

Commenters should address with specificity the basis for their views concerning the Commission's authority, and also address any other legal constraints that they believe may apply in this area.

Administrative Matters

13. Pursuant to applicable procedures set forth in Sections 1.415 and 1.419 of the Commission's Rules, 47 C.F.R. §§ 1.415, 1.419, interested parties may file comments on or before January 29, 1996, and reply comments on or before February 14, 1996. All relevant and timely comments will be considered by the Commission before final action is taken in this proceeding. To file formally in this proceeding, parties must file an original and four copies of all comments, reply comments and supporting comments. If parties want each Commissioner to receive a personal copy of their comments, an original plus nine copies must be filed. Comments and reply comments should be sent to the Office of the Secretary, Federal Communications Commission, 1919 M Street, N.W., Washington, D.C. 20554. Comments and reply comments will be available for public inspection during regular business hours in the FCC Reference Center (Room 239) of the Federal Communications Commission, 1919 M Street, N.W., Washington, D.C. 20554.

14. There are no *ex parte* or disclosure requirements applicable to this proceeding pursuant to 47 CFR § 1.1204(a)(4).

List of Subjects

47 CFR Part 73

Television broadcasting.

47 CFR Part 76

Cable television.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

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DEPARTMENT OF DEFENSE

GENERAL SERVICES ADMINISTRATION

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

48 CFR Parts 8, 10, 15, 31, 32, 42, 45, 52 and 53

[**FAR Case 90-017, 90-054, 91-039, 91-057, 91-093, 91-111, 91-114, 91-117, 92-033, & 92-044**]

Federal Acquisition Regulation; Withdrawal of Proposed Rules

AGENCY: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Proposed rule withdrawals.

SUMMARY: The Department of Defense, General Services Administration, and National Aeronautics and Space Administration have decided to withdraw ten proposed rules without further action. The actual text of the Federal Acquisition Regulation is unaffected by this document.

FOR FURTHER INFORMATION CONTACT: Ms. Beverly Fayson, FAR Secretariat, Room 4037, GS Building, Washington, DC 20405 (202) 501-4755.

SUPPLEMENTARY INFORMATION:

Background

On July 21, 1995, the Councils agreed to withdraw the following five proposed rules because the Director of Defense Procurement is conducting an initiative to rewrite FAR Part 45, Government Property, to make the Government property regulations easier to understand and less burdensome for both Government and industry. The issues addressed by these rules will be considered under the Part 45 Rewrite initiative.

FAR Case 91-057, Disposal of Hazardous Government Property

Published at 59 FR 14464, March 28, 1994, to provide guidance relating to the identification and appropriate disposition of hazardous Government property. [RIN 9000-AF62]

FAR Case 91-093, Special Tooling Under Fixed-Price Contracts

Published at 59 FR 14462, March 28, 1994, to amend the Government's policy on managing and controlling special tooling for which the Government has the right to title. [RIN 9000-AF66]

FAR Case 91-111, Commercially Available Government-Furnished Material

Published at 59 FR 46557, September 2, 1994, to require contractors to provide all material for performing Government contracts, except when Government-furnished material is necessary to achieve significant economy, standardization, or expedited production, or when it is otherwise in the Government's interest. [RIN 9000-AF95]

FAR Case 91-114, Use of Government Facilities on a No-Charge Basis

Published at 59 FR 45657, September 2, 1994, to include two clauses to provide controls on the use of Government property by identifying the items of property furnished under a contract or used on a no-charge basis, and by describing the obligation of both parties with regard to the property. [RIN 9000-AF96]

FAR Case 91-117, Use and Charges Clause

Published at 60 FR 22442, May 5, 1995, to clarify current language pertaining to rental payments for Government-owned real property and equipment. [RIN 9000-AG23]

The councils agreed to withdraw the following two proposed rules because the Department of Defense decided to retain the guidance in the Defense Federal Acquisition Regulation supplement.

FAR Case 91-39, Voluntary Refunds

Published at 56 FR 40716, August 15, 1991, to establish guidance on solicitation and acceptance of voluntary refunds from contractors. [RIN 9000-AE11]

FAR Case 90-54, Defective Pricing

Published at 55 FR 50534, December 6, 1990, to revise policies affecting defective pricing reductions. [RIN 9000-AE23]

The councils also agreed to withdraw the following three proposed rules because the issues addressed in these rules have been superseded by other regulations including regulations implementing the Federal Acquisition Streamlining Act of 1994.

FAR Case 90-017, Exemptions from Cost or Pricing Data

Published at 55 FR 36774, September 6, 1990, to minimize administrative impediments in the procedures for claiming and granting exemptions from the requirements for submission of certified cost or pricing data, and the

policies regarding price negotiations.
[RIN 9000-AD89]

*FAR Case 92-033, Price Competition
Exemption*

Published at 59 FR 114458, March 28, 1994, to address unnecessarily requiring the submission of cost or pricing data and to clarify when adequate price competition exists. [RIN 9000-AF81]

*FAR Case 92-044, Reconditioned
Material*

Published at 59 FR 46019, September 6, 1994, to combine two clause as an acquisition streamlining measure. [RIN 9000-AG08]

List of Subjects in 48 CFR Parts 8, 10, 15, 31, 32, 42, 45, 52, and 53

Government procurement.

Dated: September 12, 1995.

Edward C. Loeb,

*Acting Director, Office of Federal Acquisition
Policy.*

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