

will be subsequently published in Section 71.125 of Handbook 7400.7.

Correction of Final Rule

Accordingly, pursuant to the authority delegated to me, the publication in the Federal Register on September 18, 1995, (60 FR 48350); Airspace Docket 93-AWA-11 and the corresponding description in FAA Order 7400.9C, which is incorporated by reference in 14 CFR 71.1, are corrected as follows:

§ 71.1 [Corrected]

The description for Areas D, K, and M are corrected to read as follows:

Area D [Corrected]

Area D. That airspace extending upward from 6,000 feet MSL to and including 10,000 feet MSL beginning at a point at lat. 40°39'20" N, long. 112°02'33" W, extending east to point at lat. 40°39'20" N, long. 111°58'13" W, extending south along long. 111°58'13" W, until intercepting the 11-mile arc of the I-BNT ILS/DME antenna, then counterclockwise until intercepting I-15, extending south on I-15 until intercepting a line at lat. 40°31'05" N, extending west on lat. 40°31'05" N, until a point at lat. 40°31'05" N, long. 112°02'33" W, then north along long. 112°02'33" W, to intercept the 11-mile arc of the I-BNT ILS/DME antenna at lat. 40°35'22" N, long. 112°00'33" W, then clockwise on the 11-mile arc of I-BNT ILS/DME antenna to long. 112°02'33" W, then to the point of beginning.

Area K [Corrected]

Area K. That airspace extending upward from 6,000 feet MSL to and including 10,000 feet MSL beginning at a point on the 13-mile arc of the I-BNT ILS/DME antenna at lat. 40°46'30" N, long. 112°14'50" W, extending east to the bend on I-80 at lat. 40°46'30" N, long. 112°08'48" W, then north along long. 112°08'48" W, until intercepting the 13-mile arc of the I-BNT ILS/DME antenna, then counterclockwise along the 13-mile arc of the I-BNT ILS/DME antenna to the point of beginning.

Area M [Corrected]

Area M. That airspace extending upward from 9,000 feet MSL to and including 10,000 feet MSL beginning at a point where the 25-mile arc of the I-BNT ILS/DME intersects the I-15 freeway south of the Ogden Municipal Airport extending north along the I-15 freeway to the 30-mile arc of the I-BNT ILS/DME, thence counterclockwise along the 30-mile arc to long. 112°10'00" W, then south along long. 112°10'00" W to the 25-mile arc of the I-BNT ILS/DME, then clockwise along the 25-mile arc to the point of beginning.

Issued in Washington, DC, on October 16, 1995.

Harold W. Becker,

Manager, Airspace—Rules and Aeronautical Information Division.

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 5

Delegations of Authority; Associate Commissioner for Health Affairs

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the regulations for delegations of authority relating to the authority of the Commissioner of Food and Drugs to provide initial responses to the Drug Enforcement Administration's (DEA) temporary scheduling notices for control of hazardous substances. This redelegation of authority is intended to ensure the prompt and efficient transmission to the DEA of these responses. This authority is being redelegated from the Commissioner of Food and Drugs to the Associate Commissioner for Health Affairs under the Controlled Substances Act (as amended), which amends the Comprehensive Drug Abuse Prevention and Control Act of 1970, as amended hereafter. The delegation excludes the authority to submit reports to Congress.

EFFECTIVE DATE: October 24, 1995.

FOR FURTHER INFORMATION CONTACT:

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SUPPLEMENTARY INFORMATION: On May 16, 1994, the Assistant Secretary for Health delegated to the Commissioner of Food and Drugs authorities under the Controlled Substances Act, as amended (Title II of the Comprehensive Drug Abuse Prevention and Control Act of 1970, 21 U.S.C. 811(h)(4), as amended hereafter). These authorities concern providing initial responses to the DEA's temporary scheduling notices for control of hazardous substances. The Commissioner is further redelegating these authorities to the Associate Commissioner for Health Affairs to ensure the prompt and efficient transmission to DEA of these responses. This delegation excludes the authority to submit reports to Congress.

Further redelegation of the authority delegated may only be authorized with the Commissioner's approval. Authority

delegated to a position by title may be exercised by a person officially designated to serve in such position in an acting capacity or on a temporary basis.

List of Subjects in 21 CFR Part 5

Authority delegations (Government agencies), Imports, Organization and functions (Government agencies).

Therefore, under the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act and under authority delegated to the Commissioner of Food and Drugs, 21 CFR part 5 is amended as follows:

PART 5—DELEGATIONS OF AUTHORITY AND ORGANIZATION

1. The authority citation for 21 CFR part 5 continues to read as follows:

Authority: 5 U.S.C. 504, 552, App. 2; 7 U.S.C. 138a; 2271; 15 U.S.C. 638, 1261-1282, 3701-3711a; secs. 2-12 of the Fair Packaging and Labeling Act (15 U.S.C. 1451-1461); 21 U.S.C. 41-50, 61-63, 141-149, 467f, 679(b), 801-886, 1031-1309; secs. 201-903 of the Federal Food, Drug and Cosmetic Act (21 U.S.C. 321-394); 35 U.S.C. 156; secs. 301, 302, 303, 307, 310, 311, 351, 352, 354, 361, 362, 1701-1706, 2101, 2125, 2127, 2128 of the Public Health Service Act (42 U.S.C. 241, 242, 242a, 242l, 242n, 243, 262, 263, 263b, 264, 265, 300u-300u-5, 300aa-1, 300aa-25, 300aa-27, 300aa-28); 42 U.S.C. 1395y, 3246b, 4332, 4831(a), 10007-10008; E.O. 11490, 11921, and 12591; secs. 312, 313, 314 of the National Childhood Vaccine Injury Act of 1986, Pub. L. 99-660 (42 U.S.C. 300aa-1 note).

2. New § 5.81 is added to read as follows:

§ 5.81 Responses to Drug Enforcement Administration temporary scheduling notices.

The Associate Commissioner for Health Affairs is authorized to provide responses to the Drug Enforcement Administration's temporary scheduling notices under the Controlled Substances Act, as amended (Title II of the Comprehensive Drug Abuse Prevention and Control Act of 1970, 21 U.S.C. 811(h)(4), as amended hereafter). The delegation excludes the authority to submit reports to Congress.

Dated: October 10, 1995.

William B. Schultz,

Deputy Commissioner for Policy.

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