

LAP BELT PART OF A LAP/SHOULDER BELT SYSTEM WITH THE SHOULDER BELT PLACED BEHIND THE CHILD, WHEN RESTRAINING THE CHILD IN THIS SEAT.

(b)(i) Except as provided in S5.6.1.10(b)(ii), the instructions for a booster seat that is recommended for use with both a vehicle's Type I and Type II seat belt assemblies shall include the following statement and the reasons therefor:

WARNING! USE ONLY THE VEHICLE'S LAP BELT SYSTEM, OR THE LAP BELT PART OF A LAP/SHOULDER BELT SYSTEM WITH THE SHOULDER BELT PLACED BEHIND THE CHILD, WHEN RESTRAINING THE CHILD WITH THE *insert description of the system element provided to restrain forward movement of the child's torso when used with a lap belt (e.g., shield), AND ONLY THE VEHICLE'S LAP AND SHOULDER BELT SYSTEM WHEN USING THIS BOOSTER WITHOUT THE insert above description.*

(b)(ii) A booster seat which is recommended for use with both a vehicle's Type I and Type II seat belt assemblies is not subject to S5.6.1.10(b)(i) if, when the booster is used with the shield or similar component, the booster will cause the shoulder belt to be located in a position other than in front of the child when the booster is installed. However, the instructions for such a booster shall include a warning to use the booster with the vehicle's lap and shoulder belt system when using the booster without a shield.

(c) The instructions for belt-positioning seats shall include the statement, "This restraint is not certified for aircraft use," and the reasons for this statement.

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Issued on May 4, 1995.

Ricardo Martinez,

Administrator.

[FR Doc. 95-11392 Filed 5-9-95; 8:45 am]

BILLING CODE 4910-59-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 672

[Docket No. 95020641-5041-01; I.D. 050495B]

Groundfish of the Gulf of Alaska; Pacific Cod in the Western Regulatory Area

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Closure.

SUMMARY: NMFS is prohibiting retention of Pacific cod by vessels catching Pacific cod in the Western Regulatory Area of the Gulf of Alaska (GOA) for processing by the offshore component. NMFS is requiring that catches of Pacific cod by these vessels in the Western Regulatory Area be treated in the same manner as prohibited species and discarded at sea with a minimum of injury. This action is necessary because the allocation of Pacific cod specified for the offshore component in this area has been reached.

EFFECTIVE DATE: 12 noon, Alaska local time (A.l.t.), May 5, 1995, until 12 midnight, A.l.t., December 31, 1995.

FOR FURTHER INFORMATION CONTACT: Andrew N. Smoker, 907-586-7228.

SUPPLEMENTARY INFORMATION: The groundfish fishery in the GOA exclusive economic zone is managed by NMFS according to the Fishery Management Plan for Groundfish of the Gulf of Alaska (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson Fishery Conservation and Management Act. Fishing by U.S. vessels is governed by regulations implementing the FMP at 50 CFR parts 620 and 672.

In accordance with § 672.20(c)(1)(ii), the allocation of Pacific cod total allowable catch (TAC) for the offshore component in the Western Regulatory Area, GOA, was established by the final 1995 groundfish specifications (60 FR 8470, February 14, 1995), as 2,010 metric tons (mt).

The Director, Alaska Region, NMFS, has determined, in accordance with § 672.20(c)(3), that the allocation of Pacific cod TAC specified for the offshore component in the Western Regulatory Area, GOA, has been reached. Therefore, NMFS is requiring that further catches of Pacific cod by operators of vessels catching Pacific cod for processing by the offshore component in the Western Regulatory

Area in the GOA, be treated as prohibited species in accordance with § 672.20(e)(4).

Classification

This action is taken under 50 CFR 672.20 and is exempt from review under E.O. 12866.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: May 5, 1995.

Richard W. Surdi,

Acting Director, Office of Fisheries Conservation and Management, National Marine Fisheries Service.

[FR Doc. 95-11542 Filed 5-5-95; 3:14 pm]

BILLING CODE 3510-22-F

50 CFR Parts 672 and 675

[Docket No. 95031062-5121-02; I.D. 021695C]

RIN 0648-AH40

Groundfish of the Gulf of Alaska; Groundfish Fishery of the Bering Sea and Aleutian Islands Area; Revised Product Recovery Rate

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Final rule.

SUMMARY: NMFS announces approval of a regulatory amendment to revise the standard product recovery rate for pollock, deep skin fillets, and product code 24. The revision is necessary to respond to new information on the current recovery rate achieved by the groundfish processing industry for this product type. This action is intended to further the objectives of the fishery management plans (FMPs) for the groundfish fisheries off Alaska.

EFFECTIVE DATE: June 9, 1995.

ADDRESSES: Copies of the environmental assessment/regulatory impact review (EA/RIR) may be obtained from the Alaska Region, National Marine Fisheries Service, P.O. Box 21668, Juneau, AK 99802, Attn: Lori Gravel.

FOR FURTHER INFORMATION CONTACT: Ronald J. Berg, 907-586-7228.

SUPPLEMENTARY INFORMATION:

Background

Fishing for groundfish by U.S. vessels in the exclusive economic zone of the Gulf of Alaska and the Bering Sea and Aleutian Islands management area is managed by NMFS according to the FMP for Groundfish of the Gulf of Alaska and the FMP for the Groundfish Fishery of the Bering Sea and Aleutian Islands Area. The FMPs were prepared

by the North Pacific Fishery Management Council under the Magnuson Fishery Conservation and Management Act and are implemented by regulations governing the U.S. groundfish fisheries at 50 CFR parts 672 and 675. General regulations that also pertain to U.S. fisheries appear at 50 CFR part 620.

Regulations at §§ 672.20(j) and 675.20(k) establish standard product types and standard product recovery rates (PRRs) for groundfish harvested and processed off Alaska. This rule revises the pollock deep skin fillet PRR from the current standard of 0.13 to a new standard of 0.16. An explanation of, and reasons for, this amendment are contained in a notice of proposed rulemaking (60 FR 13106, March 10, 1995). That document invited comments through April 10, 1995. One letter of comment was received. It is summarized and responded to in the Comments Received section, below.

Changes in the Final Rule From the Proposed Rule

None.

Comments Received

NMFS received one letter of comment on the proposed rule. This comment supported the proposed action.

Comment 1. The standard product recovery rate for pollock deep skin fillets should be revised from 0.13 to 0.16.

Response. NMFS concurs in this comment.

Classification

The Assistant General Counsel for Legislation and Regulation of the Department of Commerce certified to the Chief Counsel for Advocacy of the Small Business Administration that this rule will not have a significant economic impact on a substantial number of small entities. The following is a summary of information, on which this certification was based:

A Final Regulatory Flexibility Analysis (FRFA) was prepared for rulemaking that implemented standard product recovery rates for groundfish products produced off Alaska. Based on the FRFA, it was determined that the standard product recovery rates would have a significant economic impact on a substantial number of small entities. Nonetheless, although this particular regulatory amendment would affect a substantial number of harvesting vessels, which are considered small entities, the effects on those vessels would not result in a reduction in annual gross revenues by more than 5 percent, annual compliance costs of more than 5 percent, or compliance costs of least 10 percent higher as a percent of sales for large entities.

A copy of the EA/RIR/FRFA prepared for the final rule that implemented standard product recovery rates for groundfish products produced off Alaska may be obtained from the Director, Alaska Region, NMFS (see ADDRESSES).

This final rule has been determined to be not significant for purposes of E.O. 12866.

List of Subjects in 50 CFR Parts 672 and 675

Fisheries, Reporting and recordkeeping requirements.

Dated: May 3, 1995.

Gary Matlock,

Program Management Officer, National Marine Fisheries Service.

For the reasons set out in the preamble, 50 CFR parts 672 and 675 are amended as follows:

PART 672—GROUNDFISH FISHERY OF THE GULF OF ALASKA

1. The authority citation for part 672 continues to read as follows:

Authority: 16 U.S.C. 1801 *et seq.*

2. In § 672.20, paragraph (i)(3) table, entry 24 is revised, and in Table 1 to § 672.20 Product Codes 15 through 32 are amended by revising the entry for pollock to read as follows:

§ 672.20 General limitations.

- * * * * *
- (i) * * *
- (3) * * *

Product code	Product description	Standard product recovery rate
* * * * *		
24	Deep skin fillets	0.16
* * * * *		

TABLE 1 TO § 672.20 (CONTINUED).—TARGET SPECIES CATEGORIES, PRODUCT CODES AND DESCRIPTIONS, AND STANDARD PRODUCT RECOVERY RATES FOR GROUNDFISH SPECIES REFERENCED IN 50 CFR 672.20(a)(1) AND/OR 675.20(a)(1)

FMP species	Species code	Product code												
		15 Pec-toral girdle	16 Heads	17 Cheeks	18 Chins	19 Belly	20 Fillets: With skin and ribs	21 Fillets: Skin on no ribs	22 Fillets: With ribs on no skin	23 Fillets: Skinless/ bonesless	24 Fillets: Deep skin	30 Surimi	31 Mince	32 Meal
Pollock	270		0.15				0.35	0.30	0.30	0.21	0.16	/1/0.16 /2/0.17	0.22	0.17

¹ Standard pollock surimi rate during January through June.
² Standard pollock surimi rate during July through September.

PART 675—GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS AREA

3. The authority citation for part 675 continues to read as follows:

Authority: 16 U.S.C. 1801 *et seq.*

4. In § 675.20, paragraph (j)(3) table, entry 24 is revised to read as follows:

§ 675.20 General limitations.

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(j) * * *

(3) * * *

Product code	Product description	Standard product recovery rate
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24	Deep skin fillets	0.16

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[FR Doc. 95-11429 Filed 5-9-95; 8:45 am]

BILLING CODE 3510-22-W