

the monograph standards for sterile bleomycin sulfate bulk drug, set forth in 21 CFR 450.10a, in two respects: The new regulation did not require sterility at the bulk stage, and the new regulation did not require testing for pyrogens at the bulk stage.

Bristol-Myers Squibb Co., the sponsor of the innovator product, filed a petition for stay pursuant to 21 CFR 10.35, objecting to FDA's decision to promulgate the new regulation without notice and a prior opportunity for public comment. On November 9, 1994, FDA agreed to stay the effective date of the monograph for nonsterile bleomycin sulfate bulk drug substance to reconsider the manner in which the agency promulgated the new monograph. A copy of FDA's letter notifying Bristol-Myers Squibb Co. of the stay is on file in the Dockets Management Branch (HFA-305), Food and Drug Administration, rm. 1-23, 12420 Parklawn Dr., Rockville, MD 20857. In the **Federal Register** of March 1, 1995 (60 FR 11026), FDA published a stay of the monograph for nonsterile bleomycin sulfate bulk drug substance.

Because of the issues that may arise based on the coexistence of alternative standards for nonsterile bleomycin sulfate bulk drug and sterile bleomycin sulfate bulk drug, and because several manufacturers have demonstrated an interest in manufacturing bulk bleomycin sulfate and finished dosage forms for the drug, FDA finds that it is appropriate to provide an opportunity for public comment on the standards. Therefore, FDA is withdrawing the regulation for nonsterile bleomycin sulfate bulk drug substance, and will propose a new regulation setting forth standards for nonsterile bleomycin sulfate bulk drug substance in a future issue of the **Federal Register**.

Therefore, under the Federal Food, Drug, and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs, 21 CFR part 450 is amended as follows:

List of Subjects in 21 CFR Part 450

Antibiotics.

PART 450—ANTITUMOR ANTIBIOTIC DRUGS

1. The authority citation for 21 CFR part 450 continues to read as follows:

Authority: Sec. 507 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 357).

§ 450.10 [Removed]

2. Section 450.10 *Bleomycin sulfate* is removed.

Dated: March 18, 1995.

Murray M. Lumpkin,

Deputy Director, Center for Drug Evaluation and Research.

[FR Doc. 95-7802 Filed 3-29-95; 8:45 am]

BILLING CODE 4160-01-F

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Secretary

24 CFR Subtitle A, Appendices A and B, and Parts 91, 248, 570, 572, 582, 583, 882, 889 and 890

[Docket No. R-94-1731; FR-3611-F-08]

RIN 2501-AB72

Consolidated Plan for Community Planning and Development Programs: Conforming Changes to Program Regulations

AGENCY: Office of the Secretary, HUD.

ACTION: Final rule; technical amendment.

SUMMARY: This rule amends the Department's existing regulations for programs that refer to the Comprehensive Housing Affordability Strategy (CHAS) to replace references to the CHAS with references to the document that has replaced it—the Consolidated Plan. A final rule was published on January 5, 1995, that revised 24 CFR part 91 to replace the CHAS with the consolidated plan as the document that embodies a jurisdiction's determination of housing needs and planned use of HUD funds to meet those needs.

EFFECTIVE DATE: February 6, 1995.

FOR FURTHER INFORMATION CONTACT: Joseph F. Smith, Director, Policy Coordination, Office of Community Planning and Development, 451 Seventh Street SW., Washington, DC 20410-7000, telephone (202) 708-1283 (voice) or (202) 708-2565 (TDD). (These are not toll-free telephone numbers.) Copies of this rule will be made available on tape or large print for those with impaired vision that request them. They may be obtained at the above address.

SUPPLEMENTARY INFORMATION:

I. Background

A final rule providing for a consolidated plan and a single performance report for all HUD community planning and development formula grant programs was published on January 5, 1995, effective February 6, 1995, which affects determinations of

consistency of applications for funding for other programs, as described in 24 CFR 91.2(b). The programs affected, for which conforming changes are necessary to published program requirements, are HOPE for Public and Indian Housing Homeownership Program ("HOPE 1") (program guidelines codified as Appendix A to Subtitle A of 24 CFR), HOPE for Homeownership of Multifamily Units Program ("HOPE 2") (program guidelines codified as Appendix B to Subtitle A of 24 CFR), Lead-Based Paint Hazard Reduction Program (Part 35), Prepayment of Low Income Housing Mortgages (Part 248), HOPE for Homeownership of Single Family Homes Program (Part 572), Shelter Plus Care Program (Part 582), Supportive Housing Program (Part 583), Section 8 Moderate Rehabilitation Single Room Occupancy Program for Homeless Individuals (Part 882, Subpart H), Supportive Housing for the Elderly Program (Part 889), and Supportive Housing for Persons With Disabilities Program (Part 890). The regulations (or guidelines, in the case of HOPE 1 and HOPE 2) for all of these programs are amended by this rule, except for the Lead-Based Paint Hazard Reduction Program, for which a separate rulemaking is underway.

In addition, the Community Development Block Grant (CDBG) program regulations are being amended in this rule to make the provision in the CDBG rule concerning the deadline for submitting the consolidated plan consistent with the provision in the consolidated plan rule. (Section 91.15 provides that a consolidated plan must be submitted no later than August 16 of the federal fiscal year for which funding is sought, whereas § 570.304(c)(1) states that the first working day of September is the deadline.)

Another technical correction being made in this rule is to remove from 24 CFR part 91 a provision that conflicts with a State CDBG program provision. (Section 570.483(d) prescribes the manner in which States meet the requirements for funding an activity under the "urgent need" national objective. Section 91.320(g)(1)(i) of the consolidated plan rule prescribes another method.) The Department wishes to preserve the method specified in the CDBG State program regulation, so this rule removes the provision from the consolidated plan rule.

II. Justification for Final Rule

In general, the Department publishes a rule for public comment before issuing a rule for effect, in accordance with its own regulations on rulemaking, 24 CFR

part 10. However, part 10 does provide for exceptions from that general rule where the agency finds good cause to omit advance notice and public participation. The good cause requirement is satisfied when prior public procedure is "impracticable, unnecessary, or contrary to the public interest." (24 CFR 10.1) The Department finds that good cause exists to publish this rule for effect without first soliciting public comment, in that prior public procedure is unnecessary. This rule is technical in nature, making amendments to program regulations to conform their terminology to the status of the current consolidated plan regulations at 24 CFR part 91. No purpose would be served by requesting comments on this technical change. In fact, this rule is effective retroactive to the effective date of the final consolidated plan rule, so that the references to the CHAS, which is superseded by the Consolidated Plan, can instead refer to the then operative document.

Findings and Certifications

Impact on the Environment

A Finding of No Significant Impact with respect to the environment was made in accordance with HUD regulations at 24 CFR part 50 that implement section 102(2)(C) of the National Environmental Policy Act of 1969, 42 U.S.C. 4332, in connection with the Consolidated Plan final rule. That Finding of No Significant Impact, applicable to this technical conforming rule, is available for public inspection and copying during regular business hours (7:30 a.m. to 5:30 p.m.) in the Office of the Rules Docket Clerk, room 10276, 451 Seventh Street SW., Washington, DC 20410-0500.

Federalism Impact

The General Counsel, as the Designated Official under section 6(a) of Executive Order 12612, Federalism, has determined that the policies contained in this rule do not have significant impact on States or their political subdivisions since the requirements of the rule are limited to technical amendments necessary to carry out accurately the provisions of programs whose regulations were not amended in the original Consolidated Plan rule.

Impact on the Family

The General Counsel, as the Designated Official under Executive Order 12606, The Family, has determined that this rule does not have potential for significant impact on family formation, maintenance, and

general well-being, and, thus is not subject to review under the Order since it is only a technical, conforming rule.

Impact on Small Entities

The Secretary, in accordance with the Regulatory Flexibility Act (5 U.S.C. 605(b)), has reviewed this rule before publication and by approving it certifies that this rule will not have a significant impact on a substantial number of small entities, because it imposes no new burdens on jurisdictions.

Regulatory Agenda

This rule was not listed in the Department's Semiannual Regulatory Agenda published on November 14, 1994 (59 FR 57632, 57641), under Executive Order 12866 and the Regulatory Flexibility Act.

List of Subjects

24 CFR Part 91

Aged, Grant programs—housing and community development, Homeless, Individuals with disabilities, Low and moderate income housing, Reporting and recordkeeping requirements.

24 CFR Part 248

Intergovernmental relations, Loan programs—housing and community development, Low and moderate income housing, Mortgage insurance, Reporting and recordkeeping requirements.

24 CFR Part 570

Administrative practice and procedure, Grant programs—housing and community development, American Samoa, Northern Mariana Islands, Pacific Islands Trust Territory, Puerto Rico, Virgin Islands.

24 CFR Part 572

Condominiums, Cooperatives, Government property, Grant programs—housing and community development, Low and moderate income housing, Nonprofit organizations, Reporting and recordkeeping requirements.

24 CFR Part 582

Homeless, Rent subsidies, Reporting and recordkeeping requirements, Supportive housing programs—housing and community development, Supportive services.

24 CFR Part 583

Homeless, Rent subsidies, Reporting and recordkeeping requirements, Supportive housing programs—housing and community development, Supportive services.

24 CFR Part 889

Aged, Capital advance programs, Grant programs—housing and community development, Loan programs—housing and community development, Low and moderate income housing, Rent subsidies, Reporting and recordkeeping requirements.

24 CFR Part 890

Civil rights, Grant programs—housing and community development, Individuals with disabilities, Loan programs—housing and community development, Low and moderate income housing, Mental health programs, Reporting and recordkeeping requirements.

Accordingly, Appendices A and B to Subtitle A of title 24 Code of Federal Regulations and parts 91, 248, 570, 572, 582, 583, 882, 889, and 890 of title 24 of the Code of Federal Regulations are amended as follows:

Appendix A to Subtitle A of 24 CFR [Amended]

1. Appendix A is amended in the following way:

a. In Section II., Definitions, the definition of the term "CHAS" is removed and a definition of the term "Consolidated Plan" is added in its place, to read as follows:

Consolidated plan. The document that is submitted to HUD that serves as the planning document (comprehensive housing affordability strategy and community development plan) of the jurisdiction and an application for funding under Community Planning and Development formula grant programs, which is prepared in accordance with the process prescribed in 24 CFR part 91.

b. In Section III, under the heading of *Section 310. Applications for planning grants.*, in paragraph (b)(4), the term "CHAS" is removed wherever it appears, and the term "Consolidated Plan" is added in each of those places.

c. In Section IV, under the heading of *Section 415. Applications for implementation grants.*, in paragraph (b)(17), the term "CHAS" is removed wherever it appears, and the term "Consolidated Plan" is added in each of those places.

Appendix B to Subtitle A of 24 CFR [Amended]

2. Appendix B is amended in the following way:

a. In Section II., Definitions, the definition of the term "CHAS" is removed and a definition of the term "Consolidated Plan" is added in its place, to read as follows:

Consolidated plan. The document that is submitted to HUD that serves as the planning document (comprehensive housing affordability strategy and community development plan) of the jurisdiction and an application for funding under Community Planning and Development formula grant programs, which is prepared in accordance with the process prescribed in 24 CFR part 91.

b. In Section III, under the heading of *Section 310. Applications for planning grants.*, in paragraph (b)(4), the term "CHAS" is removed wherever it appears, and the term "Consolidated Plan" is added in each of those places.

c. In Section IV, under the heading of *Section 415. Applications for implementation grants.*, in paragraph (b)(17), the term "CHAS" is removed wherever it appears, and the term "Consolidated Plan" is added in each of those places.

PART 91—CONSOLIDATED SUBMISSIONS FOR COMMUNITY PLANNING AND DEVELOPMENT PROGRAMS

3. The authority citation for part 91 continues to read as follows:

Authority: 42 U.S.C. 3535(d), 3601–3619, 5301–5315, 11331–11388, 12701–12711, 12741–12756, and 12901–12912.

§ 91.2 [Amended]

4. Section 91.2 is amended by removing from paragraph (b)(10) the phrase, "subpart E", and adding in its place the phrase, "subpart F".

§ 91.320 [Amended]

5. Section 91.320 is amended by removing paragraph (g)(1)(i) and by removing the paragraph designation (g)(1)(ii).

PART 248—PREPAYMENT OF LOW INCOME HOUSING MORTGAGES

6. The authority citation for part 248 continues to read as follows:

Authority: 12 U.S.C. 1715l note, 4101 note, and 4101–4124; 42 U.S.C. 3535(d).

7. In § 248.177, paragraph (b)(6) is revised to read as follows:

§ 248.177 Delegated responsibility to State agencies.

* * * * *

(b) * * *

(6) A certification by the public official responsible for submitting the consolidated plan under 24 CFR part 91 that the proposed activities are consistent with the approved consolidated plan of the State within

which the eligible low income housing is located; and

* * * * *

PART 570—COMMUNITY DEVELOPMENT BLOCK GRANTS

8. The authority citation for part 570 continues to read as follows:

Authority: 42 U.S.C. 3535(d) and 5300–5320.

9. In § 570.304, paragraph (c)(1) is revised to read as follows:

§ 570.304 Making of grants.

* * * * *

(c) * * *

(1) Either the consolidated plan is not received by August 16 of the federal fiscal year for which funds are appropriated or the consolidated plan is not approved under 24 CFR part 91, subpart F—in which case, the grantee will forfeit the entire entitlement amount; or

* * * * *

§ 570.509 [Amended]

10. Section 570.509 is amended by removing from paragraph (d) the word "CHAS" wherever it appears and adding in its place the words "consolidated plan".

PART 572—HOPE FOR HOMEOWNERSHIP OF SINGLE FAMILY HOMES PROGRAM (HOPE 3)

11. The authority citation for part 572 continues to read as follows:

Authority: 42 U.S.C. 3535(d) and 12891.

12. Section 572.400 is revised to read as follows:

§ 572.400 Consolidated plan.

(a) *Applicants that are States or units of general local government.* The applicant must have a HUD-approved complete or abbreviated consolidated plan, in accordance with 24 CFR part 91, and must submit a certification that the application for funding is consistent with the HUD-approved consolidated plan. Funded applicants must certify in a grant agreement that they are following the HUD-approved consolidated plan.

(b) *Applicants that are not States or units of general local government.* The applicant must submit a certification by the jurisdiction in which the proposed project will be located that the applicant's application for funding is consistent with the jurisdiction's HUD-approved consolidated plan. The certification must be made by the unit of general local government or the State, in accordance with the consistency certification provisions of the

consolidated plan regulations, 24 CFR part 91, subpart F.

(c) *Indian tribes and the Insular Areas of Guam, the U.S. Virgin Islands, American Samoa, and the Northern Mariana Islands.* These entities are not required to have a consolidated plan or to make consolidated plan certifications. An application by an Indian tribe or other applicant for a project that will be located on a reservation of an Indian tribe will not require a certification by the tribe or the State. However, where an Indian tribe is the applicant for a project that will not be located on a reservation, the requirement for a certification under paragraph (b) of this section will apply.

(d) *Timing of consolidated plan certification submissions.* Unless otherwise set forth in the NOFA, the required certification that the application for funding is consistent with the HUD-approved consolidated plan must be submitted by the funding application submission deadline announced in the NOFA.

PART 582—SHELTER PLUS CARE

13. The authority citation for part 582 is revised to read as follows:

Authority: 42 U.S.C. 11403 note and 3535(d).

14. Section 582.120 is revised to read as follows:

§ 582.120 Consolidated plan.

(a) *Applicants that are States or units of general local government.* The applicant must have a HUD-approved complete or abbreviated consolidated plan, in accordance with 24 CFR part 91, and must submit a certification that the application for funding is consistent with the HUD-approved consolidated plan. Funded applicants must certify in a grant agreement that they are following the HUD-approved consolidated plan. If the applicant is a State, and the project will be located in a unit of general local government that is required to have, or has, a complete consolidated plan, or that is applying for Shelter Plus Care assistance under the same Notice of Fund Availability (NOFA) and will have an abbreviated consolidated plan with respect to that application, the State also must submit a certification by the unit of general local government that the State's application is consistent with the unit of general local government's HUD-approved consolidated plan.

(b) *Applicants that are not States or units of general local government.* The applicant must submit a certification by the jurisdiction in which the proposed project will be located that the

jurisdiction is following its HUD-approved consolidated plan and the applicant's application for funding is consistent with the jurisdiction's HUD-approved consolidated plan. The certification must be made by the unit of general local government or the State, in accordance with the consistency certification provisions of the consolidated plan regulations, 24 CFR part 91, subpart F.

(c) *Indian tribes and the Insular Areas of Guam, the U.S. Virgin Islands, American Samoa, and the Northern Mariana Islands.* These entities are not required to have a consolidated plan or to make consolidated plan certifications. An application by an Indian tribe or other applicant for a project that will be located on a reservation of an Indian tribe will not require a certification by the tribe or the State. However, where an Indian tribe is the applicant for a project that will not be located on a reservation, the requirement for a certification under paragraph (b) of this section will apply.

(d) *Timing of consolidated plan certification submissions.* Unless otherwise set forth in the NOFA, the required certification that the application for funding is consistent with the HUD-approved consolidated plan must be submitted by the funding application submission deadline announced in the NOFA.

PART 583—SUPPORTIVE HOUSING PROGRAM

15. The authority citation for part 583 is revised to read as follows:

Authority: 42 U.S.C. 11389 and 3535(d).

16. Section 583.155 is revised to read as follows:

§ 583.155 Consolidated plan.

(a) *Applicants that are States or units of general local government.* The applicant must have a HUD-approved complete or abbreviated consolidated plan, in accordance with 24 CFR part 91, and must submit a certification that the application for funding is consistent with the HUD-approved consolidated plan. Funded applicants must certify in a grant agreement that they are following the HUD-approved consolidated plan.

(b) *Applicants that are not States or units of general local government.* The applicant must submit a certification by the jurisdiction in which the proposed project will be located that the applicant's application for funding is consistent with the jurisdiction's HUD-approved consolidated plan. The certification must be made by the unit of general local government or the State,

in accordance with the consistency certification provisions of the consolidated plan regulations, 24 CFR part 91, subpart F.

(c) *Indian tribes and the Insular Areas of Guam, the U.S. Virgin Islands, American Samoa, and the Northern Mariana Islands.* These entities are not required to have a consolidated plan or to make consolidated plan certifications. An application by an Indian tribe or other applicant for a project that will be located on a reservation of an Indian tribe will not require a certification by the tribe or the State. However, where an Indian tribe is the applicant for a project that will not be located on a reservation, the requirement for a certification under paragraph (b) of this section will apply.

(d) *Timing of consolidated plan certification submissions.* Unless otherwise set forth in the NOFA, the required certification that the application for funding is consistent with the HUD-approved consolidated plan must be submitted by the funding application submission deadline announced in the NOFA.

PART 882—SECTION 8 HOUSING ASSISTANCE PAYMENTS PROGRAM FOR EXISTING HOUSING

17. The authority citation for part 882 continues to read as follows:
AUTHORITY: 12 U.S.C. 1701q, 42 U.S.C. 3535(d).

18. In § 882.805, paragraph (b)(2) is revised to read as follows:

§ 882.805 PHA application process, HUD review and selection, ACC execution, and pre-rehabilitation activities.

* * * * *

(b) * * *

(2) *Consolidated plan.* (i) *Certification of consistency.* Except as provided in paragraph (b)(2)(ii) of this section, the applicant must submit a certification by the jurisdiction in which the proposed project will be located that the jurisdiction is following, and the applicant's application for funding is consistent with, the jurisdiction's HUD-approved consolidated plan. The certification must be made by the unit of general local government or the State, in accordance with the consolidated regulations at 24 CFR part 91, subpart F, and as may be further described in the NOFA.

(ii) *Exception.* The consolidated plan certification is not required where the proposed project will be located on a reservation of an Indian tribe or the Insular Area of Guam, the U.S. Virgin Islands, American Samoa, or the Northern Mariana Islands.

(iii) *Timing of consolidated plan certification submission.* Unless otherwise set forth in the NOFA, the required certification must be submitted by the funding application submission deadline announced in the NOFA. All certifications must be signed by the public official responsible for submitting the consolidated plan to HUD, and they must meet the consistency certification requirements of the consolidated plan regulations, 24 CFR part 91, subpart F.

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PART 889—SUPPORTIVE HOUSING FOR THE ELDERLY

19. The authority citation for part 889 continues to read as follows:

Authority: 42 U.S.C. 3535(d), 8013.

20. In § 889.270, paragraph (b)(3) is revised to read as follows:

§ 889.270 Application contents.

* * * * *

(b) * * *

(3) The Sponsor must submit a certification by the jurisdiction in which the proposed project will be located that the Sponsor's application is consistent with the jurisdiction's HUD-approved consolidated plan. The certification must be made by the unit of general local government or the State, in accordance with the consistency certification requirements of 24 CFR part 91, subpart F, and as may be further described in the NOFA. This certification is not required where the proposed project will be located in the Insular Area of Guam, the U.S. Virgin Islands, American Samoa or the Northern Mariana Islands. Unless otherwise set forth in the NOFA, the required certification must be submitted by the application submission deadline announced in the NOFA. All certifications must be signed by the public official responsible for submitting the consolidated plan to HUD, and they must meet the consistency certification requirements of the consolidated plan regulations, 24 CFR part 91, subpart F.

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PART 890—SUPPORTIVE HOUSING FOR PERSONS WITH DISABILITIES

21. The authority citation for part 890 continues to read as follows:

Authority: 42 U.S.C. 3535(d) and 8013.

22. In § 890.265, paragraph (b)(3) is revised to read as follows:

§ 890.265 Application contents.

* * * * *

(b) * * *

(3) The Sponsor must submit a certification by the jurisdiction in which the proposed project will be located that the Sponsor's application is consistent with the jurisdiction's HUD-approved consolidated plan. The certification must be made by the unit of general local government or the State, in accordance with the consistency certification requirements of 24 CFR part 91, subpart F, and as may be further described in the NOFA. This certification is not required where the proposed project will be located in the Insular Area of Guam, the U.S. Virgin Islands, American Samoa or the Northern Mariana Islands. Unless otherwise set forth in the NOFA, the required certification must be submitted by the application submission deadline announced in the NOFA. All certifications must be signed by the public official responsible for submitting the consolidated plan to HUD, and they must meet the consistency certification requirements of the consolidated plan regulations, 24 CFR part 91, subpart F.

* * * * *

Dated: March 21, 1995.

Henry G. Cisneros,

Secretary.

[FR Doc. 95-7730 Filed 3-29-95; 8:45 am]

BILLING CODE 4210-32-P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Part 1

[T.D. 8115]

Income Taxes; Unisex Annuity Tables; Correction

AGENCY: Internal Revenue Service, Treasury.

ACTION: Correcting amendment.

SUMMARY: This document contains a correction to the final regulations (T.D. 8115), which were published Friday, December 19, 1986 (51 FR 45690), relating to the annuity tables used to compute the portion of the amount received as an annuity that is includible in gross income.

EFFECTIVE DATE: March 30, 1995.

FOR FURTHER INFORMATION CONTACT: Brant Goldwyn (202) 622-6040, (not a toll-free call).

SUPPLEMENTARY INFORMATION:

Background

The final regulations that are the subject of this correction adopt the mortality assumptions used to develop the proposed annuity tables. Thus, the revised tables are based, as are Tables I

through IV of § 1.72-9, on individual annuitant mortality.

Need for Correction

As published, T.D. 8115 contains an error which may prove to be misleading and is in need of clarification.

List of Subjects in 26 CFR Part 1

Income taxes, Reporting and recordkeeping requirements.

Accordingly, 26 CFR part 1 is corrected by making the following correcting amendment:

PART 1—INCOME TAXES

Paragraph 1. The authority citation for part 1 continues to read in part as follows:

Authority: 26 U.S.C. 7805 * * *

Par. 2. In § 1.72-9, Table VII, years 21 through 30, is amended by revising the entry for age 39 to read as follows:

§ 1.72-9 Tables.

* * * * *

TABLE VII—PERCENT VALUE OF REFUND FEATURE; DURATION OF GUARANTEED AMOUNT

Age	Years—									
	21	22	23	24	25	26	27	28	29	30
* * * * *										
39	2	2	2	2	3	3	3	3	4	4
* * * * *										

* * * * *

Cynthia E. Grigsby,

Chief, Regulations Unit Assistant Chief Counsel (Corporate).

[FR Doc. 95-7849 Filed 3-29-95; 8:45 am]

BILLING CODE 4830-01-P

26 CFR Part 1

[TD 8552]

RIN 1545-AL80

Intercompany Transfer Pricing Regulations Under Section 482; Correction

AGENCY: Internal Revenue Service, Treasury.

ACTION: Correction to final regulations.

SUMMARY: This document contains corrections to final regulations (TD 8552), which were published in the

Federal Register for Friday, July 8, 1994, (59 FR 34971) relating to intercompany transfer pricing.

EFFECTIVE DATE: July 8, 1994.

FOR FURTHER INFORMATION CONTACT: Sim Seo at (202) 622-3840, (not a toll-free call).

SUPPLEMENTARY INFORMATION:

Background

The final regulations that are the subject of these corrections contains changes made to section 482 of the Internal Revenue Code.

Need for Correction

As published, the final regulations contain errors which may prove to be misleading and are in need of clarification.

Correction of Publication

Accordingly, the publication of the final regulations (TD 8552), which are the subject of FR Doc. 94-16456, is corrected as follows:

§ 1.482-2 [Corrected]

1. On page 35002, column 2, § 1.482-2 (a)(1)(ii)(A), introductory text, line 2, the language "indebtedness. Paragraph (e) of this" is corrected to read "indebtedness. Paragraph (a) of this".

2. On page 35002, column 2, § 1.482-2 (a)(1)(ii)(B), line 2, the language "paragraph (e) does not apply to so much" is corrected to read "paragraph (a) does not apply to so much".

3. On page 35005, columns 2 and 3, the undesignated paragraph following § 1.482-2(a)(3)(iv) is removed and § 1.482-2 (a)(3)(iv) is corrected to read as follows: