashdown, Little River County, Arkansas. In the opinion of the applicant, the authority sought will have no significant effect upon the quality of the human environment within the meaning of the National Environment Policy Act of 1969. In accordance with the Commission's regulations (49 CFR 1100.250) in Ex Parte No. 55 (Sub-No. 4), *Implementation-Nat'l Environmental Policy Act of 1969*, 340 I.C.C. 431 (1972), any protests may include a statement indicating the presence or absence of any effect of the requested Commission action on the quality of human environment. If any such effect is alleged to be present, the statement shall include information relating to the relevant factors set forth in Ex Parte No. 55 (Sub-No. 4), supra, Part (b)(1)-(5), 340 I.C.C. 431, 461. The proceeding will be handled without public hearings unless protests are received which contain information indicating a need for such hearings. Any protests submitted shall be filed with the Commission on or before May 17, 1974.

ST. LOUIS-SAN FRANCISCO RAILWAY  
COMPANY

By the Commission.

[SEAL] ROBERT L. OSWALD,  
Secretary.

[FR Doc. 74-8860 Filed 4-16-74; 8:45 am]

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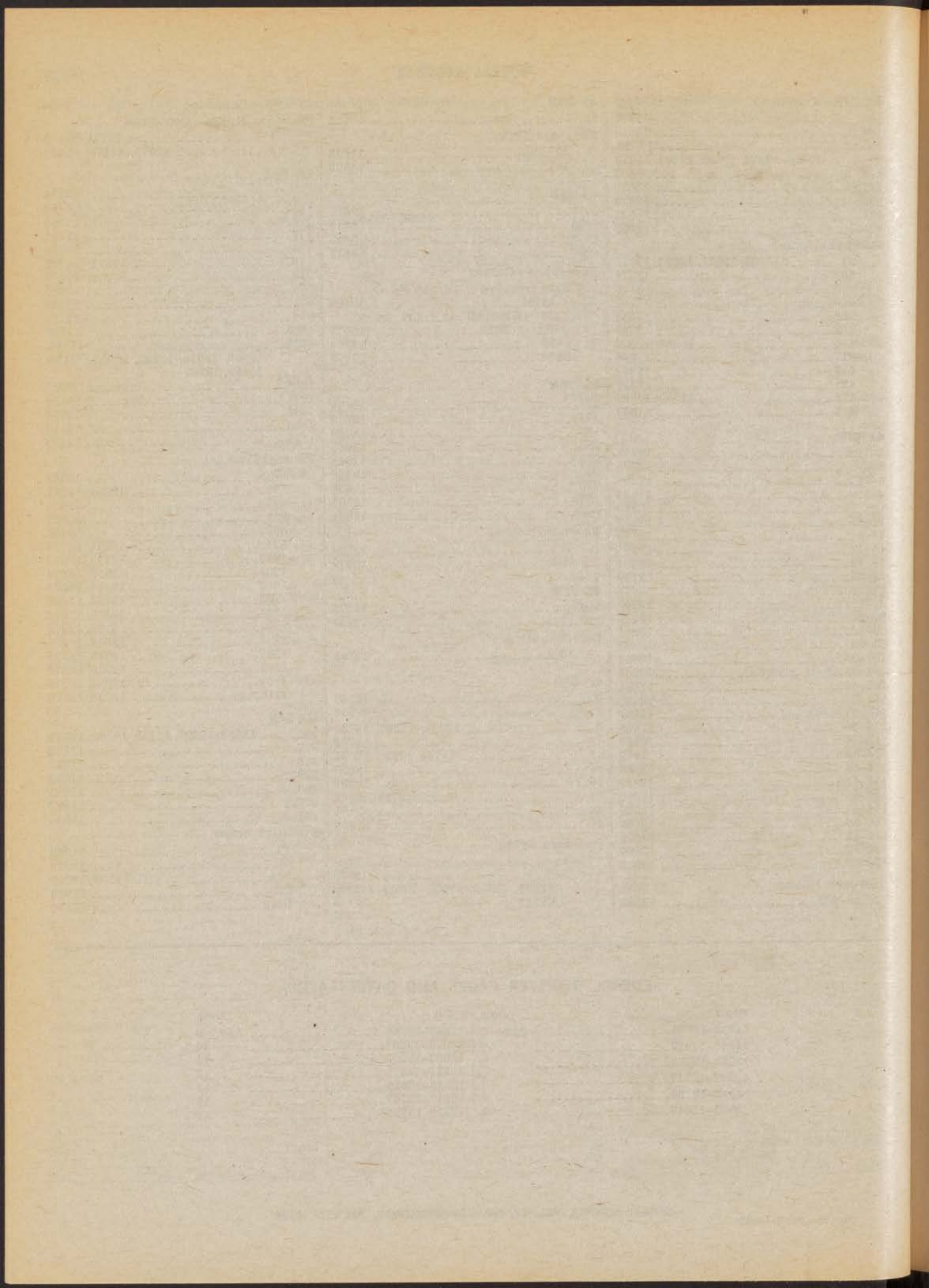
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# federal register

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PART II



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## DEPARTMENT OF TRANSPORTATION

Federal Aviation  
Administration



### ADVISORY CIRCULAR CHECKLIST AND STATUS OF REGULATIONS

## DEPARTMENT OF TRANSPORTATION

## Federal Aviation Administration

[AC 00-2AA—Effective March 15, 1974]

## ADVISORY CIRCULAR CHECKLIST AND STATUS OF FEDERAL AVIATION REGULATIONS

1. *Purpose.* This notice contains the revised checklist of current FAA advisory circulars and the status of Federal Aviation Regulations as of March 15, 1974.

2. *Explanation.* The FAA issues advisory circulars to inform the aviation public in a systematic way of nonregulatory material of interest. Unless incorporated into a regulation by reference, the contents of an advisory circular are not binding on the public. Advisory circulars are issued in a numbered-subject system corresponding to the subject areas in the recodified Federal Aviation Regulations (14 CFR Ch. I). This checklist is issued triannually listing all current circulars and now includes information concerning the status of the Federal Aviation Regulations.

## 3. The Circular Numbering System.

a. *General.* The advisory circular numbers relate to the subchapter titles and correspond to the Parts, and when appropriate, the specific sections of the Federal Aviation Regulations. Circulars of a general nature bear a number corresponding to the number of the general subject (subchapter) in the FAR's.

b. *Subject numbers.* The general subject matter areas and related numbers are as follows:

## Subject Number and Subject Matter

00	General.
10	Procedural.
20	Aircraft.
60	Airmen.
70	Airspace.
90	Air Traffic Control and General Operations.
120	Air Carrier and Commercial Operators and Helicopters.
140	Schools and Other Certified Agencies.
150	Airports.
170	Air Navigational Facilities.
180	Administrative.
210	Flight Information.

c. *Breakdown of subject numbers.* When the volume of circulars in a general series warrants a subsubject breakdown, the general number is followed by a slash and a subsubject number. Material in the 150, Airports, series is issued under the following subsubjects:

## Number and Subject

150/1900	Defense Readiness Program.
150/4000	Resource Management.
150/5000	Airport Planning.
150/5100	Federal-aid Airport Program.
150/5150	Surplus Airport Property Conveyance Programs.
150/5190	Airport Compliance Program.
150/5200	Airport Safety—General.
150/5210	Airport Safety Operations (Recommended Training, Standards, Manning).
150/5220	Airport Safety Equipment and Facilities.
150/5230	Airport Ground Safety System.
150/5240	Civil Airports Emergency Preparedness.

## Number and Subject

150/5300	Design, Construction, and Maintenance—General.
150/5320	Airport Design.
150/5325	Influence of Aircraft Performance on Aircraft Design.
150/5335	Runway, Taxiway, and Apron Characteristics.
150/5340	Airport Visual Aids.
150/5345	Airport Lighting Equipment.
150/5360	Airport Buildings.
150/5370	Airport Construction.
150/5380	Airport Maintenance.
150/5390	Heliports.
150/5900	Planning Grant for Airports.

d. *Individual circular identification numbers.* Each circular has a subject number followed by a dash and a sequential number identifying the individual circular. This sequential number is not used again in the same subject series. Revised circulars have a letter A, B, C, etc., after the sequential number to show complete revisions. Changes to circulars have CH 1, CH 2, CH 3, etc., after the identification number on pages that have been changed. The date on a revised page is changed to the effective date of the change.

## 4. The Advisory Circular Checklist.

a. *General.* Each circular issued is listed numerically within its subject-number breakdown. The identification number (AC 120-1), the change number of the latest change, if any, to the right of the identification number, the title, and the effective date for each circular are shown. A brief explanation of the contents is given for each listing.

b. *Omitted numbers.* In some series sequential numbers omitted are missing numbers, e.g., 00-8 through 00-11 have not been used although 00-7 and 00-12 have been used. These numbers are assigned to advisory circulars still in preparation which will be issued later or were assigned to advisory circulars that have been canceled.

c. *Free and sales circulars.* This checklist contains advisory circulars that are for sale as well as those distributed free of charge by the Federal Aviation Administration. Please use care when ordering circulars to ensure that they are ordered from the proper source.

d. *Internal directives for sale.* A list of certain internal directives sold by the Superintendent of Documents is shown at the end of the checklist. These documents are not identified by advisory circular numbers, but have their own directive numbers.

## 5. How to get circulars.

a. When a price is listed after the description of a circular, it means that this circular is for sale by the Superintendent of Documents. When (Sub.) is included with the price, the advisory circular is available on a subscription basis only. After your subscription has been entered by the Superintendent of Documents, supplements or changes to the basic document will be provided automatically at no additional charge until the subscription expires. When no price is given, the circular is distributed free of charge by FAA.

b. Request free advisory circulars shown without an indicated price from: Department of Transportation, Distribution Unit, TAD 443.1, Washington, D.C. 20590.

NOTE: Persons who want to be placed on FAA's mailing list for future circulars should write to the above address. Be sure to identify the subject matter desired by the subject numbers and titles shown in paragraph 3b because separate mailing lists are maintained for each advisory circular subject series. Checklists and circulars issued in the general series will be distributed to every addressee on each of the subject series lists. Persons requesting more than one subject classification may receive more than one copy of related circulars and this checklist because they will be included on more than one mailing list. Persons already on the distribution list for AC's and changes to FAR's will automatically receive related circulars.

c. Order advisory circulars and internal directives with purchase price given from:

Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402;

or from any of the following bookstores located throughout the United States:

GPO Bookstore, Room 102A, 2121 Building, 2121 Eighth Avenue North, Birmingham, AL 35203.

GPO Bookstore, Federal Building, Room 1015, 300 North Los Angeles Street, Los Angeles, CA 90012.

GPO Bookstore, Federal Building, Room 1023, 450 Golden Gate Avenue, San Francisco, CA 94102.

GPO Bookstore, Federal Building, U.S. Courthouse, Room 1421, 1961 Stout Street, Denver, CO 80202.

GPO Bookstore, P.O. Box 713, Pueblo, CO 81002.

GPO Bookstore, Room 100, Federal Building, 275 Peachtree Street NE, Atlanta, GA 30303.

GPO Bookstore, Everett McKinley Dirksen Building, Room 1463, 14th Floor, 219 South Dearborn Street, Chicago, IL 60604.

GPO Bookstore, Room G25, John F. Kennedy Federal Building, Sudbury Street, Boston, MA 02203.

GPO Bookstore, Federal Building, Room 144, 601 East 12th Street, Kansas City, MO 64106.

GPO Bookstore, Federal Office Building, Room 229, 231 W. Lafayette Blvd., Detroit, MI 48226.

GPO Bookstore, Room 110, 26 Federal Plaza, New York, NY 10007.

GPO Bookstore, Federal Office Building, 201 Cleveland Avenue SW., Canton, OH 44702.

GPO Bookstore, Federal Office Building, Room 171, 1240 East Ninth Street, Cleveland, OH 44114.

GPO Bookstore, Main Lobby, U.S. Post Office and Courthouse, Ninth and Chestnut Streets, Philadelphia, PA 19107.

GPO Bookstore, Room 1C46, Federal Building, U.S. Courthouse, 1100 Commerce Street, Dallas, TX 75202.

GPO Bookstore, Federal Building, Room 1056, 909 First Avenue, Seattle, WA 98104.

GPO Bookstore, Federal Building, Room 190, 517 E. Wisconsin Avenue, Milwaukee, WI 53202.

GPO Bookstore, 710 North Capitol Street NW., Washington, D.C. 20402.

GPO Bookstore (Department of Commerce), 14th and Constitution Avenue NW., Washington, D.C. 20230.

GPO Bookstore (USIA), 1776 Pennsylvania Avenue NW., Washington, D.C. 20547.

GPO Bookstore (Department of State), 21st and C Streets NW., Washington, D.C. 20520.

GPO Bookstore (Pentagon), Main Concourse, south end, Washington, D.C. 20310.

GPO Bookstore, James Forrestal Building, Room 1-3-001, 1000 Independence Avenue SW., Washington, D.C. 20407.

Send check or money order with your order to the Superintendent of Documents. Make the check or money order payable to the Superintendent of Documents in the amounts indicated in the list. Order for mailing to foreign countries should include an additional amount of 25 percent of the total price to cover postage. No c.o.d. orders are accepted.

6. *Reproduction of Advisory Circulars.* Advisory circulars may be reproduced in their entirety or in part without permission from the Federal Aviation Administration.

7. *Cancellations.* The following advisory circulars are canceled:

AC 00-22 *Advisory Circular Checklist-12-15-73.* Canceled by AC 00-2AA, Advisory Circular Checklist, 3-15-74.

AC 00-35 *Emergency Locator Transmitters—Operational and Maintenance Practices, 10-27-72.* Canceled by AC 00-35A, Emergency Locator Transmitters—Operational and Maintenance Practices, 9-28-73.

AC 20-6U *U.S. Civil Aircraft Register, 7-1-73.* Canceled by AC 20-6V, U.S. Civil Aircraft Register, January 1974.

AC 20-28 *Nationally Advertised Aircraft Construction Kits, 8-7-64.* Canceled by AC 20-28A, Nationally Advertised Construction Kits, Amateur-Built Aircraft, 12-29-72.

AC 39-6C *Summary of Airworthiness Directives, 8-29-72.* Canceled by AC 39-6D, Summary of Airworthiness Directives, 2-11-74.

AC 43.9-1B *Instruction for Completion of FAA Form 337, 6-27-66.* Canceled by AC 43.9-1C, Instruction for Completion of FAA Form 337, 3-1-74.

AC 43-204 *Airborne ATC Transponder System Maintenance, 1-12-73.* Canceled by AC 43-204A, Airborne ATC Transponder System Maintenance, 1-11-74.

AC 60-1 *Know Your Aircraft, 6-12-63.* Canceled.

AC 61-52A *Flight Instructor of the Year Award Program, 4-4-73.* Canceled by AC 61-52B, Flight Instructor of the Year Award Program, 1-5-74.

AC 70/7460-1B *Obstruction Marking and Lighting, 10-1-72.* Canceled by AC 70/7460-1C, Obstruction Marking and Lighting, 12-11-73.

AC 70/7460-2D *Proposed Construction or Alteration of Objects that may Affect the Navigable Airspace, 2-20-73.* Canceled by AC 70/7460-2E, Proposed Construction or Alteration of Objects that may Affect the Navigable Airspace, 7-5-73.

AC 90-19 *Use of Radar for the Provision of Air Traffic Control Service, 10-29-64.* Canceled.

AC 90-31 *Retention of Flight Service Station (FSS) Civil Flight Plans and Related Records, 7-1-67.* Canceled.

AC 90-54 *Cruise Clearances, 5-25-71.* Canceled by AC 90-54A, Cruise Clearances, 11-27-73.

AC 135-2 *Air Taxi Operators of Large Aircraft, 10-14-69.* Canceled by AC 135-2A, Air Taxi Operators of Large Aircraft, 11-16-73.

AC 150/5000-3A *Address List for Regional Airports Divisions and Airport District*

*Offices, 7-13-72.* Canceled by AC 150/5000-3B, Address List for Regional Airports Divisions and Airport District Offices, 10-26-73.

AC 150/5070-4 *Planning for Rapid Urbanization around Major Metropolitan Airports, 3-31-66.* Canceled.

AC 150/5345-42 *FAA Specification L-857, Airport Light Bases, Transformer Housing and Junction Boxes, 10-27-70.* Canceled by AC 150/5345-42A, FAA Specification L-857, Airport Light Bases, Transformer Housing and Junction Boxes, 10-4-73.

AC 150/5345-43A *FAA/DOD Specification L-856, High Intensity Obstruction Lighting Systems, 11-11-71.* Canceled by AC 150/5345-43B, FAA/DOD Specification L-856, High Intensity Obstruction Lighting System, 11-1-73.

AC 170/6850-1 *Aeronautical Beacons and True Lights, 8-28-68.* Canceled.

8. *Additions.* The following advisory circulars are added to the list:

AC 00-2AA *Advisory Circular Checklist (3-15-74).*

AC 00-35A *Emergency Locator Transmitters—Operational and Maintenance Practices (9-28-73).*

AC 00-41 *FAA Quality System Certification Program (1-31-74).*

AC 20-6V *U.S. Civil Aircraft Register (January 1974).*

AC 20-7K *Supplement 5 (January 1974).*

AC 20-7K *Supplement 6 (February 1974).*

AC 20-7K *Supplement 7 (March 1974).*

AC 20-28A *Nationally Advertised Construction Kits, Amateur-Built Aircraft (12-29-72).*

AC 20-64 *Ch-1 Maintenance Inspection Notes for Lockheed L-188 Series Aircraft (10-26-73).*

AC 20-87 *Airborne Homing and Alerting Equipment for use with Emergency Locator Transmitters (5-7-73).*

AC 20-88 *Guidelines on the Marking of Power-Plant Instruments (12-11-73).*

AC 39-6D *Summary of Airworthiness Directives (2-11-74).*

AC 43-4 *Ch-1 Corrosion Control for Aircraft (3-1-74).*

AC 43.9-1C *Instruction for Completion of FAA Form 337 (12-20-73).*

AC 43.13-2 *Ch-15 Acceptable Methods, Techniques, and Practices—Aircraft Alterations (1-15-74).*

AC 43-204A *Airborne ATC Transponder System Maintenance (1-11-74).*

AC 61-52B *Flight Instructor of the Year Award Program (1-5-74).*

AC 61-64 *Flight Test Guide—Instrument Pilot Helicopter (7-23-73).*

AC 61-66 *Annual Pilot in Command Proficiency Checks (11-2-73).*

AC 70/7460-1C *Obstruction Marking and Lighting (12-11-73).*

AC 70/7460-2E *Proposed Construction or Alteration of Objects that may Affect the Navigable Airspace (7-5-73).*

AC 90-54A *Cruise Clearances (11-27-73).*

AC 90-65 *Air Traffic Fuel Economy Program (1-18-74).*

AC 91-39 *Recommended Noise Abatement Takeoff and Departure Procedure for civil Turbojet Powered Airplanes (1-18-74).*

AC 91-40 *Terminal Control Area (TCA) Radar Outage (1-17-74).*

AC 103-3 *Information Guide for Training Programs and Manual Requirements in the Air Transportation of Dangerous Articles and Magnetized Materials (10-10-73).*

AC 120-27 *Ch-1 Aircraft Weight and Balance Control (11-20-73).*

AC 135-2A *Air Taxi Operators of Large Aircraft (11-16-73).*

AC 150/5000-3B *Address List for Regional Airports Divisions and Airport District Offices (10-26-73).*

AC 150/5150-2A *Ch-1 Federal Surplus Personal Property for Public Airport Purposes (1-21-74).*

AC 150/5300-2C *Ch-1 Airport Design Standards—Site Requirements for Terminal Navigational Facilities (3-1-74).*

AC 150/5345-1D *Ch-1 Approved Airport Lighting Equipment (11-1-73).*

AC 150/5345-42A *FAA Specification L-857, Airport Light Bases, Transformer Housing and Junction Boxes (10-4-73).*

AC 150/5345-43B *FAA/DOD Specification L-856, High Intensity Obstruction Lighting Systems (11-1-73).*

## ADVISORY CIRCULAR CHECKLIST

### Notice

Superintendent of Documents catalogue numbers have been included to aid Superintendent of Documents personnel in processing orders. Please use them when ordering—along with the title and FAA number. To avoid unnecessary delays, do not order single-sales material and subscription-sales material on the same order form, as orders are separated for processing by different departments when they arrive at Superintendent of Documents.

### General

#### SUBJECT No. 00

00-1 *The Advisory Circular System (12-4-62).*

Describes the FAA Advisory Circular System.

00-2AA *Advisory Circular Checklist (3-15-74).*

Transmits the revised checklist of current FAA advisory circulars and the status of the Federal Aviation Regulations as of 3-15-74.

00-6 *Aviation Weather (5-20-65).*

Provides an up-to-date and expanded text for pilots and other flight operations personnel whose interest in meteorology is primarily in its application to flying. Reprinted 1969. (\$4 GPO.) FAA 5.8/2: W 37.

00-7 *State and Regional Defense Airlift Planning (4-30-64).*

Provides guidance for the development of plans by the FAA and other Federal and State agencies for the use of non-air-carrier aircraft during an emergency.

00-7 CH 1 *State and Regional Defense Airlift Planning (1-5-65).*

Provides an example of a State Plan for the Emergency Management of Resources in Appendix 4, and adds new Appendix 9.

00-7 CH 2 *State and Regional Defense Airlift Planning (2-20-67).*

Revises Appendix 6, SCATANA.

00-7 CH 3 *State and Regional Defense Airlift Planning (11-22-71).*

Revises Appendix 6, Security Control of Air Traffic and Air Navigation Aids (SCATANA).

00-15 *Potential Hazard Associated With Passengers Carrying "Anti-Mugger" Spray Devices (8-20-65).*

Advises aircraft operators, crewmembers, and others who are responsible for flight safety, of a possible hazard to flight should a passenger inadvertently or

otherwise discharge a device commonly known as an "anti-mugger" spray device in the cabin of an aircraft.

**00-17 Turbulence in Clear Air (12-16-65).**

Provides information on atmospheric turbulence and wind shear, emphasizing important points pertaining to the common causes of turbulence, the hazards associated with it, and the conditions under which it is most likely to be encountered.

**00-21 Shoulder Harness (10-5-66).**

Provides information concerning the installation and use of shoulder harnesses by pilots in general aviation aircraft.

**00-23C Near Midair Collision Reporting (1-20-72).**

Advises that the FAA policy on the reporting of near midair collisions, made effective in 1968 (32 F.R. 16539) and continued in effect since that time, will terminate on December 31, 1971, and advises how the reports will be handled after December 31, 1971.

**00-24 Thunderstorms (6-12-68).**

Contains information concerning flights in or near thunderstorms.

**00-25 Forming and Operating a Flying Club (3-24-69).**

Provides preliminary information that will assist anyone or any group of people interested in forming and operating a flying club (\$0.75 GPO.) TD 4.8:F 67.

**00-26 Definitions of "U.S. National Aviation Standards" (1-22-69).**

Informs the aviation community of the approval by the FAA Administrator of a definition of U.S. National Aviation Standards, the need for such standards, and their relationship to the Federal Aviation Regulations.

**00-28 Communications Interference Caused by Sticking Microphone Buttons (8-6-69).**

Alerts the industry of communications interference from undesired radiofrequency transmissions.

**00-30 Rules of Thumb for Avoiding or Minimizing Encounters with Clear Air Turbulence (3-5-70).**

Brings to the attention of pilots and other interested personnel, the "Rule of Thumb" for avoiding or minimizing encounters with clear air turbulence (CAT).

**00-31 U.S. National Aviation Standard for the VORTAC System (6-10-70).**

Informs the aviation community of the establishment and content of the U.S. National Aviation Standard for the VORTAC (VOR-TACAN-DME) System.

**00-32 Civil Air Patrol and State and Regional Defense Airlift Relationships (7-2-70).**

Advises interested persons of the Memorandum of Understanding between CAP and FAA, and provides additional guidance to further improve the use of non-

air carrier aircraft in time of national emergency.

**00-33A Nickel-Cadmium Battery Operational, Maintenance, and Overhaul Practices (2-14-73).**

Provides guidelines for more reliable nickel-cadmium battery operation through proper operational and maintenance practices, and has been reissued to include reconditioning information.

**00-34 Aircraft Ground Handling and Servicing (4-12-72).**

Contains information and guidance for the servicing and ground handling of aircraft.

**00-35A Emergency Locator Transmitters—Operational and Maintenance Practices (9-28-73).**

Provides guidelines relative to the licensing, installation, maintenance, and testing of emergency locator transmitters (ELT).

**00-36 Inadvertent Transmissions from Emergency Locator Transmitters (ELT) (3-15-73).**

Urges pilots and maintenance personnel to make sure emergency locator transmitters are switched off when aircraft are parked.

**00-37 The Ninth Annual—FAA International Aviation Maintenance Symposium (3-27-73).**

An open invitation to all persons interested and concerned in the maintenance and associated processes to originate and continue the airworthiness and reliability of aircraft of all types and sizes.

**00-38 Address List for Federal Aviation Administration Air Transportation Security Divisions Air Transportation Security Field Offices, and Security Specialist Post of Duty (8-28-73).**

Transmits the address list for all FAA Air Transportation Security Divisions, Air Transportation Security Field Offices, and Security Specialist Posts of Duty.

**00-39 Final Announcement of the 9th Annual FAA International Aviation Maintenance Symposium (10-2-73).**

Provides information concerning the symposium to be held in Washington, D.C. and outlines the agenda for the conference.

**00-40 Emergency Locator Transmitter Regulations in FAR 91.52(a)(2) (10-3-73).**

Discusses the relationship between FAR 91.52(a)(2) and Section 601(d) of the Federal Aviation Act of 1958 (as amended) and how that relationship affects those who might wish to petition the FAA for an exemption from FAR 91.52(a)(2).

**00-41 FAA Quality System Certification Program (1-31-74).**

Provides information concerning the Federal Aviation Administration (FAA) Quality System Certification Program and sets forth acceptable means of compliance with its requirements.

**Procedural**

**SUBJECT NO. 10**

**11-1A Airspace Rule-Making Proposals and Changes to Air Traffic Control Procedures (12-21-72).**

Emphasizes the need for the early submission of proposals involving airspace rule-making activity or changes to existing procedures for the control of air traffic.

**Aircraft**

**SUBJECT NO. 20**

**20-3C Status and Availability of Military Handbooks and ANC Bulletins for Aircraft (6-1-73).**

Announces the status and availability of Military Handbooks and ANC Bulletins prepared jointly with FAA, Navy and Air Force.

**20-5B Plane Sense (1970).**

Provides general aviation information for the private aircraft owner.

**20-6V U.S. Civil Aircraft Register (2-Volume set) (January 1974).**

Lists all active U.S. civil aircraft by registration number. (\$16.60 GPO.) TD 4.18/2:973.

**20-7K General Aviation Inspection Aids, Summary (August 1973).**

Provides the aviation community with a uniform means for interchanging service experience that may improve the durability and safety of aeronautical products. Of value to mechanics, operators of repair stations, and others engaged in the inspection, maintenance, and operation of aircraft in general. (\$5.80, \$7.25 foreign—Sub. GPO.) TD 4.409:973.

**20-7K Supplement 1 (September 1973).**

**20-7K Supplement 2 (October 1973).**

**20-7K Supplement 3 (November 1973).**

**20-7K Supplement 4 (December 1973).**

**20-7K Supplement 5 (January 1974).**

**20-7K Supplement 6 (February 1974).**

**20-7K Supplement 7 (March 1974).**

**20-9 Personal Aircraft Inspection Handbook (12-2-64).**

Provides a general guide, in simple, nontechnical language, for the inspection of aircraft. Reprinted 1972. (\$1.50 GPO.) FAA 5.8/2:AI 7/2.

**20-10 Approved Airplane Flight Manuals for Transport Category Airplanes (7-30-63).**

Calls attention to the regulatory requirements relating to FAA Approved Airplane Flight Manuals.

**20-13A Surface-Effect Vehicles (8-28-64).**

States FAA policy on surface-effect vehicles (vehicles supported by a cushion of compressed air).

**20-17B Surplus Aircraft of the Armed Forces (10-11-72).**

Sets forth the method of obtaining copies of Federal Aviation Regulations

which might be required for certification of surplus military aircraft.

**20-18A Qualification Testing of Turbojet Engine Thrust Reversers (3-16-66).**

Discusses the requirements for the qualification of thrust reversers and sets forth an acceptable means of compliance with the tests prescribed in Federal Aviation Regulations, Part 33, when run under nonstandard ambient air conditions.

**20-23D Interchange of Service Experience—Mechanical Difficulties (2-12-71).**

Provides information on the voluntary exchange service experience data used in improving durability and safety of aeronautical products.

**20-24A Qualification of Fuels, Lubricants, and Additives (4-1-67).**

Establishes procedures for the approval of the use of subject materials in certificated aircraft.

**20-27B Certification and Operation of Amateur-Built Aircraft (4-20-72).**

Provides information and guidance concerning certification and operation of amateur-built aircraft, including gliders, free balloons, helicopters, and gyroplanes, and sets forth an acceptable means, not the sole means, of compliance with FAR Part 21 and FAR Part 91.

**20-28A Nationally Advertised Construction Kits, Amateur-Built Aircraft (12-29-72).**

Advises persons contemplating the use of nationally advertised kits for the construction of an aircraft, that certain kits when used could render the aircraft ineligible for the issuance of an experimental certificate as an amateur-built aircraft.

**20-29B Use of Aircraft Fuel Anti-icing additives (1-18-72).**

Provides information on the use of anti-icing additives PFA-55MB and Mil-I-27686 as an acceptable means of compliance with the FARs that require assurance of continuous fuel flow under conditions where ice may occur in turbine aircraft fuel systems.

**20-30A Airplane Position Lights and Supplementary Lights (4-18-68).**

Provides an acceptable means for complying with the position light requirements for airplane airworthiness and acceptable criteria for the installation of supplementary lights on airplanes.

**20-32B Carbon Monoxide (CO) Contamination in Aircraft—Detection and Prevention (11-24-72).**

Provides information on the potential dangers of carbon monoxide contamination from faulty engine exhaust systems or cabin heaters of the exhaust gas heat exchanger type.

**20-33 Technical Information Regarding Civil Aeronautics Manuals 1, 3, 4a, 4b, 5, 6, 7, 8, 9, 10, 13, and 14 (2-8-65).**

Advises the public that policy information contained in the subject Civil

Aeronautics Manuals may be used in conjunction with specific sections of the Federal Aviation Regulations.

**20-34A Prevention of Retractable Landing Gear Failures (4-21-69).**

Provides information and suggested procedures to minimize landing accidents involving aircraft having retractable landing gear.

**20-35B Tie-Down Sense (4-19-71).**

Provides information of general use on aircraft tie-down techniques and procedures.

**20-36C Index of Materials, Parts, and Appliances Certified Under the Technical Standard Order System—July 1, 1973 (8-7-73).**

Lists the materials, parts, and appliances for which the Administrator has received statements of conformance under the Technical Standard Order system as of July 1, 1973. Such products are deemed to have met the requirements for FAA approval as provided in Part 37 of the Federal Aviation Regulations.

**20-37A Aircraft Metal Propeller Blade Failure (4-4-69).**

Provides information and suggested procedures to increase service life and to minimize blade failures of metal propellers.

**20-38A Measurement of Cabin Interior Emergency Illumination in Transport Airplanes (2-8-66).**

Outlines acceptable methods, but not the only methods, for measuring the cabin interior emergency illumination on transport airplanes, and provides information as to suitable measuring instruments.

**20-39 Installation Approval of Entertainment Type Television Equipment in Aircraft (7-15-65).**

Presents an acceptable method (but not the only method) by which compliance may be shown with Federal Aviation Regulations 23.1431, FAR 25.1309(b), FAR 27.1309(b), or FAR 29.1309(b), as applicable.

**20-40 Placards for Battery-Excited Alternators Installed in Light Aircraft (8-11-65).**

Sets forth an acceptable means of complying with placarding rules in Federal Aviation Regulations 23 and 27 with respect to battery-excited alternator installations.

**20-41 Replacement TSO Radio Equipment in Transport Aircraft (8-30-65).**

Sets forth an acceptable means for complying with rules governing transport category aircraft installations in cases involving the substitution of technical standard order radio equipment for functionally similar radio equipment.

**20-42 Hand Fire Extinguishers in Transport Category Airplanes and Rotorcraft (9-1-65).**

Sets forth acceptable means (but not the sole means) of compliance with certain hand fire extinguisher regulations

in FAR 25 and FAR 29, and provides related general information.

**20-43B Aircraft Fuel Control (6-8-71).**

Alerts the aviation community to the potential hazards of inadvertent mixing or contamination of turbine and piston fuels, and provides recommended fuel control and servicing procedures.

**20-44 Glass Fiber Fabric for Aircraft Covering (9-3-65).**

Provides a means, but not the sole means, for acceptance of glass fiber fabric for external covering of aircraft structure.

**20-45 Safelying of Turnbuckles on Civil Aircraft (9-17-65).**

Provides information on turnbuckle safelying methods that have been found acceptable by the FAA during past aircraft type certification programs.

**20-46 Suggested Equipment for Gliders Operating Under IFF (9-23-65).**

Provides guidance to glider operators on how to equip their gliders for operation under instrument flight rules (IFR), including flight through clouds.

**20-47 Exterior Colored Band Around Exits on Transport Airplanes (2-8-66).**

Sets forth an acceptable means, but not the only means, of complying with the requirement for a 2-inch colored band outlining exits required to be operable from the outside on transport airplanes.

**20-48 Practice Guide for Decontaminating Aircraft (5-5-66).**

The title is self-explanatory.

**20-51 Procedures for Obtaining FAA Approval of Major Alterations to Type Certificated Products (4-12-67).**

Provides assistance to persons who desire to obtain FAA approval of major alterations to type certificated products.

**20-52 Maintenance Inspection Notes for Douglas DC-6/7 Series Aircraft (8-24-67).**

Describes maintenance inspection notes which can be used for the maintenance support of certain structural parts of DC-6/7 series aircraft.

**20-53 Protection of Aircraft Fuel System Against Lightning (10-6-67).**

Sets forth acceptable means, not the sole means, by which compliance may be shown with fuel system lightning protection airworthiness regulations.

**20-54 Hazards of Radium-Activated Luminous Compounds Used on Aircraft Instruments (10-24-67).**

Provides information concerning health hazards associated with the repair and maintenance of instruments containing luminous markings activated with radium-226 or radium-228 (mesothorium).

**20-55 Turbine Engine Overhaul Standard Practices Manual—Maintenance of Fluorescent Penetrant Inspection Equipment (1-22-68).**

Advises operators of the necessity for periodic checking of black light lamps and filters used during fluorescent penetrant inspection of engine parts.

**20-56 Marking of TSO-C72a Individual Flotation Devices (1-19-68).**

Outlines acceptable methods for marking individual flotation devices which also serve as seat cushions.

**20-57A Automatic Landing Systems (ALS) (1-12-71).**

Sets forth an acceptable means of compliance, but not the only means, for the installation approval of automatic landing systems in transport category aircraft which may be used initially in Category II operations. Approval of these aircraft for use under such conditions will permit the accumulation of data for systems which may be approved for Category IIIa in the future.

**20-58A Acceptable Means of Testing Automatic Altitude Reporting Equipment for Compliance With FAR 91.36(b) (4-23-69).**

Title is self-explanatory.

**20-59 Maintenance Inspection Notes for Convair 240, 340/440, 240T, and 340T Series Aircraft (2-19-68).**

Describes maintenance inspection notes which can be used for the maintenance support of certain structural parts of Convair 240, 340/440, 240T, and 340T series aircraft.

**20-59 CH 1 (3-24-72).**

Provides additional material for Convair Models 240 and 600/240D; Models 340/440 and 640/340D/440D series aircraft Maintenance inspection programs.

**20-60 Accessibility to Excess Emergency Exits (7-18-68).**

Sets forth acceptable means of compliance with the "readily accessible" provisions in the Federal Aviation Regulations dealing with excess emergency exits.

**20-62A Eligibility, Quality, and Identification of Approved Aeronautical Replacement Parts (6-16-70).**

Provides information relative to the determination of the eligibility of aeronautical parts and materials for installation on certificated aircraft.

**20-63 Airborne Automatic Direction Finder Installations (Low and Medium Frequency) (7-7-69).**

Sets forth one means, but not the only means, of demonstrating compliance with the airworthiness rules governing the functioning of airborne automatic direction finders. It does not pertain to installations previously approved.

**20-64 Maintenance Inspection Notes for Lockheed L-188 Series Aircraft (8-1-69).**

Describes maintenance inspection notes which can be used for the main-

tenance support of certain structural parts of Lockheed L-188 series aircraft.

**20-64 CH 1 (10-26-73).**

**20-65 U.S. Airworthiness Certificates and Authorizations for Operation of Domestic and Foreign Aircraft (3-11-69).**

Provides general information and guidance concerning issuance of airworthiness certificates for U.S. registered aircraft, and issuance of special flight authorizations for operation in the United States of foreign aircraft not having standard airworthiness certificates issued by the country of registry.

**20-66 Vibration Evaluation of Aircraft Propellers (1-29-70).**

Outlines acceptable means, but not the sole means, for showing compliance with the requirements of the FARs concerning propeller vibration.

**20-67A Airborne VHF Communication System Installations (10-17-72).**

Sets forth one means, but not the only means of demonstrating compliance with the airworthiness rules governing the functioning of airborne VHF communication systems.

**20-68 Recommended Radiation Safety Precautions for Airborne Weather Radar (3-11-70).**

Sets forth recommended radiation safety precautions for ground operation of airborne weather radar.

**20-69 Conspicuity of Aircraft Instrument Malfunction Indicators (5-14-70).**

Provides design guidance information on methods of improving conspicuity of malfunction indication devices.

**20-71 Dual Locking Devices on Fasteners (12-8-70).**

Provides guidance and acceptable means, not the sole means, by which compliance may be shown with the requirements for dual locking devices on removable fasteners installed in rotocraft and transport category airplanes.

**20-72 Restricted Category Helicopter Maximum Weight Increases (3-11-71).**

Provides assistance to persons who desire to obtain FAA approval of overmaximum certificated takeoff weight condition for restricted category helicopter operations.

**20-73 Aircraft Ice Protection (4-21-71).**

Provides information relating to the substantiation of ice protection systems on aircraft.

**20-74 Aircraft Position and Anticollision Light Measurements (7-29-71).**

Contains useful information concerning measurements for intensity, covering and color of aircraft position and anticollision lights.

**20-76 Maintenance Inspection Notes for Boeing B-707/720 Series Aircraft (10-21-71).**

Provides maintenance inspection notes which can be used for the maintenance

support program for certain structural parts of the B-707/720 series aircraft.

**20-77 Use of Manufacturers' Maintenance Manuals (3-22-72).**

Inform owners and operators about the usefulness of manufacturers' maintenance manuals for servicing, repairing, and maintaining aircraft, engines, and propellers.

**20-78 Maintenance Inspection Notes for McDonnell Douglas DC-8 Series Aircraft (7-11-72).**

Provides maintenance inspection notes which can be used for the maintenance support program for certain structural parts of the DC-8 series aircraft.

**20-81 Accidental or Unauthorized Activation of Emergency Locator Transmitters (ELT) (10-10-72).**

Alerts the general aviation community to the harmful effects of accidental or unauthorized activation of emergency locator transmitters.

**20-82 Maintenance Inspection Notes for Fairchild Hiller F-27/FH-227 Series Aircraft (12-5-72).**

Provides maintenance inspection notes which can be used for the maintenance support program for certain structural parts of Fairchild Hiller F-27/FH-227 series aircraft.

**20-82 CH 1 (7-12-73).**

Provides additional material for subject advisory circular.

**20-83 Maintenance Inspection Notes for Boeing B-737 Series Aircraft (1-17-73).**

Provides maintenance inspection notes which can be used for the maintenance support program for certain structural parts of the B-737 series aircraft.

**20-84 Maintenance Inspection Notes for Boeing B-727 Series Aircraft (1-22-73).**

Provides inspection notes which can be used for the maintenance support program for certain structural parts of the B-727 series aircraft.

**20-85 Emergency Locator Transmitters and Receivers (3-16-73).**

Provides information concerning the design, installation and utilization of emergency locator transmitters.

**20-86 Aviation Education through Building an Airplane (5-11-73).**

Provides information in high schools about the available assistance, resources, methods, and opportunities for attaining basic educational goals by building an airplane.

**20-87 Airborne Homing and Alerting Equipment for use with Emergency Locator Transmitters (5-7-73).**

Sets forth the availability of recommended basic characteristics for airborne homing and alerting equipment for use with emergency locator transmitters (ELT).



**20-88 Guidelines on the Marking of Power-Plant Instruments (12-11-73).**

Provides guidelines on the marking of aircraft powerplant instruments.

**21-1A Production Certificates (7-9-71).**

Provides information concerning Subpart G of Federal Aviation Regulations (FAR) Part 21, and sets forth acceptable means of compliance with its requirements.

**21-2B Export Airworthiness Approval Procedures (10-2-69).**

Announces the adoption of new regulations and provides guidance to the public regarding the issuance of export airworthiness approvals for aeronautical products to be exported from the United States.

**21-2B CH 1 (11-13-70).**

**21-2B CH 2 (2-8-71).**

**21-3 Basic Glider Criteria Handbook (1962).**

Provides individual glider designers, the glider industry, and glider operating organizations with guidance material that augments the glider airworthiness certification requirements of the Federal Aviation Regulations. Reprinted 1973. (\$1.75 GPO.) FAA 5.8/2:G49/962.

**21-4B Special Flight Permits for Operation of Overweight Aircraft (7-30-69).**

Furnishes guidance concerning special flight permits necessary to operate an aircraft in excess of its usual maximum certificated takeoff weight.

**21-5C Summary of Supplemental Type Certificates (Announcement of Availability) (1-19-73).**

Announces the availability to the public of the new price of the Summary of Supplemental Type Certificates (SSTC), dated January 1971.

**21-6 Production Under Type Certificate Only (5-26-67).**

Provides information concerning Subpart F of FAR Part 21, and sets forth examples, when necessary, of acceptable means of compliance with its requirements.

**21-7A Certification and Approval of Import Products (11-24-69).**

Provides guidance and information relative to U.S. certification and approval of import aircraft, aircraft engines and propellers that are manufactured in a foreign country with which the United States has an agreement for the acceptance of those products for export and import.

**21-8 Aircraft Airworthiness; Restricted Category; Certification of Aircraft With Uncertificated or Altered Engines or Propellers (5-21-69).**

Sets forth acceptable means of substantiating that uncertificated or altered engines and propellers have no unsafe features for type certification of aircraft in the restricted category.

**21-9 Manufacturers Reporting Failures, malfunctions, or Defects (12-30-70).**

Provides information to assist manufacturers of aeronautical products (aircraft, aircraft engines, propellers, appliances, and parts) in notifying the Federal Aviation Administration of certain failures, malfunctions, or defects, resulting from design or quality control problems, in the products which they manufacture.

**21-10 Flight Recorder Underwater Locating Device (5-20-71).**

Provides one acceptable means (not the only means) of showing compliance with the underwater locating device requirements of FAR 25.1459 and FAR 121.343.

**21-11 Quality Assurance Systems Analysis Review (QASAR) Program Manufacturers/Suppliers (5-26-72).**

Explains the objectives and concept of the FAA's subject program.

**21-12 Application for U.S. Airworthiness Certificate, FAA Form 8130-6 (OMB 04-R0058) (1-17-73).**

Provides instructions on the preparation and submittal of subject form.

**21-13 Standard Airworthiness Certification of Surplus Military Aircraft and Aircraft Built from Spare and Surplus Parts (4-5-73).**

Provides guidance and instructions on establishing eligibility and submitting application for civil airworthiness certification of surplus military aircraft and aircraft assembled from spare and surplus parts, under FAR 21.183(d) when an FAA Type Certificate has been issued under FAR 21.21 or FAR 21.27.

**21.25-1 Use of Restricted Category Airplanes for Glider Towing (4-20-65).**

Announces that glider towing is now considered to be a special purpose for type and airworthiness certification in the restricted category.

**21.303-1A Certification Procedures for Products and Parts (8-10-72).**

Provides information concerning section 21.303 of Federal Aviation Regulations, Part 21, and to set forth examples, as necessary, of acceptable means of compliance with its requirements.

**23.1329-1 Automatic Pilot Systems Approval (Non-Transport) (12-23-65).**

Sets forth an acceptable means by which compliance with the automatic pilot installation requirements of FAR 23.1329 may be shown.

**25-2 Extrapolation of Takeoff and Landing Distance Data Over a Range of Altitude for Turbine-Powered Transport Aircraft (7-9-64).**

Sets forth acceptable means by which compliance may be shown with the requirements in CAR 4b and SR-422B.

**25-4 Inertial Navigation Systems (INS) (2-18-66).**

Sets forth an acceptable means for complying with rules governing the installation of inertial navigation systems in transport category aircraft.

**25-5 Installation Approval on Transport Category Airplanes of Cargo Unit Load Devices Approved as Meeting the Criteria in NAS 3610 (6-3-70).**

Sets forth an acceptable means, but not the sole means, of complying with the requirements of the Federal Aviation Regulations (FAR's) applicable to the installation on transport category airplanes of cargo unit load devices approved as meeting the criteria in NAS 3610.

**25.253-1 High-Speed Characteristics (11-24-65).**

Sets forth an acceptable means by which compliance may be shown with FAR 25.253 during certification flight tests.

**25.253-1 CH 1 (1-10-66).**

Provides amended information for the basic advisory circular.

**25.981-1A Guidelines for Substantiating Compliance With the Fuel Tank Temperature Requirements (1-20-71).**

Sets forth some general guidelines for substantiating compliance with fuel tank temperature airworthiness standards, section 25.981.

**25.1329-1A Automatic Pilot System Approval (7-8-68).**

Sets forth an acceptable means by which compliance with the automatic pilot installation requirements of FAR 25.1329 may be shown.

**25.1457-1A Cockpit Voice Recorder Installations (11-3-69).**

Sets forth one acceptable means of compliance with provisions of FAR 25.1457 (b), (e), and (f) pertaining to area microphones, cockpit voice recorder location, and erasure features.

**29-1 Approval Basis for Automatic Stabilization Equipment (ASE) Installations in Rotorcraft (12-26-63).**

Gives means for compliance with flight requirements in various CAR's.

**29-1 CH 1 (3-26-64).**

Transmits revised information about the time delay of automatic stabilization equipment.

**29.773-1 Pilot Compartment View (1-19-66).**

Sets forth acceptable means, not the sole means, by which compliance with FAR 29.773(a) (1), may be shown.

**33-1B Turbine-Engine Foreign Object Ingestion and Rotor Blade Containment Type Certification Procedures (4-22-70).**

Provides guidance and acceptable means, not the sole means, by which compliance may be shown with the design and construction requirements

of Part 33 of the Federal Aviation Regulations.

**33-2A Aircraft Engine Type Certification Handbook (6-5-72).**

Contains guidance relating to type certification of aircraft engines which will constitute acceptable means, although not the sole means, of compliance with the Federal Aviation Regulations.

**33-3 Turbine and Compressor Rotors Type Certification Substantiation Procedures (9-9-68).**

Sets forth guidance and acceptable means, not the sole means, by which compliance may be shown with the turbine and compressor rotor substantiation requirements in FAR Part 33.

**36-1 Airplane Noise Levels (5-31-73).**

Provides noise level data for turbine powered airplanes.

**37-2 Test Procedures for Maximum Allowable Airspeed Indicators (12-9-68).**

Provides guidance concerning test procedures which may be used in showing compliance with the standards in FAR 37.145 (TSO-C46a).

**37-3 Radio Technical Commission for Aeronautics Document DO-138 (1-10-69).**

This circular announces RTCA Document DO-138 and discusses how it may be used in connection with technical standard order authorizations.

**39-1A Jig Fixtures; Replacement of Wing Attach Angles and Doublers on Douglas Model DC-3 Series Aircraft Airworthiness Directive 66-18-2 (3-5-70).**

Describes methods of determining that jig fixtures used in the replacement of the subject attached angles and doublers meet the requirements of Airworthiness Directive 66-18-2.

**39-6D Summary of Airworthiness Directives (2-11-74).**

Announces the availability of Summary of Airworthiness Directives dated January 1, 1974 from Oklahoma City and how to obtain them.

**43-1 Matching VHF Navigation Receiver Outputs With Display Indicators (8-2-65).**

Alerts industry to the possibility of mismatching outputs, both guidance and flag alarm, of certain VHF navigation receivers when used with some types of display indicators causing the receiver to fail without providing a flag alarm.

**43-2 Minimum Barometry for Calibration and Test of Atmospheric Pressure Instruments (9-10-65).**

Sets forth guidance material which may be used to determine the adequacy of barometers used in the calibration of aircraft static instruments and presents information concerning the general operation, calibration, and maintenance of such barometers.

**43-3 Nondestructive Testing in Aircraft (5-11-73).**

Reviews the basic principles underlying nondestructive testing. (\$0.75 GPO.) TD 4.8:T28.

**43-4 Corrosion Control for Aircraft (5-15-73).**

Summarizes current available data regarding identification and treatment of corrosive attack on aircraft structure and engine materials.

**43-4 CH 1 (3-1-74).**

Provides additional information on identification and treatment of corrosion attack on aircraft structures. Adds a new Chapter 14—Corrosion control of aircraft used in agricultural cropdusting operations.

**43.9-1C Instruction for Completion of FAA Form 337 (12-20-73).**

Provides instructions for completing revised FAA Form 337, Major Repair and Alteration (Airframe, Powerplant, Propeller or Appliance).

**43.13-1A Acceptable Methods, Techniques and Practices—Aircraft Inspection and Repair (4-17-72).**

Contains methods, techniques, and practices acceptable to the Administrator for inspection and repair to civil aircraft. Published in 1973. (\$3.70—GPO.) TD 4.28/2:972.

**43.13-2 Acceptable Methods, Techniques, and Practices—Aircraft Alterations (4-19-66).**

Contains methods, techniques, and practices acceptable to the Administrator in altering civil aircraft. Published in 1965. (\$2.50, \$3.25 foreign Sub.—GPO.) TD 4.28:973.

Subscription now includes: Changes 1 thru 14 Consolidated Reprint in 1973 and Change 15 dated 1-15-74.

**43-202 Maintenance of Weather Radar Radomes (6-11-65).**

Provides guidance material useful to repair facilities in the maintenance of weather radar radomes.

**43-203A Altimeter and Static System Tests and Inspections (6-6-67).**

Specifies acceptable methods for testing altimeter and static system. Also, provides general information on test equipment used and precautions to be taken.

**43-204A Airborne ATC Transponder System Maintenance (1-11-74).**

Sets forth one means, but not the only means of demonstrating compliance with the maintenance requirements, contained in FAR 91.177 and prescribed in FAR 43, Appendix F, governing the testing of ATC transponders.

**45-2 Identification and Registration Marking (7-7-72).**

Provides guidance and information concerning the identification and marking requirements of Federal Aviation Regulations (FAR) Parts 21 and 45, and,

where considered helpful, to provide an acceptable means, but not the sole means, of compliance with the regulations.

**47-1A Aircraft Registration, Eligibility, Identification and Activity Report (6-7-73).**

Advises owners and operators of U.S. civil aircraft of requirement for annual submission of current information related to aircraft registration eligibility, requests similar submission of information related to identification and activity of aircraft; and to call attention to the availability of the reporting form to be used.

**Airmen**

**SUBJECT NO. 60**

**60-2K Annual Aviation Mechanic Safety Awards Program (4-4-73).**

Provides the details of the annual Aviation Mechanic Safety Awards Program.

**60-4 Pilot's Spatial Disorientation (2-9-65).**

Acquaints pilots flying under visual flight rules with the hazards of disorientation caused by the loss of reference with the natural horizon.

**60-6 FAA Approved Airplane Flight Manuals, Placards, Listings, Instrument Markings—Small Airplanes (12-13-68).**

Alerts pilots to the regulatory requirements relating to the subject and provides information to aid pilots to comply with the provisions of FAR section 91.31.

**60-7 Statement of Additional Instruction for Retest (1-27-72).**

Announces a new procedure for the use of a computer printed "Statement of Additional Instruction" on each Airman Written Test Report that has an unsatisfactory grade for any section. It explains the statement and strongly recommends its use.

**60-8 Aids Authorized for use by Airman Written Test Applicants (12-29-72).**

Describes the aids that applicants may use when taking airman written tests.

**60-9 Induction Icing—Pilot Precautions and Procedures (2-28-73).**

Provides the pilot with information on the causes and results of induction icing in reciprocating aircraft engines, and the precautions he should take to reduce the likelihood of icing, and the means available to him in controlling icing when it is encountered.

**61-1D Aircraft Type Ratings (5-15-72).**

Provides designators adopted by the Federal Aviation Administration for aircraft type ratings issued with pilot certificates.

**61-2A Private Pilot (Airplane) Flight Training Guide (9-1-64).**

Contains a complete private pilot flight training syllabus which consists of 30

lessons. Reprinted in 1972. (\$1.95 GPO.)  
FAA 5.8/2:P 64/4/964.

**61-3B Flight Test Guide—Private Pilot—Airplane—Single Engine (4-2-68).**

Assists the private pilot applicant in preparing for his certification flight test. Reprinted in 1969. (\$0.25 GPO.) TD 4.408:P 64/2.

**61-4C Multiengine Airplane Class or Type Rating—Flight Test Guide (2-1-71).**

Assists the private pilot applicant in preparing for certification or rating flight tests. Reprinted in 1972. (\$0.65 GPO.) TD 4.408:M 91.

**61-5A Helicopter Pilot Written Test Guide—Private—Commercial (8-14-67).**

Gives guidance to applicants preparing for the aeronautical knowledge requirements for a private or commercial pilot certificate with a helicopter rating.

**61-8C Instrument Rating (Airplane) Written Test Guide (5-31-72).**

Reflects the current operating procedures and techniques in a background setting appropriate for applicants preparing for the subject test. (\$1.45 GPO.) TD 4.8:In 7/4/972.

**61-9A Pilot Transition Courses for Complex Single-Engine and Light Twin-Engine Airplanes (11-7-72).**

Provides training syllabuses and check-out standards for pilots who seek to qualify on additional types of airplanes. (\$0.30 GPO.) TD 4.8:P 64/6.

**61-10A Private and Commercial Pilots Refresher Courses (9-27-72).**

Provides information to prospective students and describes the areas of training that should be emphasized. (\$0.40 GPO.) TD 4.408:P 64/6.

**61-11B Airplane Flight Instructor Written Test Guide (9-12-72).**

Provides information to prospective airplane flight instructors about certification requirements, application procedures, and reference study materials; a sample examination is presented with explanations of the correct answers. (\$0.95 GPO.) TD 4.408:In 7.

**61-12E Student Pilot Guide (3-10-72).**

Provides guidance for prospective student pilots and for those already engaged in their primary flight training, general procedures for obtaining student and private pilot certificates. (\$0.40 GPO.) TD 4.8:P 64/3/972.

**61-13A Basic Helicopter Handbook (4-5-73).**

Provides detailed information to applicants preparing for private, commercial, and flight instructor pilot certificates with a helicopter rating about helicopter aerodynamics, performance, and flight maneuvers. It will also be useful to certificated helicopter flight instructors as an aid in training students. (\$1.90 GPO.) FAA 1.8:H 36/2.

**61-14A Flight Instructor Practical Test Guide (10-23-69).**

Provides assistance to the certificated pilot in preparing for the practical demonstration required for the issuance of the flight instructor certificate. Reprinted in 1973. (\$0.35 GPO.) TD 4.408:In 7/4.

**61-16A Flight Instructor's Handbook (10-14-69).**

Gives guidance and information to pilots preparing to apply for flight instructor certificates, and for use as a reference by flight instructors. (\$2 GPO.) Reprinted in 1972. TD 4.408:In 7/3.

**61-17B Flight Test Guide—Instrument Pilot Airplane (1-12-72).**

Provides assistance for the instrument pilot applicant in preparing for his instrument rating flight test. Reprinted in 1973. (\$0.40 GPO.) TD 4.408:In 7/2/972.

**61-18C Airline Transport Pilot (Airplane) Written Test Guide (4-19-71).**

Reflects current operating procedures and techniques in a background setting appropriate for applicants preparing for the Airline Transport Pilot (Airplane) Written Test. (\$0.75 GPO.) Reprinted in 1972. TD 4.8:P 64/5/971.

**61-19 Safety Hazard Associated With Simulated Instrument Flights (12-4-64).**

Emphasizes the need for care in the use of any device restricting visibility while conducting simulated instrument flights that may also restrict the view of the safety pilot.

**61-21 Flight Training Handbook (1-11-66).**

Provides information and direction in the introduction and performance of training maneuvers for student pilots, pilots requalifying or preparing for additional ratings, and flight instructors. Reprinted in 1969. (\$2.10 GPO.) FAA 1.8:F 64/4.

**61-23A Pilot's Handbook of Aeronautical Knowledge (7-10-70).**

Contains essential, authoritative information used in training and guiding applicants for private pilot certification, flight instructors, and flying school staffs. (\$5.30 GPO.) TD 4.408:P 64/5.

**61-25 Flight Test Guide—Helicopter, Private and Commercial Pilot (12-7-65).**

Assists the helicopter pilot applicant in preparing for the certification flight tests; provides information concerning applicable procedures and standards. Published in 1965. (\$0.55 GPO.) FAA 1.8:H 36/2.

**61-27B Instrument Flying Handbook (9-22-70).**

Provides the pilot with basic information needed to acquire an FAA instrument rating. It is designed for the reader who holds at least a private pilot certificate and is knowledgeable in all areas covered in the "Pilot's Handbook of Aero-

nautical Knowledge." (\$3.35 GPO.) TD 4.8:In 7/2/971.

**61-28A Commercial Pilot Written Test Guide (4-28-70).**

Reflects current operating procedures and techniques for the use of applicants in preparing for the Commercial Pilot-Airplane Written Test. (\$2.00 GPO.) TD 4.408:P 64/4.

**61-29A Instrument Flight Instructor Written Test Guide (10-16-70).**

Reflects current operating procedures, regulations, and techniques for the use of applicants in preparing for the Flight Instructor Instrument Written Test (\$0.85 GPO.) TD 4.8:In 7/5.

**61-30A Flight Test Guide—Gyroplane, Private and Commercial (3-23-72).**

Assist the commercial and private pilot applicant in preparing for his gyroplane test (\$0.30 GPO.) TD 4.408:G99.

**61-31A Gyroplane Pilot Written Test Guide, Private and Commercial (6-9-72).**

Provides guidance and assistance to applicants who are preparing for the Private or Commercial Pilot Gyroplane Written Test. Covers the basic aeronautical knowledge that the prospective gyroplane pilot must know.

**61-32A Private Pilot Written Test Guide (12-1-71).**

Provides information, guidelines, and sample test items to assist applicants for the Private Pilot Certificate in attaining necessary aeronautical knowledge (\$2.50 GPO.) TD 4.408:P 64/971.

**61-33 Gyroplane Flight Instructor Examination Guide (3-25-66).**

Assists applicants who are preparing for the Flight Instructor Rotorcraft Gyroplane Written Examination. Revised in 1966.

**61-34A Federal Aviation Regulations Written Test Guide for Private, Commercial and Military Pilots (6-18-70).**

Outlines the scope of the basic knowledge required of civilian or military pilots who are studying FARs as they pertain to the Regulations terminology; to the certification of private and commercial pilots; to the operation of aircraft in the national airspace; and to the requirements of the National Transportation Safety Board. For use as a guide in preparing for the FAR Written Test. (\$0.70 GPO.) TD 4.8:P 64/970.

**61-38 Rotorcraft Helicopter Written Test Guide (8-16-67).**

Gives guidance to applicants preparing for the aeronautical knowledge requirement for a flight instructor certificate with a helicopter rating.

**61-39A Flight Test Guide, Private and Commercial Pilot—Glider (10-19-72).**

Assists applicants for private and commercial pilot flight tests in gliders.

**61-41A Glider Flight Instructor Written Test Guide (1-12-72).**

Provides information, guidelines, and sample test items, to assist applicants for the Glider Flight Instructor rating in attaining necessary aeronautical knowledge.

**61-42A Airline Transport Pilot (Helicopter) Written Test Guide (1-20-72).**

Describes the type and scope of required aeronautical knowledge covered in the written tests, lists reference materials available from GPO bookstores, and presents sample test items with answers and explanations. (\$0.40 GPO.) TD 4.408:H 36/972.

**61-43A Glider Pilot Written Test Guide—Private and Commercial (1-12-72).**

Provides information, guidelines, and sample test items, to assist applicants for the Glider Pilot Certificate in attaining necessary aeronautical knowledge.

**61-45 Instrument Rating (Helicopter) Written Test Guide (1-24-68).**

Assists applicants who are preparing for the helicopter instrument rating. Presents a study outline, study materials and a sample test with answers.

**61-46 Flight Instructor Procedures (6-4-69).**

Informs flight instructors of the procedures involved in the renewal or reinstatement of Flight Instructor Certificates, qualification for "Gold Seal" certificates, and endorsing student pilot logbooks for various operations.

**61-47 Use of Approach Slope Indicators for Pilot Training (9-16-70).**

Informs pilot schools, flight instructors and student pilots of the recommendation of the Federal Aviation Administration on the use of approach slope indicator systems for pilot training.

**61-49 Airline Transport Pilot—Airplane Practical Test Guide (8-9-71).**

Describes the practical test requirements for Airline Transport Pilot Certificates (Airplane) and associated class and type ratings. (\$0.45 GPO.) TD 4.408: Ai 7/4.

**61-50 Aerial Applicator Aerodynamics Review of "Region of Reversed Command" (2-7-72).**

Provided for the purpose of increasing pilot awareness of the aerodynamic limitations pertinent to aerial applicator operations.

**61-51 Reporting Flight Time on Pilot Applications, FAA Form 8420-3 (6-26-72).**

Advises applicants of the importance of entering their pilot flight time on subject form. (OBM No. 04-R0064.)

**61-52B Flight Instructor of the Year Award Program (1-5-74).**

Provides the details of the Flight Instructor of the Year Award Program.

**61-54 Flight Test Guide (Part 61 revised)—Private Pilot Airplane (4-2-73).**

Establishes a new concept of pilot training and certification requirements. (\$0.65 GPO.) TD 4.408:P64/2/973.

**61-55 Commercial Pilot Airplane Flight Test Guide (4-13-73).**

Assist the applicant and his instructor in preparing for the flight test for the Commercial Pilot Certificate with Airplane Rating under Part 61 (revised). (\$0.60 GPO.) TD 4.408:AI 7/7.

**61-56 Flight Test Guide (Part 61 revised) Instrument Pilot Airplane (5-1-73).**

Assists the applicant and his instructor in preparing for the flight test for the Instrument Pilot Airplane Rating under Part 61 (revised). (\$0.55 GPO.) TD 4.408:IN 7/2/973.

**61-57 Multiengine Airplane Class and Type Rating (4-13-73).**

Contains information and guidance concerning the pilot operations, procedures, and maneuvers relevant to the flight test required for the Multiengine Class and Type Rating under Part 61 (revised). (\$0.65 GPO.) TD 4.408:M91/973.

**61-58 Flight Instructor Practical Test Guide (5-1-73).**

Outlines new requirements based on changes to FAR Part 61, Certification of Pilots and Flight Instructors. (\$0.40 GPO.) TD 4.408:In 7/5.

**61-59 Private and Commercial Pilot, Flight Test Guide (5-24-73).**

Assist the applicant and his instructor in preparing for the flight test for the Private or Commercial Pilot Rotorcraft Certificate with Helicopter Rating under Part 61 (revised). (\$0.55 GPO.) TD 4.408:H36/3.

**61-60 Private and Commercial Pilot Gyroplane, Flight Test Guide (May 1973).**

Outlines appropriate pilot operations and the minimum standards for the performance of each procedure or maneuver which will be accepted by the examiner as evidence of the pilot's competency, under Part 61 (revised). (\$0.65 GPO.) TD 4.408:G99/973.

**61-61 Private and Commercial Pilot Glider, Flight Test Guide (4-27-73).**

Assist the applicant and his instructor in preparing for the flight test for the Private and the Commercial Pilot Certificate with Glider Rating under Part 61 (revised). (\$0.50 GPO.) TD 4.408:G49.

**61-62 Private and Commercial Pilot Free Balloon . . . , Flight Test Guide (June 1973).**

Assist the applicant and his instructor in preparing for the flight test for the Private Pilot or Commercial Pilot Certificate with a lighter-than-air category and free balloon class rating under Part 61 (revised).

**61-64 Flight Test Guide—Instrument Pilot Helicopter (7-23-73).**

Assist the applicant and his instructor in preparing for the flight test for the Instrument Pilot Helicopter Rating under the revised Part 61. (\$0.40 GPO.) TD 408:H 36/4.

**61-65 Part 61 (Revised) Certification: Pilot and Flight Instructors (9-5-73).**

Informs pilots and flight instructors of the changes in Part 61, revised January 23, 1973, their effects, and the standards and procedures which will be used in implementing them.

**61-66 Annual Pilot in Command Proficiency Checks (11-2-73).**

Presents material relating to annual proficiency checks required for pilots-in-command of civil aircraft type certificated for more than one required pilot crewmember, other than those operating under Parts 121, 123, 127, 133, 135, and 137.

**61.117-1D Flight Test Guide—Commercial Pilot, Airplane (2-14-72).**

Assists the commercial applicant in preparing for his certification flight test. Reprinted in 1973. (\$0.30 GPO.) TD 4.8:P 64/2/72.

**63-1B Flight Engineer Written Test Guide (10-22-70).**

Provides information to prospective flight engineers and others interested in this certification area. Contains information about certification requirements and describes the type and scope of the written test. Lists appropriate study and reference material and presents sample questions similar to those found in the official written tests. (\$0.85 GPO.) TD 4.8:En 3/971.

**63-2A Flight Navigator Written Test Guide (4-4-69).**

Defines the scope and narrows the field of study to the basic knowledge required for the Flight Navigator Certificate. Published in 1969. (\$0.70 GPO.) TD 4.8:F 64/2.

**65-2C Airframe and Powerplant Mechanics Certification Guide (3-15-73).**

Provides information to prospective airframe and powerplant mechanics and other persons interested in FAA certification of aviation mechanics. (\$1.10 GPO.) TD 4.8:AI 7/6/973.

**65-4B Aircraft Dispatcher Written Test Guide (7-25-72).**

Describes the type and scope of aeronautical knowledge covered by the aircraft dispatcher written examination, lists reference materials, and presents sample questions. (\$1.40 GPO.) TD 408:AI 7/6.

**65-5 Parachute Rigger Certification Guide (6-19-67).**

Provides information on how to apply for a parachute rigger certificate or rating and assists the applicant in preparing for the written, oral, and practical

tests. Reprint in 1970. (\$0.25 GPO.) TD 4.8:P 21.

**65-9 Airframe and Powerplant Mechanics—General Handbook (8-26-70).**

Designed as a study manual for persons preparing for a mechanic certificate with airframe or powerplant ratings. Emphasis in this volume is on theory and methods of application, and is intended to provide basic information on principles, fundamentals, and airframe and powerplant ratings. Reprinted in 1973. (\$6 GPO.) TD 4.408:AI 7/2.

**65-11A Airframe and Powerplant Mechanics Certification Information (4-21-71).**

Provides answers to questions most frequently asked about Federal Aviation Administration certification of aviation mechanics. (\$0.40 GPO.) TD 4.8:AI:7/21/9/71.

**65-12 Airframe and Powerplant Mechanics Powerplant Handbook (9-25-70).**

Designed to familiarize student mechanics with the construction, theory of operation, and maintenance of aircraft powerplants. Reprinted in 1973. (\$4.60 GPO.) TD 4.408:AI 7/3.

**65-13 FAA Inspection Authorization Directory (12-14-70).**

Provides a new directory of all FAA certificated mechanics who hold an inspection authorization as of the effective date shown above. (\$1.25 GPO.) TD 4.2:In 7.

**65-15 Airframe and Powerplant Mechanics Airframe Handbook (9-18-72).**

Designed to familiarize student mechanics with airframe construction, repair, and the operating theory of airframe systems. Reprinted in 1973. (\$5.05 GPO.) TD 4.408:AI 7/5.

**65-17 Annual Renewal Meeting of Holders of the Inspection Authorization (1-15-73).**

Initiates an annual renewal meeting for the holders of the inspection authorization.

**65.95-2B Handbook and Study Guide for Aviation Mechanics Inspection Authorization (10-9-70).**

This handbook gives guidance to persons conducting annual and progressive inspections and approving major repairs or alterations of aircraft. While the handbook is primarily intended for mechanics holding or preparing for an Inspection Authorization, it may be useful to aircraft manufacturers and certificated repair stations who have these privileges.

**Airspace**

**SUBJECT NO. 70**

**70-2 Airspace Utilization Considerations in the Proposed Construction, Alteration, Activation and Deactivation on Airports (7-23-73).**

Advises those persons proposing to construct, alter, activate or deactivate

a civil or joint-use (civil/military) airport, for which Federal aid has not been requested, of the Federal Aviation Administration.

**70/7460-1C Obstruction Marking and Lighting (12-11-73).**

Describes FAA standards on obstruction marking and lighting and establishes the methods, procedures, and equipment types for both aviation red and high intensity white obstruction lights.

**70/7460-2E Proposed Construction or Alteration of Objects that may Affect the Navigable Airspace (7-5-73).**

Advises those persons proposing to erect or alter an object that may affect the navigable airspace of the requirement to submit a notice to the Administrator of the Federal Aviation Administration (FAA).

**70/7460-3 Petitioning the Administrator for Discretionary Review; Section 77.37, FAR (8-8-68).**

Revises and updates information concerning the submission of petitions to the Administrator for review, extension, or revision of determinations issued by regional directors or their designees.

**73-1 Establishment of Alert Areas (3-11-68).**

Announces the establishment of alert areas and sets forth the procedures which FAA will follow in establishing such areas.

**Air Traffic Control and General Operations**

**SUBJECT NO. 90**

**90-1A Civil Use of U.S. Government Proposed Instrument Approach Charts (4-10-68).**

Clarifies landing minimums requirements and revises instrument approach charts.

**90-5 Coordination of Air Traffic Control Procedures and Criteria (6-13-63).**

States Air Traffic Service policy respecting coordination of air traffic procedures and criteria with outside agencies and/or organizations.

**90-12A Severe Weather Avoidance (2-21-73).**

Warns all pilots concerning flight in the vicinity of known or forecasted severe weather, severe turbulence and hail and advises them that air traffic control facilities, even though equipped with radar, might not always have the capability nor be in a position to provide assistance for circumnavigation of areas of severe weather.

**90-14A Altitude—Temperature Effect on Aircraft Performance (1-26-68).**

Introduces the Denalt Performance Computer and reemphasizes the hazardous effects density altitude can have on aircraft.

**90-20 Weather Radar Radomes (11-12-64).**

Highlights some important points to consider in the selection and maintenance of weather radar radomes.

**90-22C Automatic Terminal Information Service (ATIS) (2-2-71).**

Provides updated information concerning the operation of Automatic Terminal Information Service.

**90-23D Wake Turbulence (12-15-72).**

Alerts pilots to the hazards of aircraft trailing vortex wake turbulence and recommends related operational procedures.

**90-32 Radar Capabilities and Limitations (8-15-67).**

Advises the aviation community of the inherent capabilities and limitations of radar systems and the effect of these factors on the service provided by air traffic control (ATC) facilities.

**90-34 Accidents Resulting from Wheelbarrowing in Tricycle Gear Equipped Aircraft (2-27-68).**

Explains "wheelbarrowing", the circumstances under which it is likely to occur, and recommended corrective action.

**90-38A Use of Preferred IFR Routes (12-29-69).**

Outlines the background, intent, and requested actions pertaining to the use of preferred IFR routes.

**90-41C Revised Standard Instrument Departure/Arrival Procedures (4-13-72).**

Describes the revised Standard Instrument Departure (SID) and Standard Terminal Arrival Route (STAR) program which basically eliminates the ability to file STAR's in a flight plan and informs pilots that altitudes and airspeeds will no longer be embedded within the body of a STAR.

**90-42A Traffic Advisory Practices at Nontower Airports (8-16-72).**

Establishes, as good operating practices, procedures for pilots to be apprised of or exchange traffic information, when approaching or departing uncontrolled airports.

**90-43C Operations Reservations for High-Density Traffic Airports (11-14-71).**

Advises the aviation community of the means for all aircraft operators, except helicopters, scheduled and supplemental air carriers and scheduled air taxis, to obtain a reservation to operate to and/or from designated high-density traffic airports.

**90-45 Approval of Area Navigation Systems for Use in the U.S. National Airspace System (8-18-69).**

Provides guidelines for implementation of area navigation (RNAV) within the National Airspace System (NAS).

## 90-45 CH 1 (10-20-70).

Deletes certain items found to be in excess of minimum requirements and clarifies certain other items.

## 90-47 Abbreviated Instrument Flight Rules Departure Clearance (3-18-70).

Provides guidance to pilots and operators for participation in the Abbreviated IFR Departure Clearance Program.

## 90-48 Pilots' Role in Collision Avoidance (3-20-70).

Alerts all pilots to the midair collision and near midair collision hazard and to emphasize those basic problem areas of concern, as related to the human causal factors, where improvements in pilot education, operating practices, procedures, and techniques are needed to reduce mid-air conflicts.

## 90-50 Air Traffic Control Radio Frequency Assignment Plan for VFR and IFR Communications (9-29-70).

Describes the civil air traffic control assignment of frequencies in the very high frequency (118-136 MHz) band.

## 90-51 FAA Motion Picture—"Caution—Wake Turbulence" (11-17-70).

Announces the availability of a new wake turbulence film and encourages its viewing.

## 90-54A Cruise Clearances (11-27-73).

Provides the aviation community guidance when operating under a "cruise" clearance.

## 90-58 VOR Course Errors Resulting from 50KHz Channel Selection (2-16-72).

Provides information concerning a potentially hazardous situation when a VOR receiver is tuned 50KHz from the ground station frequency.

## 90-59 Arrival and Departure Handling of High-Performance Aircraft (2-23-72).

Describes ATC handling of high performance aircraft in terminal areas.

## 90-60 Weather Observation Reporting Obscured or Partially Obscured Sky Condition (3-31-72).

Provides pilots with information concerning weather conditions reported by weather observers as obscuration or partial obscuration.

## 90-61 Practice Instrument Approaches (6-12-72).

Advises the aviation community of measures to achieve more organized and controlled operations where practice instrument approaches are conducted.

## 90-62 Flying DME ARCs (1-23-73).

Describes the procedures and techniques for intercepting DME arcs from radials, maintaining DME arcs, and intercepting radials and localizers from DME arcs.

## 90-63 ATC Procedures for Random Area Navigation Routes (5-8-73).

Provides guidelines and procedures for obtaining approval of random IFR area

navigation routes in the U.S. National Airspace System.

## 90-64 Automated Radar Terminal System (ARTS) III (6-22-73).

Advises the aviation community of the capabilities of the Automated Radar Terminal System and the associated services provided by ARTS III equipped air traffic control facilities.

## 90-65 Air Traffic Fuel Economy Program (1-18-74).

Advises the aviation community of flow control procedures that will be utilized to conserve aviation fuel during periods when the normal movement of aircraft is disrupted. Also describes actions required of user groups to ensure efficient flow control planning.

## 91-3 Acrobatic Flight (9-30-63).

Sets safe operating practices for the conduct of acrobatic flight operations.

## 91-5B Waivers of Subpart B, Part 91 of the Federal Aviation Regulations (FARs) (1-23-72).

Provides information concerning the submission of applications for and the issuance of waivers of Subpart B, FAR Part 91.

## 91-6 Water, Slush, and Snow on the Runway (1-21-65).

Provides background and guidelines concerning the operation of turbojet aircraft with water, slush, and/or snow on the runway.

## 91-7 Hazards Associated With In-Flight Use of "Visible-Fluid" Type Cigarette Lighters (3-16-65).

Discusses the potential hazards associated with in-flight use of "visible-fluid" type cigarette lighters.

## 91-8A Use of Oxygen by General Aviation Pilots/Passenger (8-11-70).

Provides general aviation personnel with information concerning the use of oxygen.

## 91-9 Potential Hazards Associated With Turbojet Ground Operations (6-19-65).

Alerts turbojet operators and flight crews to potential hazards involving turbojet operations at airports.

## 91-10A Suggestions for Use of ILS Minima by General Aviation Operators of Turbojet Airplanes (10-3-65).

Provides general aviation operators of turbojet airplanes with information on practices and procedures to be considered before utilizing the lowest published IFR minima prescribed by FAR Part 97 and provides information on pilot-in-command experience, initial and recurrent pilot proficiency, and airborne airplane equipment.

## 91-11A Annual Inspection Reminder (12-3-69).

Provides the aviation community with a uniform visual reminder of the date an annual inspection becomes due. (Reference section 91.169(a) (1) of the FAR's.)

## 91.11-1 Guide to Drug Hazards in Aviation Medicine (7-19-63).

Lists all commonly used drugs by pharmacological effect on airmen with side effects and recommendations. Reprinted 1970. (\$0.50 GPO.) FAA 7.9:D 84.

## 91-12B Required Inspection for Aircraft Operating Under FAR Parts 121, 123, 127, or 135 and Reverting to General Operation Under FAR Part 91 (12-9-70).

Describes acceptable methods for complying with the required inspections set forth in FAR Part 91.

## 91-13A Cold Weather Operation of Aircraft (1-2-70).

Provides background and guidelines relating to operation of aircraft in the colder climates where wide temperature changes may occur.

## 91-14B Altimeter Setting Sources (10-1-71).

Provides the aviation public, industry, and FAA field personnel with guidelines for setting up reliable altimeter setting sources.

## 91-15 Terrain Flying (2-2-67).

A pocket-size booklet designed as a tool for the average private pilot. Contains a composite picture of the observations, opinions, warnings, and advice from veteran pilots who have flown this vast land of ours that can help to make flying more pleasant and safer. Tips on flying into Mexico, Canada, and Alaska. (\$1.40 GPO.) TD 4.2:T 27.

## 91-16 Category II Operations—General Aviation Airplanes (8-7-67).

Sets forth acceptable means by which Category II operations may be approved in accordance with FAR Parts 23, 25, 61, 91, 97, and 135.

## 91-17 The Use of View Limiting Devices on Aircraft (2-20-68).

Alerts pilots to the continuing need to make judicious and cautious use of all view limiting devices on aircraft.

## 91-21 Inspection Schedule—for Handley-Page Model HP-137 (4-24-69).

Provides information for use by persons planning to develop an inspection schedule for the Handley-Page Model HP-137 aircraft.

## 91-22A Altitude Alerting Devices/Systems (12-23-71).

Provides guidelines for designing, installing, and evaluating altitude alerting systems.

## 91-23 Pilot's Weight and Balance Handbook (5-6-69).

Provides an easily understood text on aircraft weight and balance for pilots who need to appreciate the importance of weight and balance control for safety of flight. Progresses from an explanation of basic fundamentals to the complete application of weight and balance principles in large aircraft operations. Reprinted in 1972 (\$1.25 GPO.) TD 4.408: P 64/3.

**91-24 Aircraft Hydroplaning or Aquaplaning on Wet Runways (9-4-69).**

Provides information to the problem of aircraft tires hydroplaning on wet runways.

**91-25A Loss of Visual Cues During Low Visibility Landings (6-22-72).**

Provides information concerning the importance of maintaining adequate visual cues during the descent below MDA or DA.

**91-26 Maintenance and Handling of Air-Driven Gyroscopic Instruments (10-29-69).**

Advises operators of general aviation aircraft of the need for proper maintenance of air-driven gyroscopic instruments and associated air filters.

**91-27A Systemworthiness Analysis Program—General Aviation (12-16-70).**

Explains the purpose and applicability of the Systemworthiness Analysis Program (SWAP) to certificated air taxis, repair stations, pilot and aviation maintenance technician schools that are operated under the privileges of certificates issued by the Federal Aviation Administration.

**91-28 Unexpected Opening of Cabin Doors (12-23-69).**

Outlines the importance of assuring that cabin doors are properly closed prior to takeoff.

**91-32 Safety in and Around Helicopters (5-7-71).**

Provides suggestions to improve helicopter safety by means of acquainting nonflight crew personnel and passengers with the precautions and procedures necessary to avoid undue hazards.

**91-33 Use of Alternate Grades of Aviation Gasoline for Grade 80/87 (10-6-71).**

Provides information relating to the use of alternate grades of aviation gasoline when grade 80/87 is not available, and the resultant effects of the use of the alternate fuels which may have higher TEL (tetraethyl lead) content.

**91-34 Model Aircraft Operating Standards (7-1-72).**

Outlines safety standards for operators of model aircraft, and encourages voluntary compliance with these standards.

**91-35 Noise, Hearing Damage, and Fatigue in General Aviation Pilots (3-28-72).**

Acquaints pilots with the hazards of regular exposure to cockpit noise. Especially pertinent are piston-engine, fixed-wing, and rotary-wing aircraft.

**91-36 VFR Flight Near Noise-Sensitive Areas (8-7-72).**

Encourages pilots making VFR flights near noise-sensitive areas to fly at altitudes higher than the minimum permitted by regulation and on flight paths which will reduce aircraft noise in such areas.

**91-37 Truth in Leasing (11-9-72).**

Provides information and guidance for lessees and conditional buyers of U.S. registered large civil aircraft.

**91-38 Large and Turbine-Powered Multiengine Airplanes, Part 91, Subpart D (12-13-72).**

Sets forth guidelines and procedures to assist operators of large and turbine-powered multiengine airplanes in meeting the safety requirements of FAR, Part 91, Subpart D.

**91-39 Recommended Noise Abatement Takeoff and Departure Procedure for Civil Turbojet Powered Airplanes (1-18-74).**

Illustrates the recommended noise abatement takeoff and departure procedure for civil turbojet powered airplanes.

**91-40 Terminal Control Area (TCA) Radar Outage (1-17-74).**

Explains the service that will be provided by Air Traffic Control to aircraft in a terminal control area when a radar outage occurs.

**91.29-1 Special Structural Inspections (1-8-68).**

Discusses occurrences which may cause structural damage affecting the airworthiness of aircraft.

**91.83-1 Canceling or Closing Flight Plans (3-12-64).**

Outlines the need for canceling or closing flight plans promptly to avoid costly search and rescue operations.

**91.83-2 IFR Flight Plan Route Information (2-16-66).**

Clarifies the air traffic control needs for the filing of route information in an IFR (Instrument Flight Rules) flight plan.

**95-1 Airway and Route Obstruction Clearance (6-17-65).**

Advises all interested persons of the airspace areas within which obstruction clearance is considered in the establishment of Minimum En Route Instrument Altitudes (MEA's) for publication in FAR Part 95.

**99-1 Security Control of Air Traffic (1-12-72).**

Provides civil aviation with recommended practices for operating aircraft within or penetrating an Air Defense Identification Zone (ADIZ).

**101-1 Waivers of Part 101, Federal Aviation Regulations (1-13-64).**

Provides information on submission of applications and issuances of waivers to FAR Part 101.

**103-2 Information Guide for Air Carrier Handling of Radioactive Materials (7-23-70).**

Acquaints air carrier industry and in particular, air freight handling personnel, with the essential requirements and practical application of the various regulations pertaining to the handling and transportation of radioactive materials.

**103-3 Information Guide for Training Programs and Manual Requirements in the Air Transportation of Dangerous Articles and Magnetized Materials. (10-10-73).**

Provides air carriers and air taxi/commercial operators with information concerning recent revisions to FAR Parts 103, 121, and 135 requiring the establishment of manuals and training of personnel in the air transportation of dangerous articles and magnetized materials.

**105-2 Sport Parachute Jumping (9-6-68).**

Provides suggestions to improve sport parachuting safety; information to assist parachutists in complying with FAR Part 105; and a list of aircraft which may be operated with one cabin door removed, including the procedures for obtaining FAA authorization for door removal.

**107-1 Aviation Security—Airports (5-19-72).**

Furnishes guidance to those individuals and organizations having responsibilities under Part 107 of the Federal Aviation Regulations. It also provides recommendations for establishing and improving security for restricted or critical facilities and areas the security of which is not dealt with in Part 107.

**Air Carrier and Commercial Operators and Helicopters**

SUBJECT NO. 120

**120-1A Reporting Requirements of Air Carriers, Commercial Operators, and Travel Clubs (4-24-69).**

Advises of the mechanical reliability reporting requirements contained in FAR Parts 121 and 127 and the accident and incident reporting requirements of NTSB Part 430, Rules Pertaining to Aircraft Accidents, Incidents, Overdue Aircraft, and Safety Investigations.

**120-2A Precautionary Propeller Feathering To Prevent Runaway Propellers (8-20-63).**

Emphasizes the need for prompt feathering when there is an indication of internal engine failure.

**120-5 High Altitude Operations in Areas of Turbulence (8-26-63).**

Recommends procedures for use by jet pilots when penetrating areas of severe turbulence.

**120-7A Minimum Altitudes for Conducting Certain Emergency Flight Training Maneuvers and Procedures (7-27-70).**

Issued to emphasize to all air carriers and other operators of large aircraft the necessity for establishing minimum altitudes above the terrain or water when conducting certain simulated emergency flight training maneuvers.

**120-12 Private Carriage Versus Common Carriage by Commercial Operators Using Large Aircraft (6-24-64).**

Provides guidelines for determining whether current or proposed transportation operations by air constitute private or common carriage.

**120-13 Jet Transport Aircraft Attitude Instrument Systems (6-26-64).**

Provides information about the characteristics of some attitude instrument systems presently installed in some jet transport aircraft.

**120-16A Continuous Airworthiness Program (9-11-69).**

Provide air carriers and commercial operators with guidance and information pertinent to certain provisions of Federal Aviation Regulations Parts 121 and 127.

**120-17 Handbook for Maintenance Control by Reliability Methods (12-31-64).**

Provides information and guidance material which may be used to design or develop maintenance reliability programs which include a standard for determining the time limitations.

**120-17 CH1 (6-24-66).****120-17 CH2 (5-6-68).****120-21 Aircraft Maintenance Time Limitations (6-24-66).**

Provides methods and procedures for the initial establishment and revision of time limitations on inspections, checks, maintenance or overhaul.

**120-24A Establishment and Revision of Aircraft Engine Overhaul and Inspection Periods (2-25-69).**

Describes methods and procedures used by the FAA in the establishment and revision of aircraft engine overhaul periods.

**120-26C Civil Aircraft Operator Designators (9-28-72).**

Revises the criteria and states the procedures for the assignment of a designator and a corresponding air/ground call sign to civil aircraft operators engaged in domestic services on a repetitive basis.

**120-27 Aircraft Weight and Balance Control (10-15-68).**

Provides a method and procedures for weight and balance control.

**120-27 CH 1 (11-20-73).**

Adds Part 123 to subject circular.

**120-28A Criteria for Approval of Category IIIa Landing Weather Minima (12-14-71).**

States an acceptable means, not the only means, for obtaining approval of Category IIIa minima and the installation approval of the associated airborne systems.

**120-28A CH 1 (1-18-73).**

Revises the CAT IIIa Landing Weather Minima maintenance requirements of paragraph 8 to make them consistent with the requirements for CAT IIa.

**120-29 Criteria for Approving Category I and Category II Landing Minima for FAR 121 Operators (9-25-70).**

Sets forth criteria used by FAA in approving turbojet landing minima of less than 300-3/4 or RVR 4,000 (Category I) and Category II minima for all aircraft.

**120-29 CH 1 (12-15-71).**

Revises Appendix 1 and deletes statement in Appendix 2 regarding 19-foot criteria (does not apply when using an approved automatic landing system).

**120-29 CH 2 (7-26-72).**

Clarifies the airborne system evaluation by stressing the necessity for meeting maintenance program requirements.

**121-1A Standard Operations Specifications—Aircraft Maintenance Handbook (6-26-73).**

Provides procedures acceptable to the Federal Aviation Administration which may be used by operators when establishing inspection intervals and overhaul times.

**121-3N Maintenance Review Board Reports (6-7-73).**

Revises the list of Maintenance Review Board Reports that are currently in effect.

**121-6 Portable Battery-Powered Megaphones (1-5-66).**

Sets forth an acceptable means for complying with rules (applicable to various persons operating under Part 121 of the Federal Aviation Regulations) that prescribe the installation of approved megaphones.

**121-7 Use of Seat Belts by Passengers and Flight Attendants To Prevent Injuries (7-14-66).**

Concerned with the prevention of injury due to air turbulence.

**121-12 Wet or Slippery Runways (8-17-67).**

Provides uniform guidelines in the application of the "wet runway" rule by certificate holders operating under FAR 121.

**121-13 Self-Contained Navigation Systems (Long Range) (10-14-69).**

States an acceptable means, not the only means, of compliance with the referenced sections of the FAR as they apply to persons operating under Parts 121 or 123 who desire approval of Doppler RADAR navigation systems or Inertial Navigation Systems (INS) for use in their operations.

**121-13 CH 1 (7-31-70).**

Assures standardization of the Minimum Equipment List (MEL) with respect to Inertial Navigation Systems (INS) through the appropriate Flight Operations Evaluation Board (FOEB).

**121-13 CH 2 (12-21-70).**

Permits all flight training for Doppler and INS qualification, to be completed in a simulator or training device approved for conducting the required pilot train-

ing and qualifications in the use of these systems.

**121-14 Aircraft Simulator Evaluation and Approval (12-19-69).**

Sets forth one means that would be acceptable to the Administrator for approval of aircraft simulators or other training devices requiring approval under section 121.407.

**121-16 Maintenance Certification Procedures (11-9-70).**

Provides guidance for the preparation of an Operations Specification—Preface Page which will afford nominal and reasonable relief from approved service and overhaul time limits when a part is borrowed from another operator.

**121-17 Aviation Security: Certain Air Carriers and Commercial Operators—Security Programs and Other Requirements (3-14-72).**

Provides general information regarding the requirements of FAR Amdt. 121-85.

**121.195(d)-1 Alternate Operational Landing Distances for Wet Runways; Turbojet Powered Transport Category Airplanes (11-19-65).**

Sets forth an acceptable means, but not the only means, by which the alternate provision of section 121.195(d) may be met.

**123-1 Air Travel Clubs (10-17-68).**

Sets forth guidelines and procedures to assist air travel clubs using large aircraft in meeting safety requirements of FAR Part 123.

**135.144-1 Small Propeller-Driven Air Taxi Airplanes That Meet Section 135.144 (4-13-72).**

Provides a summary of and information on small propeller-driven air taxi airplanes that comply with section 135.144 and may continue operations under FAR Part 135 after May 31, 1972, with 10 or more passenger seats.

**135.155-1 Alternate Static Source for Altimeters and Airspeed and Vertical Speed Indicators (2-16-65).**

Sets forth an acceptable means of compliance with provision in FAR Part 135 and Part 23 dealing with alternate static sources.

**135-1A Air Taxi Aircraft Weight and Balance Control (9-26-69).**

Provides a method and procedures for developing a weight and balance control system for small aircraft operating in the air taxi fleet under FAR Part 135.

**135-2A Air Taxi Operators of Large Aircraft (11-16-73).**

Provides guidelines for use by air taxi operators or applicants who desire to obtain authorization to operate large aircraft (more than 12,500 pounds maximum certificated takeoff weight) in air taxi operations.

**135-3 Air Taxi Operators of Small Aircraft (2-17-70).**

Sets forth guidelines and procedures to assist persons in complying with the



requirements of Federal Aviation Regulations, Part 135.

**135.60-1 Aircraft Inspection Programs (5-1-70).**

Provides information for use by air taxi operators and commercial operators of small aircraft developing an aircraft inspection program for FAA approval.

**137-1 Agricultural Aircraft Operations (11-29-65).**

Explains and clarifies the requirements of FAR Part 137 and provides additional information, not regulators in nature, which will assist interested persons in understanding the operating privileges and limitations of this Part.

**Schools and Other Certificated Agencies**  
SUBJECT NO. 140

**140-1F Consolidated Listing of FAA Certificated Repair Stations (10-29-71).**

Provides a revised directory of all FAA certificated repair stations as of July 1, 1971.

**140-2H List of Certificated Pilot Flight and Ground Schools (7-12-73).**

Provides a list of FAA certificated pilot flight and ground schools as of June 30, 1973.

**140-3B Approval of Pilot Training Courses Under Subpart D of Part 141 of the FAR (1-8-70).**

The title is self-explanatory.

**140-4 Use of Audio-Visual Courses in Approved Pilot Ground Schools Certificated Under Part 141 (8-7-68).**

Informs operators of certificated pilot schools on the use of audio-visual training aids for instruction in approved ground school courses conducted under the FARs.

**140-5 Radio Maintenance Technician School Curriculum (8-11-71).**

Provides information on curriculum subjects for persons desiring to establish radio maintenance technician training courses.

**143-1C Ground Instructor Written Test Guide—Basic—Advanced (10-10-72).**

Assist applicants preparing for the Basic or Advanced Ground Instructor Written Test by outlining the required knowledge and by providing sample questions for practice. (\$1.70 GPO.) TD 4408: G 91.

**143-2B Ground Instructor—Instrument—Written Test Guide (6-25-70).**

Provides information to applicants for the instrument ground instructor rating about the subject areas covered in the examination and illustrated by a study outline, a list of study materials, and a sample examination with answers. (\$1.30 GPO.) TD 4.8: G 91/971.

**145.101-1A Application for Air Agency Certificate—Manufacturer's Maintenance Facility (3-10-69).**

Explains how to obtain a repair station certificate.

**147-2L Directory of FAA Certificated Aviation Maintenance Technician Schools (7-12-73).**

Provides a revised directory of all FAA certificated aviation maintenance technician schools as of June 30, 1973.

**147-3 Phase III, A National Study of the Aviation Mechanics Occupation (3-22-71).**

Announces the availability for purchase by the public of a reprint of a report of Phase III, A National Study of the Aviation Mechanics Occupation.

**149-2F Listing of Federal Aviation Administration Certified Parachute Lofts (10-8-71).**

Provides a revised listing of all FAA certificated parachute lofts as of October 1, 1971.

**Airports**

SUBJECT NO. 150

AIRPORT PLANNING

**150/5000-1 Cancellation of Obsolete Publications Issued by Standards Division, Airports Service (4-17-70).**

Cancels outstanding airport engineering data sheets, technical standard orders, airport engineering bulletins, and miscellaneous publications that are no longer current and to direct the reader to a new source of information, where applicable.

**150/5000-2 Index of Publications, Airport Service, Standards Division (9-28-70).**

Transmits the first Airports Service, Standards Division, index of advisory circulars and related publications.

**150/5000-3B Address List for Regional Airports Divisions and Airport District Offices (10-26-73).**

Transmits the address list for all regional Airports Divisions and Airport District Offices.

**150/5040-1A Announcement of Report—Aviation Demand and Airport Facility Requirement Forecasts for Large Air Transportation Hubs Through 1980 (3-27-69).**

Announces the availability of the new report and where to obtain it.

**150/5040-2 Announcement of Report—Aviation Demand and Airport Facility Requirement Forecasts for Medium Air Transportation Hubs Through 1980 (5-22-69).**

Announces the availability of the report to the public, Federal Aviation Administration personnel, airport and local government planning officials, the aviation industry, and the interested public with forecasts of aviation demand and selected airport facility requirements for medium hubs through 1980.

**150/5040-3 Announcement of Report—A Suggested Action Program for the Relief of Airfield Congestion at Selected Airports (6-19-69).**

Announces the availability of the report to the public which identifies and analyzes the possible improvements lead-

ing to reduced aircraft delays at 18 of the Nation's highest density airports.

**150/5040-4 Announcement of Supplementary Report—A Suggested Action Program for the Relief of Airfield Congestion at Selected Airports (3-31-70).**

Announces the availability of the report to the public which identifies and analyzes possible improvements needed to prevent delays at 10 additional airports where demand compared to capacity indicates serious congestion will become a problem. This report is supplementary to the report announced by AC 150/5040-3.

**150/5050-2 Compatible Land Use Planning in the Vicinity of Airports (4-13-67).**

Advises Federal Aviation Administration personnel, local government officials and the public of the availability of the following two reports prepared under the auspices of the FAA by the firm of Transportation Consultants, Inc. *Compatible Land Use Planning On and Around Airports, and Aids Available for Compatible Land Use Planning Around Airports.*

**150/5050-3A Planning the State Airport System (June 1972).**

Provides general guidance in preparing a State airport system plan. (\$2.50 GPO.) TD 4.8: Ai 7/29.

**150/5960-1A Airport Capacity Criteria Used in Preparing the National Airport Plan (7-8-68).**

Presents the method used by the Federal Aviation Administration for determining when additional runways, taxiways, and aprons should be recommended in the National Airport Plan. The material is also useful to sponsors and engineers in developing Airport Layout Plans and for determining when additional airport pavement facilities should be provided to increase aircraft accommodation capacity at airports.

**150/5060-3A Airport Capacity Criteria Used in Long-Range Planning (12-24-69).**

Describes the method used by the Federal Aviation Administration for determining the approximate practical hourly and practical annual capacities of various airport runway configurations and is used in long-range (10 years or more) planning for expansion of existing airports and construction of new airports to accommodate forecast demand.

**150/5070-1 Rapid Transit Service for Metropolitan Airports (8-26-65).**

Informs airport officials of a Federal assistance program for rapid transit.

**150/5070-2 Planning the Metropolitan Airport (9-17-65). (Consolidated reprint 6-30-66 includes change 1.)**

Provides guidance and methodology for planning the metropolitan airport system as a part of the comprehensive metropolitan planning program.

**150/5070-3 Planning the Airport Industrial Park (9-30-65).**

Provides guidance to communities, airport boards, and industrial developers for the planning and development of Airport Industrial Parks.

**150/5070-5 Planning the Metropolitan Airport System (5-22-70).**

Gives guidance in developing airport-system plans for large metropolitan areas. It may be used by metropolitan planning agencies and their consultants in preparing such system plans and by the FAA in reviewing same. (\$2.00 GPO.) TD 4.108:M56/2.

**150/5070-6 Airport Master Plans (2-5-71).**

Provides guidance for the preparation of individual airport master plans as provided for under the Airport Airway Development Act of 1970. (\$2.00 GPO.) TD 4.108:P69.

**150/5090-2 National Airport Classification System (Airport System Planning) (6-25-71).**

Sets forth the new national airport classification system. The system is designed for use in the identification and classification of airports within the National System of Airports and for use as a planning tool in long-range airport system planning.

**FEDERAL-AID AIRPORT PROGRAMS****150/5100-3A Federal-aid Airport Program-Procedures Guide for Sponsors (9-20-68).**

Provides guidance to public agencies that sponsor or propose to sponsor projects under the Federal-aid Airport Program (FAAP) authorized by the Federal Airport Act.

**150/5100-3A CH 1 (11-28-69).**

Transmits revised pages to subject advisory circular.

**150/5100-5 Land Acquisition in the Federal-aid Airport Program (1-30-69).**

Provides general information to sponsors of airport development projects under the Federal-aid Airport Program on the eligibility of land acquisition and extent of Federal participation in land acquisition costs.

**150/5100-6A Labor Requirements for Airport Development Aid Program (ADAP) Contracts (1-31-73).**

Covers the basic labor requirements for the Airport Development Aid Program.

**150/5100-6A CH 1 (3-16-73).**

Transmits a revision to delete page 3-1 from subject Advisory Circular.

**150/5100-7A Requirement for Public Hearing in the Airport Development Aid Program (2-25-72).**

Provides guidance to sponsors of airport development projects under the Airport Development Aid Program (ADAP) on the necessity for and conduct of public hearings.

**150/5100-8 Request for Aid; Displaced Persons; Public Hearings; Environmental Considerations; Opposition to the Project (1-19-71).**

Provides general guidance on the information and coordination required in support of a request for aid for an airport development project under the Airport and Airway Development Act of 1970.

**150/5100-9 Engineering Services Under the Airport Development Aid Program (ADAP) (7-1-72).**

Provides guidance for airport sponsors and Federal Aviation Administration offices in the definition, selection, review, and approval of engineering services used under subject program.

**150/5100-10 Accounting Records Guide for Airport Development Aid Program Sponsors (5-15-72).**

Assists sponsors of Airport Development Aid Program (ADAP) projects in maintaining accounting records that will satisfy the recordkeeping and auditing requirements which are necessary to support claims for progress and final payments under the Airport and Airway Development Act of 1970 (Public Law 91-258).

**SURPLUS AIRPORT PROPERTY CONVEYANCE PROGRAMS****150/5150-2A Federal Surplus Personal Property for Public Airport Purposes (8-3-73).**

Acquaints public airport owners and other interested parties with the Federal Surplus Personal Property Program for public airports and to outline procedures to be used in applying for and acquiring surplus personal property for this purpose.

**150/5150-2A CH 1 (1-21-74).**

Adds material to paragraph 24, Chapter 6, which was inadvertently omitted in the Advisory Circular during preparation.

**AIRPORT COMPLIANCE PROGRAM****150/5190-1 Minimum Standards for Commercial Aeronautical Activities on Public Airports (8-18-66).**

Gives to owners of public airports information helpful in the development and application of minimum standards for commercial aeronautical activities.

**150/5190-2A Exclusive Rights at Airports (4-4-72).**

Makes available to public airport owners, and to other interested persons, basic information and guidance on FAA's policy regarding exclusive rights at public airports on which Federal funds, administered by FAA, have been expended.

**150/5190-2A CH 1 (10-2-72).**

Deletes the reference to the sale of aeronautical charts by the National Ocean Survey (formerly the U.S. Coast Guard and Geodetic Survey) and to encourage airport owners to obtain UNICOM license in their own names and make these facilities available to all fixed base operators.

**150/5190-3A Model Airport Hazard Zoning Ordinance (9-19-72).**

Provides a model airport hazard zoning ordinance for airports. The model ordinance is intended merely as a guide to control manmade and natural hazards to aircraft and will require modifications and revisions to meet the varying circumstances and the state and local laws.

**AIRPORT SAFETY—GENERAL****150/5200-3A Bird Hazards to Aircraft (3-2-72).**

Transmits to the aviation public the latest published information concerning the reduction of bird strike hazards to aircraft in flight and in the vicinity of airports.

**150/5200-4 Foaming of Runways (12-21-66).**

Discusses runway foaming and suggests procedures for providing this service.

**150/5200-5 Considerations for the Improvement of Airport Safety (2-2-67).**

Emphasizes that, in the interest of accident/incident prevention, airport management should conduct self-evaluations and operational safety inspections. An exchange of information and suggestions for the improvement of airport safety is also suggested.

**150/5200-6A Security of Aircraft at Airports (6-28-68).**

Directs attention to the problem of pilferage from aircraft on airports and suggests action to reduce pilferage and the hazards that may result therefrom.

**150/5200-7 Safety on Airports During Maintenance of Runway Lighting (1-24-68).**

Points the possibility of an accident occurring to airport employees caused by electrocution.

**150/5200-8 Use of Chemical Controls to Repel Flocks of Birds at Airports (5-2-68).**

Acquaints airport operators with new recommendations on the use of chemical methods for dispersing flocks of birds.

**150/5200-9 Bird Reactions and Scaring Devices (6-26-68).**

Transmits a report on bird species and their responses and reactions to scaring devices.

**150/5200-11 Airport Terminals and the Physically Handicapped (11-27-68).**

Discusses the problems of the physically handicapped air traveler and suggests features that can be incorporated in modification or new construction of airport terminal buildings.

**150/5200-12 Fire Department Responsibility in Protecting Evidence at the Scene of an Aircraft Accident (8-7-69).**

Furnishes general guidance for employees of airport management and other personnel responsible for firefighting and rescue operations, at the scene of

an aircraft accident, on the proper presentation of evidence.

**150/5200-13 Removal of Disabled Aircraft (8-27-70).**

Discusses the responsibility for disabled aircraft removal and emphasizes the need for prearranged agreements, plans, equipment, and improved coordination for the expeditious removal of disabled aircraft from airport operating areas. It also illustrates some of the various methods used, equipment employed, equipment available, and concepts for aircraft recovery.

**150/5200-14 Results of 90-Day Trial Exercise on Fire Department Activity (9-8-70).**

Transmits statistical data collected during a 90-day trial exercise conducted to determine the relationship between aircraft fire and rescue service activities and airport aeronautical operations.

**150/5200-15 Availability of the International Fire Service Training Association's (IFSTA) Aircraft Fire Protection and Rescue Procedures Manual (9-11-76).**

Announces the availability of the subject manual.

**150/5200-16 Announcement of Report AS-71-1 "Minimum Needs for Airport Fire Fighting and Rescue Services" Dated January 1971 (4-13-71).**

Announces the availability of the subject report and describes how to get it.

**150/5200-17 Emergency Plan (2-5-72).**

Contains guidance material for airport managements to use in developing an emergency plan at civil airports.

**150/5200-18 Airport Safety Self-Inspection (2-5-72).**

Suggests functional responsibility, procedures, a checklist, and schedule for an airport safety self-inspection.

**150/5200-19 Availability of Report No. FAA-RD-71-20 "An Analysis of Airport Snow Removal and Ice Control" dated March 1971 (11-23-71).**

Announces the availability of subject report.

**150/5200-21 Announcing the Availability of U.S. Air Force Technical Order (T.O.) 00-105-9 Aircraft Emergency Rescue Information (5-23-73).**

Explains the nature of the Technical Order and tells how it can be obtained by airport fire departments which are under the Airport Certification Program.

**150/5210-2 Airport Emergency Medical Facilities and Services (9-3-64).**

Provides information and advice so that airports may take specific voluntary preplanning actions to assure at least minimum first-aid and medical readiness appropriate to the size of the airport in terms of permanent and transient personnel.

**150/5210-4 FAA Aircraft Fire and Rescue Training Film, "Blanket for Survival" (10-27-65).**

Provides information on the purpose, content, and availability of the subject training film.

**150/5210-5 Painting, Marking, and Lighting of Vehicles Used on an Airport (8-31-66).**

Makes recommendations concerning safety, efficiency, and uniformity in the interest of vehicles used on the aircraft operational area of an airport.

**150/5210-6B Aircraft Fire and Rescue Facilities and Extinguishing Agent's (1-26-73).**

Outlines scales of protection considered as the recommended level compared with the minimum level in Federal Aviation Regulation Part 139.49 and tells how these levels were established from test and experience data.

**150/5210-6B CH 1 (8-22-73).**

Issues new guidance under paragraph 9, and paragraph 12 of subject advisory circular.

**150/5210-7A Aircraft Fire and Rescue Communications (3-16-72).**

Provides guidance information for use by airport management in establishing communication and alarm facilities by which personnel required to respond to and function at aircraft ground emergencies may be alerted and supplied with necessary information.

**150/5210-8 Aircraft Firefighting and Rescue Personnel and Personnel Clothing (1-13-67).**

Provides guidance concerning the manning of aircraft fire and rescue trucks, the physical qualifications that personnel assigned to these trucks should meet, and the protective clothing with which they should be equipped.

**150/5210-9 Airport Fire Department Operating Procedures During Periods of Low Visibility (10-27-67).**

Suggests training criteria which airport management may use in developing minimum response times for aircraft fire and rescue trucks during periods of low visibility.

**150/5210-10 Airport Fire and Rescue Equipment Building Guide (12-7-67).**

This title is self-explanatory.

**150/5210-11 Response to Aircraft Emergencies (4-15-69).**

Informs airport operators and others of an existing need for reducing aircraft firefighting response time, and outlines a uniform response time goal of 2 minutes within aircraft operational areas on airports.

**150/5210-12 Fire and Rescue Service for Certificated Airports (3-2-72).**

Furnishes guidance and explains to Federal Aviation Administration (FAA) airport inspectors and airport manage-

ment the minimum criteria to be applied when evaluating the aircraft fire and rescue service required at an airport for its compliance with the requirements of FAR Part 139.

**150/5210-13 Water Rescue Plans, Facilities, and Equipment (5-4-72).**

Suggests planning procedures, facilities, and equipment to effectively perform rescue operations when an aircraft lands in a body of water, swamp, or tidal area where normal aircraft firefighting and rescue service vehicles are unable to reach the accident scene.

**150/5220-1 Guide Specification for a Light-Weight Airport Fire and Rescue Truck (7-24-64).**

Describes a vehicle with performance capabilities considered as minimum for an acceptable light rescue truck.

**150/5220-4 Water Supply Systems for Aircraft Fire and Rescue Protection (12-7-67).**

The title is self-explanatory.

**150/5220-6 Guide Specification for 1,000-Gallon Tank Truck (4-10-68).**

Assists airport management in the development of local procurement specifications.

**150/5220-9 Aircraft Arresting System for Joint Civil/Military (4-6-70).**

Updates existing policy and describes and illustrates the various types of military aircraft emergency arresting systems that are now installed at various joint civil/military airports. It also informs users of criteria concerning installations of such systems at joint civil/military airports.

**150/5220-10 Guide Specification for Water/Foam Type Aircraft Fire and Rescue Trucks (5-26-72).**

Assists airport management in the development of local procurement specifications.

**150/5220-10 CH 1 (12-4-72).**

Replaces information on weight distribution and fire pump engines which was omitted when the subject circular was developed, consolidating information from four other circulars.

**150/5220-10 CH 2 (8-22-73).**

Expands the guidance under paragraph 14 of subject AC to permit the design of engine systems to operate in freezing temperatures for prolonged periods and to provide devices, insulation materials, etc., to prevent the truck fire fighting system from freezing.

**150/5230-3 Fire Prevention During Aircraft Fueling Operations (4-8-69).**

This advisory circular provides information on fire preventative measures which aircraft servicing personnel should observe during fueling operations.

**150/5280-1 Airport Operations Manual (6-16-72).**

Sets forth guidelines to assist airport operators in developing an Airport Operations Manual in compliance with the requirements of FAR Part 139.

**DESIGN, CONSTRUCTION, AND MAINTENANCE—GENERAL****150/5300-2C Airport Design Standards—Site Requirements for Terminal Navigational Facilities (9-21-73).**

Provides information regarding the relative location and siting requirements for the terminal navigation facilities located on or close to an airport.

**150/5300-2C CH 1 (3-1-74).**

Transmits a revised Fig. 2-12 correcting the guidance for the location of the ILS Middle Marker Beacon.

**150/5300-4A Utility Airports—Air Access to National Transportation (5-6-69).**

Presents recommendations of the Federal Aviation Administrator for the design of utility airports. These airports are developed for general aviation operations and this guide has been prepared to encourage and guide persons interested in their development. (\$3.15 GPO.) TD 4.8: A17/968.

**150/5300-4A CH 1 (9-13-73).**

Transmits new transverse grade criteria and informs the user of airport design standards of a change in terminology.

**150/5300-5 Airport Reference Point (9-26-68).**

Defines and presents the method for calculating an airport reference point.

**150/5300-6 Airport Design Standards, General Aviation Airports, and General Transport (7-14-69).**

Provides recommended design criteria for the development of larger than general utility airports.

**150/5300-6 CH 1 (4-13-72).****150/5300-7B FAA Policy on Facility Relocations Occasioned by Airport Improvements or Changes (11-8-72).**

Reaffirms the aviation community of the FAA policy governing responsibility for funding relocation, replacement and modification to air traffic control and air navigation facilities that are made necessary by improvements or changes to the airport.

**150/5300-8 Planning and Design Criteria for Metropolitan STOL Ports (11-5-70).**

Provides the criteria recommended for the planning and design of STOL ports in metropolitan areas.

**150/5300-9 Predesign and Preconstruction Conferences (ADAP) Projects (9-10-73).**

Emphasizes the need for, and encourages the use of, predesign and preconstruction conferences as valuable tools in the administration of construction contracts funded under the ADAP.

150/5320-5B Airport Drainage (7-1-70).

Provides guidance for engineers, airport managers, and the public in the design and maintenance of airport drainage systems. (\$1.30 GPO.) TD 4.8: 78/970.

**150/5320-6A Airport Paving (5-9-67).**

Provides data for the design and construction of pavements at civil airports.

**150/5320-6A CH 1 (6-11-68).**

Transmits page changes and adds new chapter 6 to basic AC.

**150/5320-6A CH 2 (2-2-70).**

Transmits new paragraphs 3, 4, and 5, and adds a new Appendix 2.

**150/5320-6A CH 3 (4-1-70).**

Transmits several page changes and new subgrade compaction criteria.

**150/5320-9 Use of a Friction Measuring Device in Engineering and Maintenance of Airport Pavement Surfaces (9-19-72).**

Describes a method for obtaining a rapid, continuous graphic record of airport pavement characteristics, including relative friction values from which the presence of contaminants such as water, snow or ice, reverted rubber, paint and fuel spillage effects can be detected.

**150/5320-10 Environmental Enhancement at Airports—Industrial Waste Treatment (4-16-73).**

Provides basic information on the nature and treatment of industrial wastes produced at airports.

**150/5320-11 Runway Categorization—Aeronautical Studies—Airport Owners' Responsibilities (9-21-73).**

Emphasizes the need for airport owners to maintain runway and approach zone categories and locations on file with FAA so they may be given consideration under the regulations of FAR Part 77.

**150/5325-2B Airport Design Standards—Air Carrier Airports—Surface Gradient and Line of Sight (2-18-70).**

Establishes design standards for airports served by certificated air carriers to assist engineers in (1) designing the gradients of airport surface areas used to accommodate the landing, takeoff, and other ground movement requirements of airplanes while (2) providing adequate line of sight between airplanes operating on airports.

**150/5325-3 Background Information on the Aircraft Performance Curves for Large Airplanes (1-26-65).**

Provides airport designers with information on aircraft performance curves for design which will assist them in an objective interpretation of the data used for runway length determination.

**150/5325-3 CH 1 (5-12-66).**

Transmits a revision to the effective runway gradient standards.

**150/5325-4 Runway Length Requirements for Airport Design (4-5-65).**

Presents aircraft performance curves and sets forth standards for the determination of runway lengths to be provided at airports. The use of these standards is required for project activity under the Federal-Aid Airport Program when a specific critical aircraft is considered as the basis for the design of a runway.

**150/5325-4 CH 1 (8-5-65).**

Provides amended information for the basic advisory circular and includes aircraft performance curves for the BAC 1-11.

**150/5325-4 CH 2 (9-21-65).**

Transmits aircraft performance curves for the Boeing 707-300C and the Fairchild F-27 and F-27B.

**150/5325-4 CH 3 (4-25-66).**

Transmits aircraft performance curves for the Douglas DC-8-55, DC-8F-55, and DC-9-10 Series, the Fairchild F-27J, and the Nord 262.

**150/5325-4 CH 4 (5-12-66).**

Transmits a revision to the effective runway gradient standards.

**150/5325-4 CH 5 (7-13-66).**

Transmits aircraft performance curves for the Douglas DC-9-10 Series equipped with Pratt & Whitney JT8D-1 Engines.

**150/5325-4 CH 6 (12-8-66).**

It is recommended that turbojet powered aircraft use more runway length when landing under wet or slippery, rather than under dry conditions. This change furnishes a basis for estimating the additional recommended length.

**150/5325-4 CH 7 (2-7-67).**

Presents design curves for landing and takeoff requirements of airplanes in common use in the civil fleet. Also presented are instructions on the use of these design curves and a discussion of the factors considered in their development.

**150/5325-4 CH 8 (11-3-67).**

Transmits aircraft performance curves for the Boeing 747, Convair 640 (340D or 440D), and Douglas DC-9-30 Series.

**150/5325-5A Aircraft Data (1-12-68).**

Presents a listing of principal dimensions of aircraft affecting airport design for guidance in aircraft development.

**150/5325-6A Airport Design Standards—Effects and Treatment of Jet Blast (7-13-72).**

Presents criteria on the jet engine blast velocities associated with aircraft in common use in air carrier service, the effects of these blast velocities during ground operations, and suggested means to counteract or minimize these effects.

**150/5325-8 Compass Calibration Pad (5-8-69).**

Provides guidelines for the design, location on the airport, and construction of a compass calibration pad, and

basic information concerning its use in determining the deviation error in an aircraft magnetic compass.

**150/5330-2A Runway/Taxiway Widths and Clearances for Airline Airports (7-26-68).**

Presents the Federal Aviation Administration recommendations for landing strip, runway, and taxiway widths and clearances at airports served by certificated air carriers.

**150/5330-3 Wind Effect on Runway Orientation (5-5-66).**

Provides guidance for evaluating wind conditions and determining their effect on the orientation of runways.

**150/5335-1A Airport Design Standards—Airports Served by Air Carriers—Taxiways (5-15-70).**

Provides criteria on taxiway design for airports served by certificated route air carriers with present airplanes and those anticipated in the near future.

**150/5335-1A CH 1 (10-4-73).**

Transmits revised pages to the subject advisory circular.

**150/5335-2 Airport Aprons (1-27-65).**

Provides the criteria for airport aprons which are acceptable in accomplishing a project meeting the eligibility requirements of the Federal-aid Airport Program.

**150/5335-3 Airport Design Standards—Airports Served by Air Carriers—Bridges and Tunnels on Airports (4-19-71).**

Provides general guidance to those contemplating the construction of a bridge-type structure to allow aircraft to cross over an essential surface transportation mode.

**150/5335-3 CH 1 (3-30-73).**

Transmits revised pages.

**150/5340-1D Marking of Paved Areas on Airports (1-19-73).**

Describes standards for marking serviceable runways and taxiways as well as deceptive, closed, and hazardous areas on airports.

**150/5340-4B Installation Details for Runway Centerline and Touchdown Zone Lighting Systems (5-6-69).**

Describes standards for the design and installation of runway centerline and touchdown zone lighting systems.

**150/5340-5A Segmented Circle Airport Marker System (9-10-71).**

Sets forth standards for a system of airport marking consisting of certain pilot aids and traffic control devices.

**150/5340-8 Airport 51-foot Tubular Beacon Tower (6-11-64).**

Provides design and installation details on the subject tower.

**150/5340-9 Prefabricated Metal Housing for Electrical Equipment (8-18-64).**

Provides design and installation details on the subject metal housing.

**150/5340-13B High Intensity Runway Lighting System (3-24-73).**

Describes standards for the design, installation, and maintenance of high intensity runway lighting systems.

**150/5340-14B Economy Approach Lighting Aids (6-19-70).**

Describes standards for the design, selection, siting, and maintenance of economy approach lighting aids.

**150/5340-14B CH 1 (6-24-73).**

Transmits equipment specifications for an omnidirectional lead in approach lighting system.

**150/5340-15B Taxiway Edge Lighting System (4-4-72).**

Describes the recommended standards for the design, installation, and maintenance of a taxiway edge lighting system.

**150/5340-16B Medium Intensity Runway Lighting System and Visual Approach Slope Indicators for Utility Airports (10-26-70).**

Describes standards for the design, installation, and maintenance of medium intensity runway lighting system (MIRL), and visual approach slope indicators for utility airports.

**150/5340-17A Standby Power for Non-FAA Airport Lighting Systems (3-19-71).**

Describes standards for the design, installation, and maintenance of standby power for nonagency owned airport visual aids associated with the National Airspace System (NAS).

**150/5340-18 Taxiway Guidance System (9-27-68).**

Describes the recommended standards for design, installation, and maintenance of a taxiway guidance sign system.

**150/5340-19 Taxiway Centerline Lighting System (11-14-68).**

Describes the recommended standards for design, installation, and maintenance of a taxiway centerline lighting system.

**150/5340-20 Installation Details and Maintenance Standards for Reflective Markers for Airport Runway and Taxiway Centerlines (2-17-69).**

Describes standards for the installation and maintenance of reflective markers for airport runway and taxiway centerlines.

**150/5340-21 Airport Miscellaneous Lighting Visual Aids (3-25-71).**

Describes standards for the system design, installation, inspection, testing, and maintenance of airport miscellaneous visual aids; i.e., airport beacons, beacon towers, wind cones, wind tees, and obstruction lights.

**150/5340-22 Maintenance Guide for Determining Degradation and Cleaning of Centerline and Touchdown Zone Lights (4-20-71).**

Contains maintenance recommendations for determining degradation and

cleaning of centerline and touchdown zone lights installed in airport pavement.

**150/5340-22 CH 1 (6-23-71).**

Transmits a page change to subject advisory circular.

**150/5340-23 Guide for Location of Supplemental Wind Cones (8-24-71).**

Describes standards for the performance and location of supplemental wind cones.

**150/5345-1D Approved Airport Lighting Equipment (4-11-73).**

Contains lists of approved airport lighting equipment and manufacturers qualified to supply their product in accordance with the indicated specification requirements.

**150/5345-1D CH 1 (11-1-73).**

Transmits additions and revisions to the lists of approved equipment and manufacturers.

**150/5345-2 Specification for L-810 Obstruction Light (11-4-63).**

Required for FAAP project activity.

**150/5345-2 CH 1 (10-28-66).**

Transmits page changes to the subject advisory circular. This change provides for a new Alloy 360 in the die casting process.

**150/5345-3B Specification for L-821 Airport Lighting Panel for Remote Control of Airport Lighting (4-21-72).**

Describes the specification requirements for an airport lighting control panel for the remote control of airport lighting circuits and is published by the Federal Aviation Administration for the guidance of the public.

**150/5345-4 Specification for L-892 Internally Lighted Airport Taxi Guidance Sign (10-15-63).**

Required for FAAP project activity.

**150/5345-4 CH 1 (10-28-66).**

Transmits page changes to the subject advisory circular. This change provides for a new Alloy 360 in the die casting process.

**150/5345-5 Specification for L-847 Circuit Selector Switch, 5,000 Volt 20 Ampere (9-3-63).**

Required for FAAP project activity.

**150/5345-7B Specification for L-824 Underground Electrical Cables for Airport Lighting Circuits (3-18-71).**

Describes the specification requirements for underground electrical cables for airport lighting circuits. Published by the FAA for the guidance of the public.

**150/5345-9C Specification for L-819 Fixed Focus Bidirectional High Intensity Runway Lights (12-23-69).**

Describes the subject specifications requirements and is published by the Federal Aviation Administration for the guidance of the public.

- 150/5345-10C Specification for L-828 Constant Current Regulators (10-22-71).  
Describes the subject specification requirements and is published by the Federal Aviation Administration for the guidance of the public.
- 150/5345-11 Specification for L-812 Static Indoor Type Constant Current Regulator Assembly, 4 Kw and 7½ Kw, With Brightness Control for Remote Operations (3-2-64).  
Required for FAAP project activity.
- 150/5345-12A Specification for L-801 Beacon (5-12-67).  
Describes the subject specification requirements.
- 150/5345-12A CH 1 (3-19-71).  
Transmits paragraph changes to the subject advisory circular.
- 150/5345-13 Specification for L-841 Auxiliary Relay Cabinet Assembly for Pilot Control of Airport Lighting Circuits (1-6-64).  
Required for FAAP project activity.
- 150/5345-15 Specification for L-842 Airport Centerline Light 1-6-64).  
Required for FAAP project activity.
- 150/5345-16 Specification for L-843 Airport In-Runway Touchdown Zone Light (1-20-64).  
Required for FAAP project activity.
- 150/5345-17 Specification for L-845 Semiflush Inset Prismatic Airport Light (3-3-64).  
Describes the subject specification requirements.
- 150/5345-18 Specification for L-811 Static Indoor Type Constant Current Regulator Assembly, 4 Kw; With Brightness Control and Runway Selection for Direct Operation (3-3-64).  
Required for FAAP project activity.
- 150/5345-18 CH 1 (5-28-64).  
Advises that a detail requirement is not applicable to the circular.
- 150/5345-19 Specification for L-838 Semiflush Prismatic Airport Light (5-11-64).  
Describes the subject specification requirements.
- 150/5345-20 Specification for L-802 Runway and Strip Light (6-24-64).  
Describes the subject specification requirements.
- 150/5345-20 CH 1 (8-31-64).  
Provides amended information for the basic advisory circular.
- 150/5345-20 CH 2 (1-14-66).  
Provides new dimensions for the thickness of the metal stake and an organizational change.
- 150/5345-20 CH 3 (10-28-66).  
Transmits page changes to the subject advisory circular. This change
- provides for a new Alloy 360 in the die casting process.
- 150/5345-20 CH 4 (8-5-69).  
Describes the subject specification requirements for a runway and strip light.
- 150/5345-21 Specification for L-813 Static Indoor Type Constant Current Regulator Assembly; 4 Kw and 7½ Kw; for Remote Operation of Taxiway Lights (7-28-64).  
Describes the subject specification requirements.
- 150/5345-22 Specification for L-834 Individual Lamp Series-to-Series Type Insulating Transformer for 5,000 Volt Series Circuit (10-8-64).  
Describes the subject specification requirements.
- 150/5345-23 Specification for L-822 Taxiway Edge Light (10-13-64).  
Describes the subject specification requirements.
- 150/5345-23 CH 1 (1-14-66).  
Provides new dimensions for the thickness of the metal stake and an organizational change.
- 150/5345-23 CH 2 (10-28-66).  
Transmits page changes to the subject advisory circular. This change provides for a new Alloy 360 in the die casting process.
- 150/5345-23 CH 3 (8-5-69).  
Describes the subject specification requirements for a taxiway edge light.
- 150/5345-26A Specification for L-823 Plug and Receptacle, Cable Connectors (5-4-71).  
Describes the subject specification requirements.
- 150/5345-27A Specification for L-807 Eight-foot and Twelve-foot Unlighted or Externally Lighted Wind Cone Assemblies (6-16-69).  
Describes the subject specification requirements for a hinged steel pole support, an anodized tapered aluminum hinged base pole support, and an "A" frame fixed support with a pivoted center pipe support.
- 150/5345-28B Specification for L-851 Visual Approach Slope Indicators and Accessories (2-16-72).  
Describes the specification requirements for visual approach slope indicator (VASI) and simple abbreviated visual approach slope indicator (SAVASI) equipment and accessories.
- 150/5345-29A FAA Specification L-852, Light Assembly, Airport Taxiway Centerline (4-28-71).  
Describes FAA Specification L-852, Light Assembly, Airport Taxiway Centerline, for the guidance of the public.
- 150/5345-30A Specification for L-846 Electrical Wire for Lighting Circuits To Be Installed in Airport Pavements (2-3-67).  
Describes, for the guidance of the public, subject specification requirements for electrical wire.
- 150/5345-31A Specification for L-833 Individual Lamp Series-to-Series Type Insulating Transformer for 600-Volt or 5,000-Volt Series Circuits (4-24-70).  
Describes the subject specification requirements and is published by the FAA for the guidance of the public.
- 150/5345-33 Specification for L-844 Individual Lamp Series-to-Series Type Insulating Transformer for 5,000 Volt Series Circuit 6.6/20 Amperes 200 Watt (1-13-65).  
Describes the subject specification requirements.
- 150/5345-34 Specification for L-839 Individual Lamp Series-to-Series Type Insulating Transformer for 5,000 Volt Series Circuit 6.6/20 Amperes 300 Watt (1-13-65).  
Describes the subject specification requirements.
- 150/5345-35 Specification for L-816 Circuit Selector Cabinet Assembly for 600 Volt Series Circuits (1-28-65).  
Describes the subject specification requirements.
- 150/5345-36 Specification for L-808 Lighted Wind Tee (2-3-65).  
Describes the subject specification requirements.
- 150/5345-37C FAA Specification L-850, Light Assembly Airport Runway Centerline and Touchdown Zone (6-27-72).  
Describes subject light assembly for the guidance of the public.
- 150/5345-38 Changes to Airport Lighting Equipment (3-23-67).  
The title is self-explanatory.
- 150/5345-39A FAA Specification L-853, Runway and Taxiway Centerline Retroreflective Markers (9-17-71).  
Describes specification requirements for L-853 Runway and Taxiway Retroreflective markers, for the guidance of the public.
- 150/5345-41 Specification for L-855, Individual Lamp, Series-to-Series Type Insulating Transformer for 5,000-Volt Series Circuit, 6.6/6.6 Amperes, 65 Watts (4-24-70).  
Describes the subject specification and is published by the FAA for the guidance of the public.
- 150/5345-42A FAA Specification L-857, Airport Light Bases, Transformer Housing and Junction Boxes (10-4-73).  
Describes specification requirements for airport light bases, transformer

housing and junction boxes for the guidance of the public.

**150/5345-43B FAA/DOD Specification L-856, High Intensity Obstruction Lighting Systems (11-1-73).**

Contains equipment specifications for high intensity obstruction lighting systems.

**150/5345-44A Specification for L-858 Retroreflective Taxiway Guidance Signs (7-20-71).**

Describes the specification for retro-reflective taxiway guidance signs.

**150/5345-45 Lightweight Approach Light Structure (5-10-73).**

Presents the specifications for lightweight structures for supporting lights as used in visual navigational aid systems.

**150/5355-1A International Signs to Facilitate Passengers Using Airports (11-3-71).**

Informs airport authorities of the desirability to provide international signs and diagrammatic maps within terminal buildings and of the need for clearly marked road signs for airports.

**150/5355-2 Fallout Shelters in Terminal Buildings (4-1-69).**

Furnishes guidance for the planning and design of fallout shelters in airport terminal buildings.

**150/5360-1 Airport Service Equipment Buildings (4-6-64).**

Provides guidance on design of buildings for housing equipment used in maintaining and repairing operational areas.

**150/5360-2 Airport Cargo Facilities (4-6-64).**

Provides guidance material on air cargo facilities.

**150/5360-3 Federal Inspection Service Facilities at International Airports (4-1-66).**

Describes and illustrates recommended facilities for inspection of passengers, baggage, and cargo entering the United States through international airport terminals. The material is for the guidance of architect-engineers and others interested in the planning and design of these airport facilities.

**150/5370-1A Standard Specifications for Construction of Airports (5-28-68).**

Contains specification items for construction of airports and other related information. Acceptable for FAAP project activity. Published in 1968. (\$6.25 GPO.) TD 4.24:968

**150/5370-2 Safety on Airports During Construction Activity (4-22-64).**

Provides guidelines concerning safety at airports during periods of construction activity.

**150/5370-4 Procedures Guide for Using the Standard Specifications for Construction of Airports (5-29-69).**

Provides guidance to the public in the use and application of the Standard

Specifications for Construction of Airports.

**150/5370-5 Offshore Airports (12-15-69).**

Announces to the public the availability of a two-volume report on offshore airport planning and construction methods.

**150/5370-6 Construction Progress and Inspection Report—Federal-Aid Airport Program (3-16-70).**

Provides for a report on construction progress and inspection of Federal-aid Airport Program (FAAP) projects, suggests a form for the report, and recommends use of the form unless other arrangements exist to obtain the type of information provided by the form.

**150/5370-7 Airport Construction Controls To Prevent Air and Water Pollution (4-26-71).**

Supplies guidance material on compliance with air and water standards during construction of airports developed under the Airport and Airway Development Act of 1970.

**150/5370-8 Grooving of Runway Pavements (3-16-71).**

Provides guidance for the design, installation, and maintenance of grooves in runway pavements.

**150/5370-9 Slip-Form Paving—Portland Cement Concrete (6-7-73).**

Transmits guidance for the construction of Portland Cement Concrete pavements by the slip-form method.

**150/5380-1 Airport Maintenance (4-14-63).**

Provides a basic checklist and suggestions for an effective airport maintenance program.

**150/5380-2A Snow Removal Techniques Where In-Pavement Lighting Systems Are Installed (12-24-64).**

Provides information on damage to in-pavement lighting fixtures by snow removal equipment and recommends procedures to avoid such damage.

**150/5380-3A Removal of Contaminants from Pavement Surfaces (10-27-70).**

Provides information to the aviation industry relative to cleaning rubber deposits, oil, grease, and jet aircraft exhaust deposits from runway surfaces.

**150/5380-4 Ramp Operations During Periods of Snow and Ice Accumulation (9-11-68).**

Directs attention to an increased accident potential when snow or ice accumulates on the surfaces of ramps and aircraft parking and holding areas and suggests some measures to reduce this potential.

**150/5380-5 Debris Hazards at Civil Airports (3-8-71).**

Discusses problems of debris at airports, gives information on foreign objects, and tells how to eliminate such objects from operational areas.

**150/5390-1A Heliport Design Guide (11-5-69).**

Contains design guidance material for the development of heliports, both surface and elevated. (\$1.25 GPO.) TD 4.108:H36.

**Planning Grant Program**

**150/5900-1 The Planning Grant Program for Airports (2-16-73).**

Offers guidance to the sponsors of airport system plans and airport master plans on how to participate in the FAA's Planning Grant Program.

**Air Navigational Facilities**

**SUBJECT NO. 170**

**170-3B Distance Measuring Equipment (DME) (11-8-65).**

Presents information on DME and some of its uses to pilots unfamiliar with this navigational aid.

**170-6A Use of Radio Navigation Test Generators (3-30-66).**

Gives information received from the Federal Communications Commission as to the frequencies on which the FCC will license test generators (used to radiate a radio navigation signal) within the scope of its regulations and gives additional information to assist the user when checking aircraft navigation receivers.

**170-8 Use of Common Frequencies for Instrument Landing Systems Located on Opposite Ends of the Same Runway (11-7-66).**

In the future, common frequencies may be assigned to like components of two instrument landing systems serving opposite ends of the same runway. This will include the localizers, glide slopes, and associated outer and middle marker compass locators (LOM and LMM).

**170-9 Criteria for Acceptance of Ownership and Servicing of Civil Aviation Interest(s) Navigational and Air Traffic Control Systems and Equipment (11-26-68).**

Contains a revised FAA policy under which the FAA accepts conditional ownership of equipment and systems from civil aviation interests, without the use of Federal funds, and operates, maintains, and provides the logistic support of such equipment.

**170-10 FAA Recommendations to FCC on Licensing of Non-Federal Radio Navigation Aids (10-17-69).**

Gives background information and describes the basis for recommendations to be made by the FAA to the Federal Communications Commission (FCC) regarding licensing of radio navigation aids.

**170-11 Amendment of Federal Aviation Regulation Part 171 (FAR-171)—Cost of Flight and Ground Inspections (9-17-70).**

Alerts the public to the amendment to FAR Part 171 pertaining to the payment of ground and flight inspection charges prior to the issuance of an approved IFR procedure.

**170-12 Implementation of 50 KHz/Y Channels for ILS/VOR/DME (10-7-70).**

Advises aircraft owners, operators and radio equipment manufacturers of plans for future implementation of split channel assignments in the aeronautical radio navigation bands.

**Administrative**

**SUBJECT NO. 180**

**183-30 Directory of FAA Designated Mechanic Examiners (12-14-70).**

Provides a new directory of all FAA designated mechanic examiners as of the effective date shown above.

**183-31A FAA Designated Parachute Rigger Examiner Directory (1-17-72).**

Provides a new directory of all FAA designated parachute rigger examiners as of November 30, 1971.

**183.29-1F Designated Engineering Representatives (6-4-73).**

Lists in Appendix 1 the Designated Engineering Representatives who are available for consulting work.

**Flight Information**

**SUBJECT NO. 210**

**210-1 National Notice to Airmen System (2-8-64).**

Announces FAA policy for the preparation and issuance of essential flight information to pilots and other aviation interests.

**210-2A Established Schedule for Flight Information Effective Dates (9-19-69).**

Emphasizes the importance of adherence to the established schedule of effective dates for flight information, and provides a copy of the schedule through June 1971.

**210-3 National Notice to Airmen System—Elimination of NOTAM Code (5-22-70).**

Announces changes in criteria and procedures for the Notice to Airmen System required to accommodate the transmission of all domestic Notice to Airmen data in clear contracted language and eliminate use of the NOTAM code on the domestic service A circuits.

**211-2 Recommended Standards for IFR Aeronautical Charts (3-20-67).**

Sets forth standards recommended by the Federal Aviation Administration for the guidance of the public in the issuance of IFR aeronautical charts for use in the National Airspace System (NAS).

**Internal Publications**

**Contractions Handbook, 7340.1D (10-1-73).**

Gives approved word and phrase contractions used by personnel connected with air traffic control, communications, weather, charting, and associated services. (\$7.00—\$8.75 foreign Sub.—GPO.) TD 4.308:C76/973.

**Location Identifiers, 7350.4A (January 1974).**

Incorporates all authorized 3-letter location identifiers for special use in United States, worldwide, and Canadian assignments. (\$11.00—\$13.75 foreign Sub.—GPO.) TD 4.310:

**En Route Air Traffic Control Handbook, 7110.9C (1-1-73).**

Prescribes air traffic control procedures and phraseology for use by personnel providing en route air traffic control service. (\$8.55, \$10.60 foreign Sub.—GPO.) TD 4.308:En1/973.

**Terminal Air Traffic Control Handbook, 7110.8C (1-1-73).**

Prescribes air traffic control procedures and phraseology for use by personnel providing terminal air traffic control services. (\$13.50, \$17 foreign Sub.—GPO.) TD 4.308:T27/973.

**Flight Services, 7110.10B (1-1-73).**

This handbook consists of two parts. Part I, the basic, prescribes procedures and phraseology for use by personnel providing flight assistance and communications services. Part II, the teletypewriter portion, includes Services A and B teletypewriter operating procedures, pertinent International Teletypewriter Procedures, and the conterminous U.S. Service A Weather Schedules. (\$24—\$30 foreign Sub.—GPO.) TD 4.308:F 64/973.

**International Flight Information Manual, Vol. 21 (April 1973).**

This Manual is primarily designed as a preflight and planning guide for use by U.S. nonscheduled operators, business and private aviators contemplating flights outside of the United States.

The Manual, which is complemented by the International Notams publication, contains foreign entry requirements, a directory of aerodromes of entry including operational data, and pertinent regulations, and restrictions. It also contains passport, visa, and health requirements for each country. Published annually with quarterly amendments. (\$6—\$7.50 foreign—Annual Sub. GPO.) TD 4.309:21.

**International Notams.**

Covers notices on navigational facilities and information on associated aeronautical data generally classified as "Special Notices". Acts as a notice-to-airmen service only. Published weekly. (\$18.70—\$23.40 foreign—Annual Sub. GPO.) TD 4.11:.

**Airman's Information Manual:**

**Part 1—Basic Flight Manual and ATC Procedures.**

This part is issued quarterly and contains basic fundamentals required to fly in the National Airspace System; adverse factors affecting Safety of Flight; Health and Medical Facts of interest to pilots; ATC information affecting rules, regulations, and procedures; a Glossary of Aeronautical Terms; U.S. Entry and Departure Procedures, including Airports of Entry and Landing Rights Airports; Air Defense Identification Zones (ADIZ);

and Emergency Procedures. (Annual Designated Mountainous Areas, Scatana, Sub. \$7, Foreign mailing—\$1.75 additional. GPO.) TD 4.12:pt. 1/.

**Part 2—Airport Directory.**

This part is issued semiannually and contains a Directory of all Airports, Seaplane Bases, and Heliports in the conterminous United States, Puerto Rico, and the Virgin Islands which are available for transient civil use. It includes all of their facilities and services, except communications, in codified form. Those airports with communications are also listed in Part 3 which reflects their radio facilities. A list of new and permanently closed airports which updates this part is contained in Part 3.

Included, also, is a list of selected Commercial Broadcast Stations of 100 watts or more of power and Flight Service Stations and National Weather Service telephone numbers. (Annual Sub. \$7, Foreign mailing—\$1.75 additional. GPO.) TD 4.12:pt. 2/.

**Parts 3 and 3A—Operational Data and Notices to Airmen.**

Part 3 is issued every 28 days and contains an Airport/Facility Directory containing a list of all major airports with communications; a tabulation of Air Navigation Radio Aids and their assigned frequencies; Preferred Routes; Standard Instrument Departures (SIDs); Substitute Route Structures; a Sectional Chart Bulletin, which updates Sectional charts cumulatively; Special General and Area Notices; a tabulation of New and Permanently Closed Airports, which updates Part 2; and Area Navigation Routes.

Part 3A is issued every 14 days and contains Notices to Airmen considered essential to the safety of flight as well as supplemental data to Part 3 and Part 4. (Annual Sub. \$22, Foreign mailing—\$5.50 additional. GPO.) TD 4.12:pt. 3/.

**Part 4—Graphic Notices—Supplemental Data.**

Part 4 is issued quarterly and contains abbreviations used in all parts of AIM; Parachute Jump Areas; VOR Receiver Check Points; Special Notice Area Graphics; and Heavy Wagon and Oil Burner Routes.

Future editions will be expanded to include Special Terminal Area Charts and data not subject to frequent change. (Annual Sub. \$9.50, Foreign mailing—\$2.50 additional. GPO.) TD 4.12:pt. 4/.

**Aircraft Type Certificate Data Sheets and Specifications (January 1974).**

Contains all current aircraft specifications and type certificate data sheets. Subscription service includes the reprint which incorporates effective material previously issued by the FAA through December 1973, and monthly supplements for an indefinite period. (\$84.55—Sub., Foreign mailing—\$21.15 additional. GPO.) TD 4.15:974.



**Aircraft Engine and Propeller Type Certificate Data Sheets (January 1974).**

Contains all current aircraft engine and propeller type certificate data sheets and specifications. Subscription service includes the reprint which incorporates effective material previously issued by the FAA through December 1973, and monthly supplements for an indefinite period. (\$35.10—Sub., Foreign mailing—\$8.80 additional. GPO.) TD 4.15/2:974.

**Summary of Supplemental Type Certificates.**

Contains all supplemental type certificates issued by FAA regarding design changes in aircraft, engines, or propellers. List includes description of change, the model and type certificate number, the supplemental type certificate number, and the holder of the change. Quarterly supplements provided. (\$41.75—Sub., Foreign mailing—\$10.45 additional. GPO.) TD 4.36:974.

**SPECIAL NOTICE**

Commencing with the January 1974 issues, the Summary of Airworthiness Directives—Volumes I and II, will be sold and distributed for the Superintendent of Documents by the Federal Aviation Administration from Oklahoma City, Oklahoma. Requests for subscriptions to either of these publications should be sent to:

Department of Transportation, Federal Aviation Administration, P.O. Box 25461, Attn: AAC-23, Oklahoma City, Okla. 73125.

Subscription service will consist of the summary and automatic biweekly updates to each summary for a 2-year period. Make certified checks or money orders payable to Federal Aviation Administration.

**Summary of Airworthiness Directives for Small Aircraft (1-1-74) Volume I.**

Presents, in volume form, all the Airworthiness Directives for small aircraft issued through December 31, 1973. AD's for engines, propeller, and equipment are included in each volume. Each volume is arranged alphabetically by product manufacturer. (\$6.95 plus \$1.75 additional for foreign mailing.)

**Summary of Airworthiness Directives for Large Aircraft (1-1-74) Volume II.**

Presents, in volume form, all the Airworthiness Directives for large aircraft (over 12,500 pounds maximum certificated takeoff weight) issued through December 31, 1973. AD's for engines, propellers, and equipment are included in each volume. (\$7.50 plus \$1.90 additional for foreign mailing.)

## STATUS OF THE FEDERAL AVIATION REGULATIONS

As of March 15, 1974

## FEDERAL AVIATION REGULATIONS VOLUMES

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Volume II.....	Part 11..... General Rule-Making Procedures. Part 13..... Enforcement Procedures. Part 21..... Certification Procedures for Products and Parts. Part 37..... Technical Standard Order Authorizations. Part 39..... Airworthiness Directives. Part 45..... Identification and Registration Marking. Part 47..... Aircraft Registration. Part 49..... Recording of Aircraft Titles and Security Documents. Part 183..... Representatives of the Administrator. Part 185..... Testimony by Employees and Production of Records in Legal Proceedings and Service of Legal Process and Pleadings. Part 187..... Fees. Part 189..... Use of Federal Aviation Administration Communications System.	\$10.50 plus \$2.75 foreign mailing....	31
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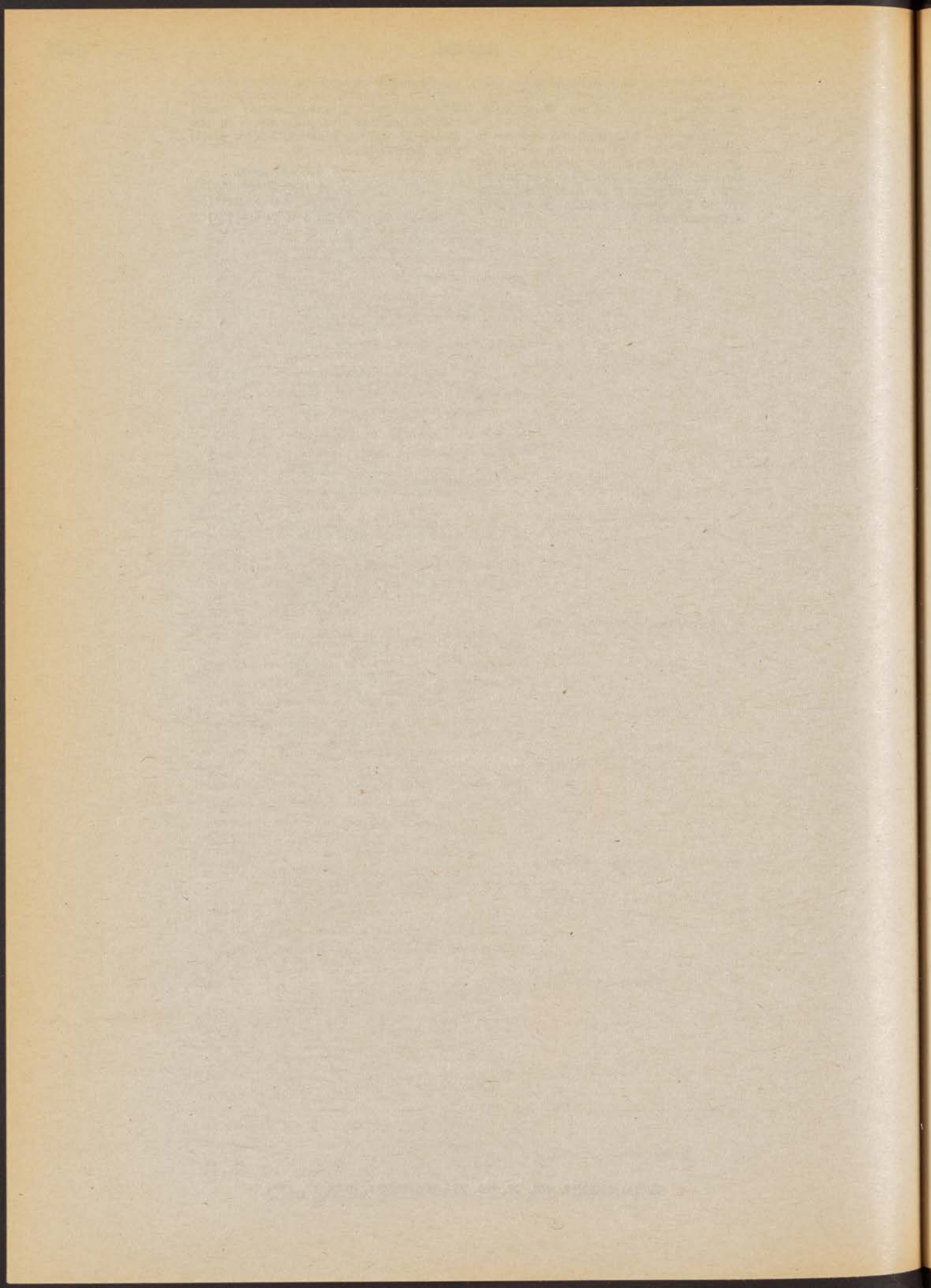
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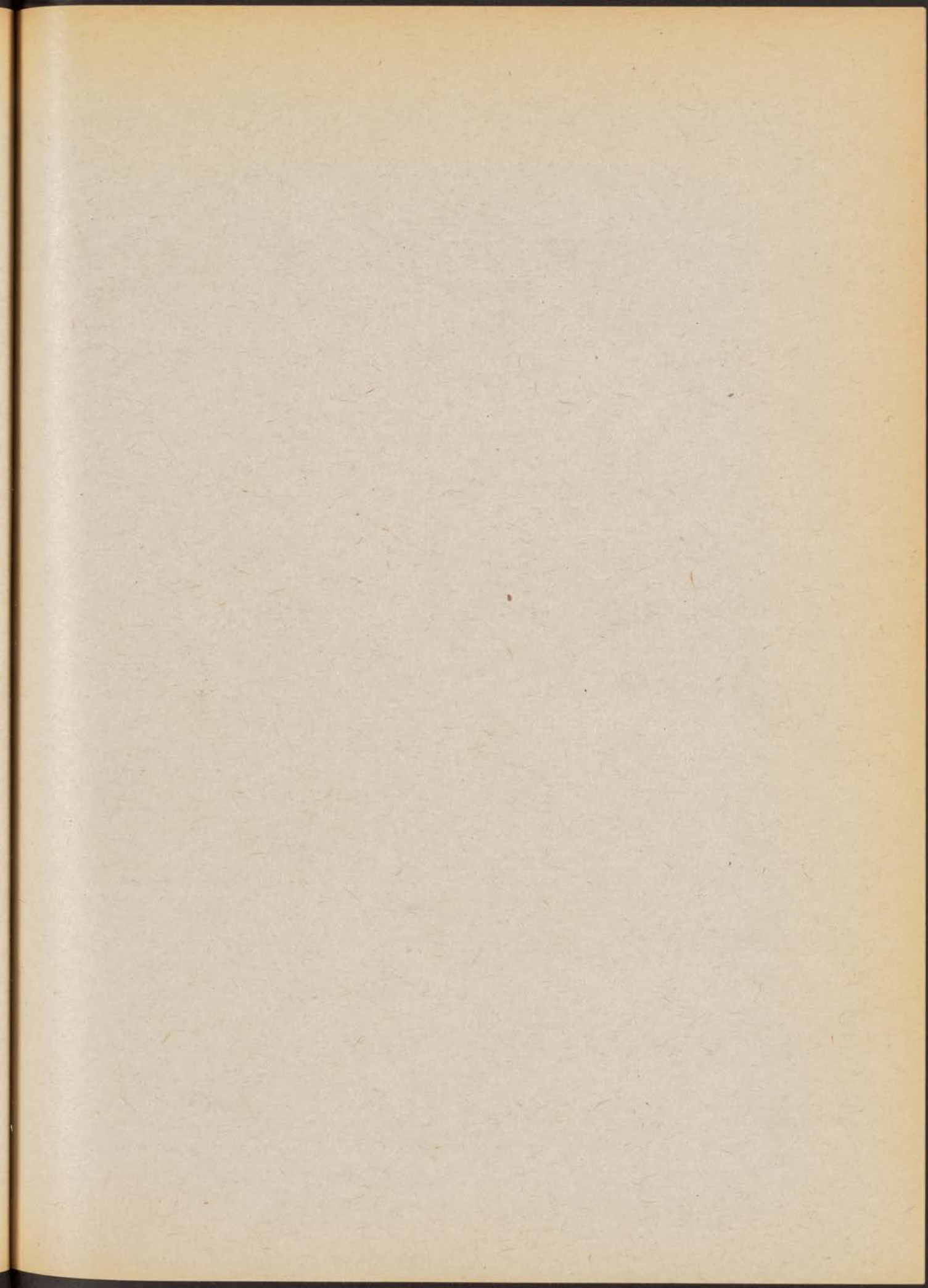
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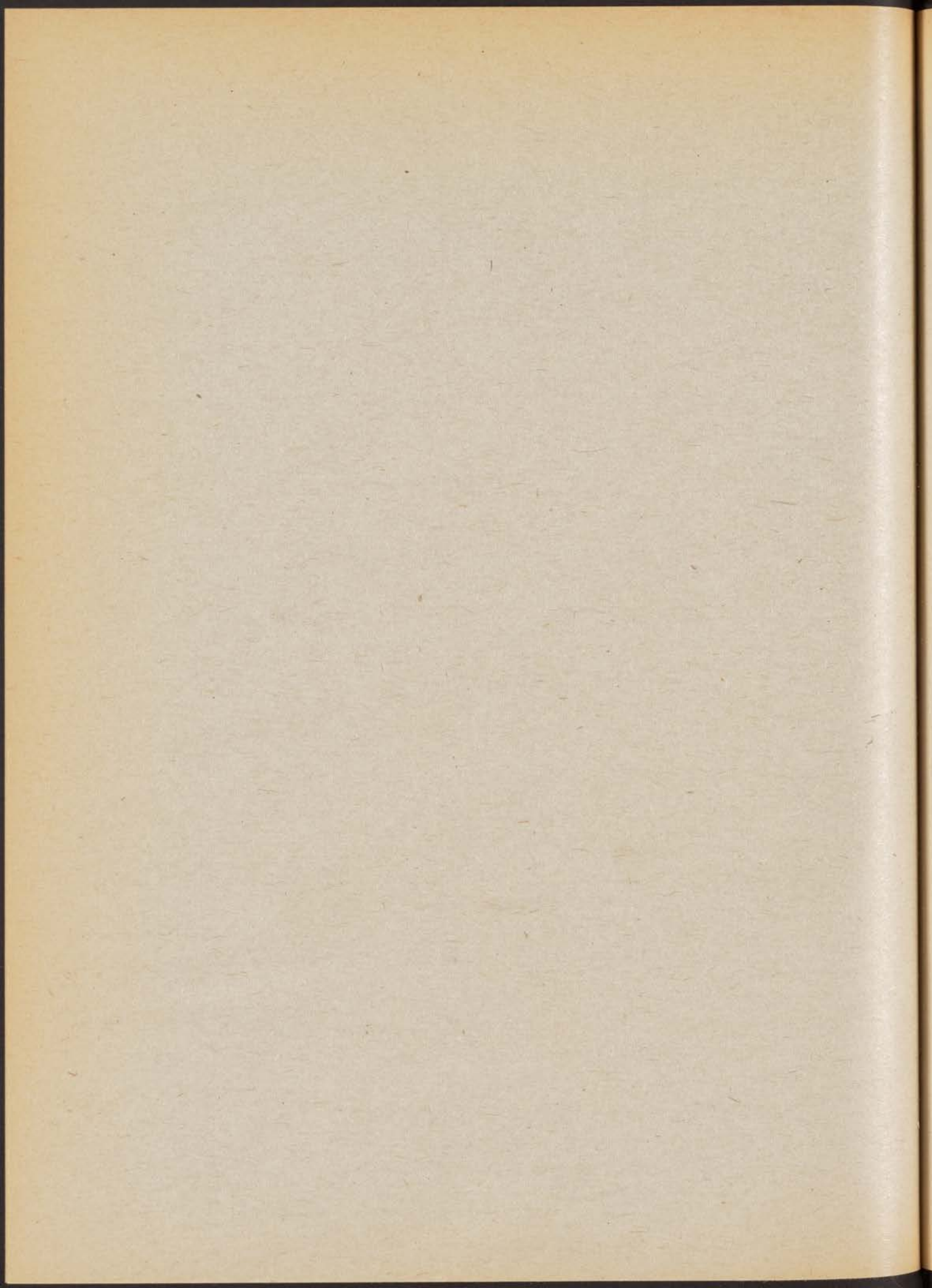
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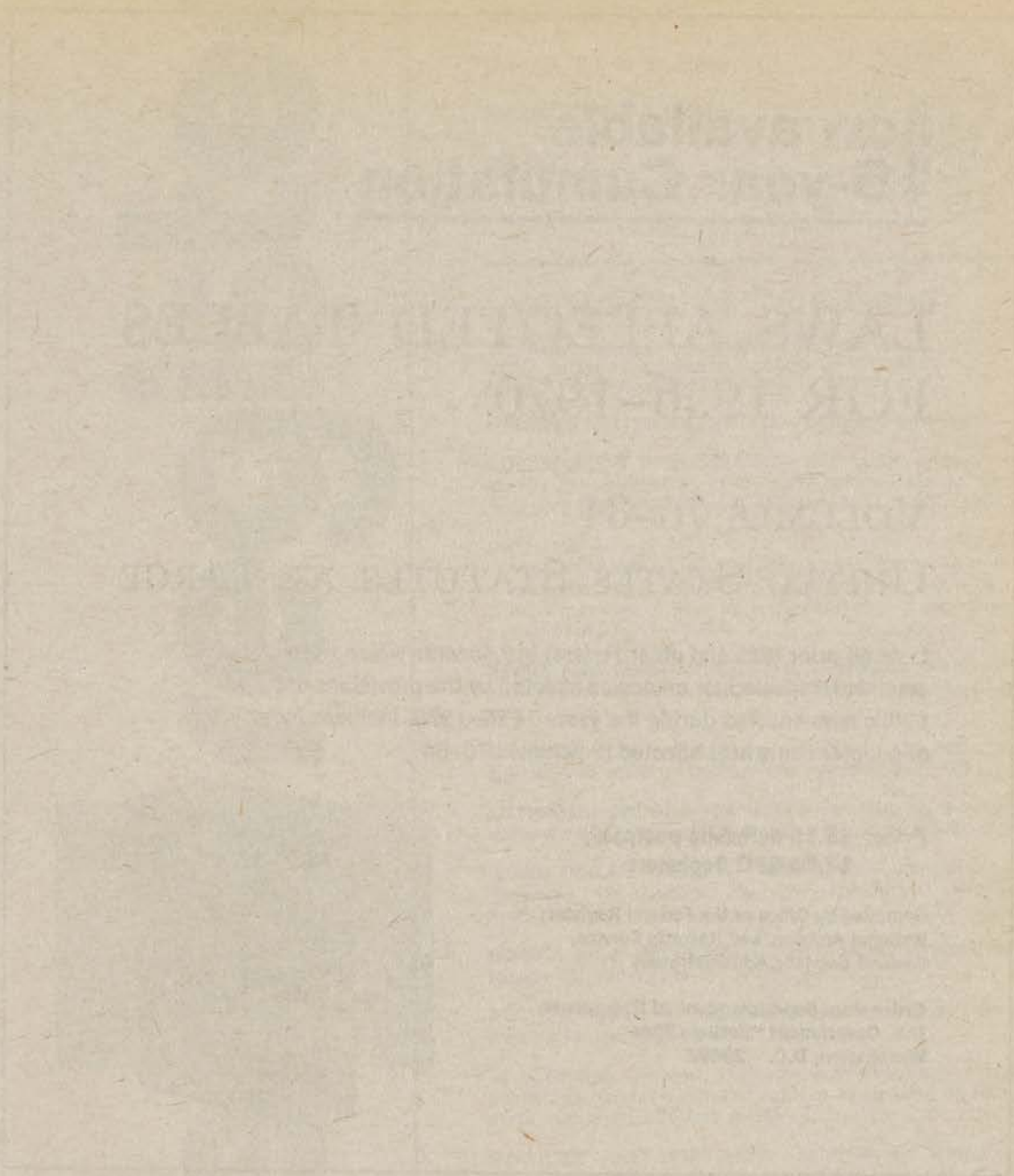
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*Management Systems.*

[FR Doc.74-8850 Filed 4-16-74;8:45 am]









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