

receiving such sheep or sheep products for sale on commission for or on behalf of a producer or feeder, shall pass the collected assessments on to the subsequent purchaser pursuant to the Act and the Order.

(b) Customs will collect the assessment at the time of importation from the importer or from any person acting as the principal agent, broker, or consignee for sheep, sheep products, wool, and products containing wool fiber identified by the HTS classification numbers in § 1280.312, except as provided in § 1280.312(d).

(c) In a case where a producer or feeder sells sheep as part of a custom slaughter operation, the producer or feeder shall be the collecting person in the same manner as if the sheep were sold for slaughter.

(d) In the event of a producer's, feeder's, or importer's death, bankruptcy, receivership, or incapacity to act, the representative of such producer, feeder, or importer or the producer's, feeder's, or importer's estate, or the person acting on behalf of creditors, shall be considered the producer, feeder, or importer for the purposes of this section.

#### **§ 1280.314 Remittance persons for purposes of remitting assessments.**

Remittance persons for the purposes of remitting assessments shall be:

(a) Each processor who makes payment to a producer, feeder, handler, or collecting person for sheep or wool purchased from the producer, feeder, handler, or collecting person shall be a remitting person and shall collect an assessment from the producer, feeder, handler, or other collecting person on sheep or wool sold by the producer, feeder, handler, or collecting person, and each such producer, feeder, handler, or collecting person shall pay such assessment to the processor and that processor shall remit the assessment to the Board.

(b) Each person who processes or causes to be processed sheep or sheep products of that person's own production, and markets such sheep or sheep products, shall pay an assessment on such sheep or sheep products at the time of sale at a rate equivalent to the rate established pursuant to § 1280.224(d) under the Order for live sheep or § 1280.225(d) for greasy wool under the Order, and shall remit such assessment to the Board.

(c) Each person who exports live sheep or greasy wool shall remit the assessment to the Board on such sheep or greasy wool at the time of export, at the rate established pursuant

§ 1280.224(d) for live sheep of the Order or § 1280.225(d) for greasy wool.

#### **§ 1280.315 Remittance of assessments and submission of reports to the National Sheep Promotion, Research, and Information Board.**

Each person responsible for remitting the assessment as described in § 1280.314 shall remit the assessments and a report of assessments to the Board as follows:

(a) Reports. Each collecting person who is responsible for remitting the assessment shall make reports on forms made available or approved by the Board. Such collecting person shall prepare a separate report for each reporting period. Each report shall be mailed together with the applicable assessment amount and shall be mailed to the Board pursuant to § 1280.311(a). Each completed report shall contain the following information as applicable including but not limited to:

(1) Live sheep sold.

(i) The number of sheep purchased, initially transferred, or that is subject to the collection of assessment in any other manner, and the dates of such transactions;

(ii) The number of sheep exported, or the equivalent thereof of sheep products imported;

(iii) The amount of assessment remitted;

(iv) An explanation for the remittance of any assessment that is less than the pounds of sheep multiplied by the assessment rate; and

(v) The date an assessment was paid.

(2) Greasy wool sold.

(i) The amount of wool purchased, initially transferred or which, in an other manner, is subject to the collection of assessment, and the dates of such transaction;

(ii) The amount of wool exported or the equivalent thereof of wool products;

(iii) The amount of assessment remitted;

(iv) An explanation for the remittance of an assessment that is less than the pounds of wool multiplied by the assessment rate; and

(v) The date an assessment was paid.

(b) Customs will transmit reports and assessments collected on imported sheep and sheep products to AMS according to an agreement between Customs and AMS.

(c) If the Board is not established by the date the first assessments are due, remitters shall remit assessments to the address specified by the Secretary pursuant to § 1280.230(d) of the Order. The Secretary shall have the authority to receive assessments and invest them on behalf of the Board, and shall transfer

such assessments and any interest earned to the Board when it is formed.

#### **§ 1280.316 Evidence of payment of assessments.**

Each collecting person responsible for remitting an assessment to the Board, except a producer or feeder processing sheep or sheep products of the producer's or feeder's own production for sale is required to give the producer, feeder, handler, or collecting person from whom the collecting person collected an assessment written evidence of payment of the assessments. Such written evidence serving as a receipt shall contain the following information:

(a) Name and address of the collecting person;

(b) Name of producer or feeder who paid the assessment;

(c) Number of head of sheep sold;

(d) Total pounds of sheep or greasy wool sold;

(e) Total assessments paid by the producer or feeder; and

(f) Date an assessment was paid.

#### **§ 1280.317 Books and records.**

Any person subject to the collection and remittance provisions of the Act and the Order shall maintain and make available to the Secretary for at least 2 years beyond the fiscal period of their applicability such books and records as necessary to carry out the provision of the Order and these regulations.

Reporting forms shall be submitted monthly. Domestic producers and feeders as well as importers will be required to maintain and make available to the Secretary such books and records as necessary to carry out the provisions of the proposed Order and this proposed rule.

#### **§ 1280.318 OMB control numbers.**

The control number assigned to the information collection requirements by OMB pursuant to the Paperwork Reduction Act of 1980, Public Law 96-511 is OMB number 0581-0093.

Dated: September 28, 1995.

Lon Hatamiya,  
Administrator.

[FR Doc. 95-24595 Filed 10-2-95; 8:45 am]

BILLING CODE 3410-02-P

**DEPARTMENT OF TRANSPORTATION****Federal Aviation Administration****14 CFR Part 71****[Airspace Docket No. 95-ACE-09]****Proposed Amendment to Class E Airspace; Council Bluffs, IA****AGENCY:** Federal Aviation Administration (FAA), DOT.**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** This notice proposes to amend the Class E airspace area at Council Bluffs, IA. The 6-mile radius area will be increased to a 6.3-mile radius area. The development of a new Standard Instrument Approach Procedure (SIAP) at Council Bluffs Municipal Airport based on the Global Positioning System has made the proposal necessary. The intended effect of this proposal is to provide additional controlled airspace for aircraft executing the SIAP at Council Bluffs, IA.

**DATES:** Comments must be received on or before November 15, 1995.

**ADDRESSES:** Send comments on the proposal in triplicate to: Manager, Air Traffic Operations Branch, ACE-530, Federal Aviation Administration, Docket No. 95-ACE-09, 601 East 12th Street, Kansas City, MO 64106.

The official docket may be examined in the Office of the Assistant Chief Counsel for the Central Region at the same address between 9 a.m. and 3 p.m., Monday through Friday, except Federal holidays.

An informal docket may also be examined during normal business hours in the office of the Manager, Air Traffic Operations Branch, Air Traffic Division, at the address listed above.

**FOR FURTHER INFORMATION CONTACT:** Kathy Randolph, Air Traffic Division, Air Traffic Operations Branch, ACE-530C, Federal Aviation Administration, 601 East 12th Street, Kansas City, MO 64106; telephone: (816) 426-3408.

**SUPPLEMENTARY INFORMATION:****Comments Invited**

Interested parties are invited to participate in this proposed rulemaking by submitting such written data, views, or arguments as they may desire.

Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions on the proposal. Comments are specifically invited on the overall regulatory, economic, environmental, and energy-related aspects of the proposal. Communications should

identify the airspace docket number and be submitted in triplicate to the address listed above. Commenters wishing the FAA to acknowledge receipt of their comments on this notice must submit with those comments a self-addressed, stamped postcard on which the following statement is made:

“Comments to Airspace Docket No. 95-ACE-09.” The postcard will be date/time stamped and returned to the commenter. All communications received on or before the closing date for comments will be considered before taking action on the proposed rule. The proposal contained in this notice may be changed in light of comments received. All comments submitted will be available for examination in the Rules Docket both before and after the closing date for comments. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

**Availability of NPRMs**

Any person may obtain a copy of this Notice of Proposed Rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Office of Public Affairs, Attention: Public Inquiry Center, APA-230, 800 Independence Avenue, SW, Washington, DC 20591, or by calling (202) 267-3484.

Communications must identify the notice number of this NPRM. Persons interested in being placed on a mailing list for future NPRMs should also request a copy of Advisory Circular No. 11-2A, which describes the procedures.

**The Proposal**

The FAA is considering an amendment to part 71 of the Federal Aviation Regulations (14 CFR part 71) to provide additional controlled airspace for a new Instrument Flight Rules (IFR) procedure at the Council Bluffs Municipal Airport. The additional airspace would segregate aircraft operating under VFR conditions from airport operating under IFR procedures. The area would be depicted on appropriate aeronautical charts thereby enabling pilots to circumnavigate the area or otherwise comply with IFR procedures. Class E airspace designations for airspace areas extending upward from 700 feet or more above the surface of the earth are published in FAA Order 7400.9C, par. 6005, dated August 17, 1995 and effective September 16, 1995, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document would be published subsequently in the Order.

The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore, this proposed regulation—(1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a Regulatory Evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this proposed rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

**List of Subjects in 14 CFR Part 71**

Airspace, Incorporation by reference, Navigation (air).

**The Proposed Amendment**

Accordingly, pursuant to the authority delegated to me, the Federal Aviation Administration proposes to amend part 71 of the Federal Aviation Regulations (14 CFR part 71) as follows:

**PART 71—[AMENDED]**

1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g) 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389; 14 CFR 11.69.

**§§ 71.1 [Amended]**

2. The incorporation by reference in 14 CFR 71.1 of Federal Aviation Administration Order 7400.9C, Airspace Designations and Reporting Points, dated August 17, 1995, and effective September 16, 1995, is amended as follows:

*Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.*

\* \* \* \* \*

ACE NE E5 Omaha, Eppley Airfield, NE

Omaha, Eppley Airfield, NE

(lat. 41°18'08" N., long. 95°53'37" W)

Offutt AFB, NE

(lat. 41°07'06" N., long. 95°54'45" W)

Council Bluffs Municipal Airport, IA

(lat. 41°15'32" W., long. 95°45'35" W)

That airspace extending upward from 700 feet above the surface within a 6-mile radius of the Eppley Airfield and within 4.3 miles each side of the Eppley Airfield ILS localizer course to Runway 32L extending from the 6-mile radius to 13 miles southeast of the airport and within 4 miles northeast and 6 miles southwest of the Eppley Airfield ILS localizer course to Runway 14R extending

from the 6-mile radius to 15.3 miles northwest of the airport and within a 6-mile radius of the Offutt AFB and within 4.3 miles each side of the Offutt ILS localizer course extending from the 6-mile radius to 7.4 miles southeast of the AFB and within a 6.3 mile radius of Council Bluffs Municipal Airport excluding that portion which lies within the Eppley Airfield and the Offutt AFB Class E5 airspace.

\* \* \* \* \*

Issued in Kansas City, MO, on September 11, 1995.

Herman J. Lyons, Jr.,

Manager, Air Traffic Division, Central Region.  
[FR Doc. 95-24552 Filed 10-2-95; 8:45 am]

BILLING CODE 4910-13-M

## INTERNATIONAL TRADE COMMISSION

### 19 CFR Parts 201 and 207

#### Notice of Proposed Amendments to Rules of Practice and Procedure

**AGENCY:** United States International Trade Commission.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The United States International Trade Commission (the Commission) proposes to amend its Rules of Practice and Procedure concerning antidumping and countervailing duty investigations and reviews in 19 CFR parts 201 and 207. The proposed amendments have two purposes. First, they will conform the Commission's rules, on a permanent basis, to the requirements of the Uruguay Round Agreements Act (URAA). Second, the amendments will improve the effectiveness and efficiency of the Commission's procedures in conducting antidumping and countervailing duty investigations and reviews.

**DATES:** To be assured of consideration, written comments must be received not later than December 18, 1995.

**ADDRESSES:** A signed original and 14 copies of each set of comments, along with a cover letter, should be submitted to the Secretary, U.S. International Trade Commission, 500 E Street SW., Washington, D.C. 20436.

**FOR FURTHER INFORMATION CONTACT:**  
Marc A. Bernstein, Office of General Counsel, U.S. International Trade Commission, telephone 202-205-3087, or Vera A. Libeau, Office of Investigations, U.S. International Trade Commission, telephone 202-205-3176. Hearing-impaired individuals are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on 202-205-1810.

#### SUPPLEMENTARY INFORMATION:

##### Background

The URAA was enacted on December 8, 1994. It contains provisions which, *inter alia*, amend Title VII of the Tariff Act of 1930, as amended (the Act) (19 U.S.C. 1671 *et seq.*), concerning antidumping and countervailing duty investigations and reviews. Enactment of the URAA necessitated that the Commission amend its rules concerning Title VII practice and procedure.

Commission rules to implement new legislation ordinarily are promulgated in accordance with the rulemaking provisions of § 553 of the Administrative Procedure Act (APA) (5 U.S.C. 551 *et seq.*), which entails the following steps: (1) publication of a notice of proposed rulemaking; (2) solicitation of public comments on the proposed rules; (3) Commission review of such comments prior to developing final rules; and (4) publication of the final rules thirty days prior to their effective date. See 5 U.S.C. 553. That procedure could not be utilized in this instance because the new legislation was enacted on December 8, 1994, and became effective on January 1, 1995. Because it was not possible to complete the § 553 rulemaking procedure prior to the effective date of the new legislation, the Commission adopted interim rules that came into effect at the same time as the URAA. These interim amendments to part 207 of the Commission's Rules of Practice and Procedure were published in the Federal Register on January 3, 1995. 60 FR 18 (Jan. 3, 1995). The Commission additionally requested comment on the interim rules.

As the Commission stated in its January 3, 1995, Federal Register notice, its interim rules were not intended to "respond to anything more than the exigencies created by the new legislation." The notice explained that any final rules that the Commission would adopt could be more comprehensive than the interim rules. Moreover, in the notice the Commission solicited comment on whether more extensive changes to its rules were necessary or desirable. 60 FR at 19-20. Comments were submitted by the Royal Thai Government ("Thailand"), the law firm of Stewart and Stewart ("S&S") on its own behalf, the law firm of Pepper, Hamilton & Scheetz on behalf of Gouvernement de Quebec ("Quebec"), the law firm of Collier, Shannon, Rill & Scott on behalf of the Specialty Steel Industry of North America ("SSINA"), the law firms of Dewey Ballantine and Skadden, Arps, Slate, Meagher & Flom on behalf of seven U.S. producers of flat-rolled steel ("Flat-Rolled Steel"),

and the law firm of Aitken, Irvin & Lewin on behalf of the Pro Trade Group ("Pro Trade"). The nature of these comments, to the extent that they are pertinent to the subjects addressed in this notice of proposed rulemaking, and the Commission's response thereto is provided below in the explanation of the proposed rules.

Both as a result of comments received in response to the notice of interim rulemaking and as a result of the Commission's own independent examination of its procedures in antidumping and countervailing duty investigations and reviews, the Commission is proposing changes to its procedures involving such investigations and reviews. Some of these changes are intended to implement the new requirements of the URAA, while others are intended generally to improve the efficiency and effectiveness of the Commission's investigative procedures.<sup>1,2</sup>

Several of these changes require amendments to the Commission's rules. Accordingly, the Commission is proposing and submitting for public comment amendments to its part 201 and 207 rules. Additionally, the Commission is proposing to issue as final rules all but one of the interim rules that were published in the January 3, 1995, Federal Register notice. As explained below, the Commission has proposed revisions to some of these

<sup>1</sup> Chairman Watson and Commissioner Crawford are optimistic that most proposals contained herein will provide efficiencies as well as improve the process for the private and the public sector. Some proposals have more potential for cost savings than others; some will benefit primarily the private sector, others primarily the Commission. Only one, the proposal to initiate an issues conference, which is designed to improve and focus the investigative process, may create no significant net efficiencies in the process. Chairman Watson and Commissioner Crawford value and will carefully consider all comments on each proposal.

<sup>2</sup> Commissioner Newquist's and Commissioner Bragg's approval of this notice of proposed rulemaking is solely for the administrative purpose of soliciting public comment on the proposed rules herein. Their approval should not be construed as a concurrence with the proposed rules.

While Commissioner Newquist and Commissioner Bragg generally support any effort to reduce costs to and burdens on parties and the Commission, they are concerned that these proposed rules, if adopted, may have the contrary effect, particularly with regard to the parties and other interested persons.

Commissioner Newquist and Commissioner Bragg strongly encourage public comment on these proposed rules, whether in support or opposition.

Finally, Commissioner Newquist and Commissioner Bragg note that Commission staff prepared rough estimates of the costs and benefits of many of the proposed rules herein. These estimates, contained in memo INV-S-109, dated August 14, 1995, is available from the Secretary's office. Commissioner Newquist and Commissioner Bragg welcome public comment on these staff estimates.