

Rules and Regulations

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DEPARTMENT OF DEFENSE

Department of the Navy

32 CFR Part 706

Certifications and Exemptions Under the International Regulations for Preventing Collisions at Sea, 1972; Amendment

AGENCY: Department of the Navy, DOD.

ACTION: Final rule; Correction.

SUMMARY: Referring to page 50101 of September 28, 1995, paragraph 3 of the Department of the Navy's submission is amended by striking the following language: "Table Five of 706.2 is amended by adding the following vessel;" and substituting therefor: "Table Five of 706.2 is amended by substituting the following information for that contained in the entry for USS MITSCHER."

EFFECTIVE DATE: September 13, 1995.

FOR FURTHER INFORMATION CONTACT: Commander K.P. McMahon, (703) 325-9744.

Dated: June 21, 1996.

M.W. Kerns,

LT, JAGC, U.S. Navy, Acting Deputy Assistant Judge Advocate General (Admiralty).

[FR Doc. 96-17499 Filed 7-10-96; 8:45 am]

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PANAMA CANAL COMMISSION

35 CFR Parts 61 and 123

RIN 3207-AA34 and RIN 3207-AA35

Technical Amendments

AGENCY: Panama Canal Commission.

ACTION: Final rule.

SUMMARY: The Panama Canal Commission hereby amends its regulations in title 35, Code of Federal Regulations, part 61, to add a new

paragraph to section 61.155 which eliminates the requirement for disinfecting vessels under certain conditions as set out by the World Health Organization (WHO). The Commission is also amending 35 CFR, part 123, paragraph (a) of section 123.4, by substituting the words "in meters" for "in feet and inches", thereby conforming to the policy of utilizing the metric measurement scales wherever possible.

EFFECTIVE DATE: July 11, 1996.

FOR FURTHER INFORMATION CONTACT:

Captain George T. Hull, Director, Marine Bureau, Panama Canal Commission, telephone in Balboa, Republic of Panama, 011/507-272-4500, or Barbara Fuller, Assistant to the Secretary for Commission Affairs, Office of the Secretary, Panama Canal Commission, 1825 I Street NW, Suite 1050, Washington, DC 20006-5402; Telephone: (202) 634-6441; Facsimile: (202) 634-6439.

SUPPLEMENTARY INFORMATION: The Panama Canal Commission hereby amends 35 CFR Part 61 in accordance with the World Health Organization (WHO) guidelines. These guidelines require the owner of a vessel transiting the Panama Canal to assist in eliminating the spread of yellow fever throughout the world by disinfecting (disinsecting) his vessel whenever the level of *Aedes aegypti* mosquitos in the Republic of Panama is below the WHO critical infestation level of less than one percent (expressed as WHO index level 1.0). The change eliminates the requirement for such disinsecting when the index of *Aedes aegypti* mosquitos in Panama is higher than 1.0.

The Commission is also amending its regulations in part 123, to substitute "in meters" for "in feet and inches" in order to replace existing information required of vessel customers, which conforms to the policy of using metric measurement scales.

The Commission is proceeding with the issuance of a final rule instead of a proposed rule with a request for comments because the change to part 61 eliminates a requirement for transiting the Canal and the change to part 123 is a technical amendment.

The Commission has been exempted from Executive Order 12866 and, accordingly, the provisions of that directive do not apply to this final rule. Even if the Order were applicable, its

implementation would not have a significant economic impact on a substantial number of small entities as defined under that Act.

Further, the agency has determined that implementation of the rule will have no adverse effect on competition, employment, investment, productivity, innovation, or on the ability of the United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

Because a notice of proposed rulemaking and opportunity for public comment are not required to be given for this final rule by the Administrative Procedure Act (5 U.S.C. 553) or by any other law, under sections 603(a) and 604(a) of the Regulatory Flexibility Act (5 U.S.C. 601), no initial or final regulatory flexibility analysis has to be or will be prepared.

Finally, the Administrator of the Panama Canal Commission certifies these changes in regulations meet the applicable standards provided in sections 3(a) and 3(b)(2) of Executive Order No 12988.

List of Subjects

35 CFR Part 61

Communicable Diseases, Public health.

35 CFR Part 123

Radio, Vessels.

Accordingly, 35 CFR Parts 61 and 123 are amended as follows:

PART 61—HEALTH, SANITATION AND COMMUNICABLE DISEASE SURVEILLANCE

1. The authority citation for part 61 continues to read as follows:

Authority: Issued under authority vested in the President by section 1701, Pub. L. 96-70, 93 Stat. 492; EO 12173, 44 FR 69271.

2. Section 61.155 is amended by adding a new paragraph (e) as follows:

§ 61.155 Vessels; yellow fever.

* * * * *

(e) The disinfecting required under paragraph (a) of this section shall be required when the index of *Aedes aegypti* in Panama exceeds the 1.0 index level established by the World Health Organization (WHO).