

reasons for the decision, a notice of the right to appeal to the Deputy Director, and a notice that any such appeal must be filed with ACDA within 60 days. Appeals shall be addressed to: Deputy Director, U.S. Arms Control and Disarmament Agency, 320 21st St., NW., Washington, DC 20451.

(2) The Deputy Director shall act within 30 days of receipt on all appeals of denials of requests for declassification. The Deputy Director shall determine whether continued classification is required in whole or in part. If the Deputy Director determines that continued classification is required under the Executive Order, the requester shall be so notified and informed of the reasons therefor. The requester shall also be advised of the right to appeal any denial to the Interagency Security Classification Appeals Panel in accordance with section 5.4 of the Executive Order.

(c) Information classified by another agency. When ACDA receives a request for information in its custody that was classified by another agency, the Classification Adviser shall forward the request together with a copy of the document containing the information requested to the classifying agency for review and direct response to the requester. Unless the agency that classified the information objects on the ground that its association with the information requires protection, the Classification Adviser shall also notify the requester of the referral.

(d) Confirmation of existence or nonexistence of document. In responding to a request for mandatory declassification review, the Classification Adviser may refuse to confirm or deny the existence or nonexistence of a document if the fact of its existence or nonexistence would itself be classifiable under the Executive Order.

§ 605.9 Systematic declassification review.

The Classification Adviser shall be responsible for conducting a program for systematic declassification review of historically valuable records that were exempted from the automatic declassification provisions of section 3.4 of the Executive Order. The FOIA officer shall prioritize such review on the basis of the recommendations of the Information Security Policy Advisory Council established under section 5.5 of the Executive Order and on the degree of researcher interest and likelihood of declassification upon review.

§ 605.10 Safeguarding.

Specific controls on the use, processing, storage, reproduction and

transmittal of classified information within ACDA that provide adequate protection and prevent access by unauthorized persons are contained in Part 1 of the ACDA Security Classification Handbook, an internal guidance manual, and shall be followed by ACDA personnel and, when appropriate, by contractors.

Dated: November 22, 1996.

Mary Elizabeth Hoinkes,

General Counsel.

[FR Doc. 96-30884 Filed 12-3-96; 8:45 am]

BILLING CODE 6820-32-P

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

31 CFR Chapter V

Blocked Persons, Specially Designated Nationals, Specially Designated Terrorists, Specially Designated Narcotics Traffickers, and Blocked Vessels; Removal of Specially Designated Nationals of the Federal Republic of Yugoslavia (Serbia & Montenegro)

AGENCY: Office of Foreign Assets Control, Treasury.

ACTION: Amendment of final rule.

SUMMARY: In light of United Nations Security Council Resolution 1074 of October 1, 1996, lifting sanctions on the Government of the Federal Republic of Yugoslavia (Serbia & Montenegro), this document removes from the list of persons whose assets are blocked the entries for individuals and entities that were determined to be acting for or on behalf of the Government of the Federal Republic of Yugoslavia (Serbia & Montenegro), listed in the appendices to 31 CFR chapter V.

EFFECTIVE DATE: December 4, 1996.

FOR FURTHER INFORMATION: Contact the Office of Foreign Assets Control, Department of the Treasury, Washington, D.C. 20201, tel.: 202/622-2520.

SUPPLEMENTARY INFORMATION:

Electronic Availability

This document is available as an electronic file on *The Federal Bulletin Board* the day of publication in the Federal Register. By modem, dial 202/512-1387 and type "/GO FAC," or call 202/512-1530 for disk or paper copies. This file is available for downloading without charge in WordPerfect 5.1, ASCII, and Adobe Acrobat™ readable (*.PDF) formats. For Internet access, the address for use with the World Wide

Web (Home Page), Telnet, or FTP protocol is: fedbbs.access.gpo.gov. The document is also accessible for downloading in ASCII format without charge from Treasury's Electronic Library ("TEL") in the "Business, Trade and Labor Mall" of the FedWorld bulletin board. By modem, dial 703/321-3339, and select the appropriate self-expanding file in TEL. For Internet access, use one of the following protocols: Telnet = fedworld.gov (192.239.93.3); World Wide Web (Home Page) = http://www.fedworld.gov; FTP = ftp.fedworld.gov (192.239.92.205). Additional information concerning the programs of the Office of Foreign Assets Control is available for downloading from the Office's Internet Home Page: http://www.ustreas.gov/treasury/services/fac/fac.html, or in fax form through the Office's 24-hour fax-on-demand service: call 202/622-0077 using a fax machine, fax modem, or (within the United States) a touch-tone telephone.

Background

Appendices A and B to 31 CFR chapter V contain the names of blocked persons, specially designated nationals, specially designated terrorists, and specially designated narcotics traffickers designated pursuant to the various economic sanctions programs administered by the Office of Foreign Assets Control ("OFAC") (61 FR 32936, June 26, 1996). In light of United Nations Security Council Resolution 1074 of October 1, 1996, lifting sanctions on the Government of the Federal Republic of Yugoslavia (Serbia & Montenegro) (the "FRY (S&M)"), this final rule amends appendices A and B to remove the names of individuals and entities determined by the Director of OFAC to be specially designated nationals ("SDNs") of the FRY (S&M). Assets blocked in which the SDNs had an interest subsequent to their designation and before sanctions were suspended on December 27, 1995, are unblocked effective December 4, 1996, since these assets were blocked on the basis of the SDNs' activities in support of the FRY (S&M) — activities that are no longer prohibited — and not because the Government of the FRY (S&M) or entities located in or controlled from the FRY (S&M) have any interest in or control of those assets.

Since the Regulations involve a foreign affairs function, the provisions of Executive Order 12866 and the Administrative Procedure Act (5 U.S.C. 553), requiring notice of proposed rulemaking, opportunity for public participation, and delay in effective

date, are inapplicable. Because no notice of proposed rulemaking is required for this rule, the Regulatory Flexibility Act (5 U.S.C. 601-612) does not apply.

For the reasons set forth in the preamble, and under the authority of 3 U.S.C. 301; 22 U.S.C. 287c; 49 U.S.C. 40106; 50 U.S.C. 1601-1651; 50 U.S.C. 1701-1706; E.O. 12808, 57 FR 23299, 3 CFR, 1992 Comp., p. 305; E.O. 12810, 57 FR 24347, 3 CFR, 1992 Comp., p. 307; E.O. 12831, 58 FR 5253, 3 CFR, 1993 Comp., p. 576; E.O. 12846, 58 FR 25771, 3 CFR, 1993 Comp., p. 599; and E.O. 12934, 59 FR 54117, 3 CFR, 1994 Comp., p. 930, appendices A and B to chapter V of 31 CFR are amended as set forth below:

1. Appendix A to chapter V of 31 CFR is amended by removing the following entries that are listed in alphabetical order at the end thereof:

ABRAMOVIC, Miroslava
 ANDJIC, Slobodan
 AVRAMOVIC, Dragoslav
 BIGARENA TRADING LTD. of Moscow
 BIGARENA TRADING LTD. of Limassol
 CHESA, I.
 CICALA, Andrea
 DRAKULIC, Zoran
 EAST POINT HOLDINGS LIMITED
 G. L. LEGIN of Limassol
 G. L. LEGIN of Moscow
 GVOZDENOVIC, Zaga
 ING, Dr.
 INPEA (OVERSEAS) LTD
 INPEA of Moscow
 INPEA of Romania
 IOANNIDES, Pambos
 J&K LTD.
 KOSTIC, Bosko
 MAADI, N.
 MASLAKOVIC, Dusan
 MIHIC, Vukasin
 PAPADOPOULOS, Tassos
 PEROVIC, D.
 PETROMED LTD. of London
 PIECAS, Stanko
 PRELIC, M.
 RIVAMED SHIPPING LTD. of Cyprus
 SARENAC, Slobodan
 SECYCO
 SEKULAREC, Mirko
 STELJIC, Marko
 TASLAW NOMINEES LTD.
 TASLAW SECRETARIAL LTD.
 TAT TRADING LTD.
 TRAFI HOLDINGS LTD. of Nicosia
 VASIC, Zoran
 VUCIC, Borka
 VUJNOVIC, Milorad
 YU POINT LTD.
 ZECEVIC, Miodrag,

2. Appendix B to chapter V of 31 CFR is amended by removing the following entries under the following headings where they appear:

Cyprus
 BIGARENA TRADING LTD. of Limassol
 DRAKULIC, Zoran

EAST POINT HOLDINGS LIMITED
 G. L. LEGIN of Limassol
 GVOZDENOVIC, Zaga
 INPEA (OVERSEAS) LTD
 IOANNIDES, PAMBOS
 MASLAKOVIC, Dusan
 PAPADOPOULOS, TASSOS
 RIVAMED SHIPPING LTD. of Cyprus
 SECYCO
 TASLAW NOMINEES LTD.
 TASLAW SECRETARIAL LTD.
 TAT TRADING LTD.
 TRAFI HOLDINGS LTD. of Nicosia
 VUJNOVIC, Milorad

England

J&K LTD.
 KOSTIC, Bosko
 PETROMED LTD. of London

Federal Republic of Yugoslavia (Serbia & Montenegro) (the "FRY (S&M)")

ANDJIC, Slobodan
 AVRAMOVIC, Dragoslav
 MIHIC, Vukasin
 SARENAC, Slobodan
 STELJIC, Marko
 VASIC, Zoran
 VUCIC, Borka

France

ZECEVIC, Miodrag

Iran

MAADI, N.
 PIECAS, Stanko

Italy

CICALA, Andrea
 SEKULAREC, Mirko

Romania

CHESA, I.
 ING, Dr.
 INPEA of Romania

Russia

BIGARENA TRADING LTD. of Moscow
 G. L. LEGIN of Moscow
 INPEA of Moscow
 PEROVIC, D.

Ukraine

PRELIC, M.

Multiple or Unknown Locations

ABRAMOVIC, Miroslava

Dated: November 14, 1996.

R. Richard Newcomb,

Director, Office of Foreign Assets Control.

Approved: November 26, 1996.

James E. Johnson,

Assistant Secretary (Enforcement).

[FR Doc. 96-30857 Filed 11-29-96; 12:10 pm]

BILLING CODE 4810-25-F

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 39

[FRL-5658-6]

Loan Guarantees for Construction of Treatment Works; Removal of Legally Obsolete Rule

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA) is today removing from the Code of Federal Regulations (CFR) 40 CFR Part 39. This outdated rule was intended to implement a provision of law allowing the EPA Administrator to guarantee state and municipal loans for wastewater treatment works. The rule is revoked because it is legally obsolete. Deleting this rule from the CFR will clarify the legal status of this rule for personnel of State and local government agencies. This action is in furtherance of government streamlining and will not adversely impact public health or the environment.

EFFECTIVE DATE: This final rule takes effect on December 4, 1996.

FOR FURTHER INFORMATION CONTACT:

Bruce Feldman, Policy, Information and Training Branch (3903F), United States Environmental Protection Agency, 401 M Street, SW, Washington, D.C. 20460. Telephone: (202) 260-5268; or E-mail to: feldman.bruce@epamail.epa.gov.

SUPPLEMENTARY INFORMATION:

I. Introduction

On March 4, 1995, the President directed all Federal agencies and departments to conduct a comprehensive review of the regulations they administer and, by June 1, 1995, to identify those rules that are obsolete or unduly burdensome. EPA has conducted a review of its rules, including 40 CFR Part 39 issued under the authority of Section 213 of the Federal Water Pollution Control Act Amendments of 1972, as amended. Part 39 is being revoked because the Loan Guarantee provisions of the Act were never funded by congressional appropriations, the program was never implemented, and there is no plan to implement it since the construction grants program is being phased out.

II. Obsolete Rule

Part 39 Loan Guarantees for Construction of Treatment Works

Part 39 established policies and procedures to ensure that inability to borrow necessary funds from other