Parks at (202) 501–7138, FAX (202) 501–7642, or E-mail usdafsis/s=confer@mhs.attmail.com.

SUPPLEMENTARY INFORMATION: On July 25, 1996, FSIS published a final rule, ''Pathogen Reduction; Hazard Analysis and Critical Control Point (HACCP) Systems'' (61 FR 38805). This rule introduced sweeping changes to the meat and poultry inspection system. The first stage in the implementation of the rule begins on January 27, 1997, when slaughter and processing establishments must have written sanitation standard operating procedures to prevent direct product contamination and ensure food safety, and slaughter establishments must begin testing for *E. coli* as a means of verifying process control for preventing fecal contamination.

To provide interested parties an opportunity to further discuss issues relating to the implementation of Sanitation SOP's and *E. coli* testing requirements, FSIS will meet with the public from 1 p.m. to 5 p.m. on January 23, 1997.

Done at Washington, DC, on: January 13, 1997.

Thomas J. Billy,

Administrator.

[FR Doc. 97–1235 Filed 1–14–97; 1:56 pm]

BILLING CODE 3410–DM–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 96–CE–64–AD; Amendment 39–9886; AD 97–02–02]

RIN 2120–AA64

Airworthiness Directives; Fairchild Aircraft, Inc. SA26, SA226, and SA227 Series Airplanes

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule; request for comments.

SUMMARY: This amendment adopts a new airworthiness directive (AD) that applies to Fairchild Aircraft, Inc. (Fairchild) SA26, SA226, and SA227 series airplanes. This action requires applying torque to the control column pitch bearing attaching nuts, inspecting for any looseness or movement of the bearing assembly, and inspecting the elevator control rod end bearing retainer/dust seals for creasing. If either of these problems are evident, this action requires replacing these parts, as well as installing a new bolt and washer to the elevator control rod end bearing assembly at the walking beam connection. Reports of Fairchild SA227 series airplanes losing pitch control in-flight prompted this action. The actions specified by this AD are intended to prevent loss of pitch control, which if not corrected, could result in loss of the airplane.

DATES: Effective February 6, 1997.

The incorporation by reference of certain publications listed in the regulations is approved by the Director of the Federal Register as of February 6, 1997.

Comments for inclusion in the Rules Docket must be received on or before March 6, 1997.

ADDRESSES: Submit comments in triplicate to the Federal Aviation Administration (FAA), Central Region, Office of the Assistant Chief Counsel, Attention: Rules Docket 96–CE–64–AD, Room 1558, 601 E. 12th Street, Kansas City, Missouri 64106.

Service information that applies to this AD may be obtained from Fairchild Aircraft, Inc., P.O. Box 790490, San Antonio, Texas, 78279–0490; telephone (210) 824–9421. This information may also be examined at the Federal Aviation Administration (FAA), Central Region, Office of the Assistant Chief Counsel, Attention: Rules Docket 96–CE–64–AD, Room 1558, 601 E. 12th Street, Kansas City, Missouri 64106; or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

FOR FURTHER INFORMATION CONTACT: Mr. Werner Koch, Aerospace Engineer, FAA, Fort Worth Airplane Certification Office, 2601 Meacham Boulevard, Fort Worth, Texas 76193–0150; telephone (817) 222–5133; facsimile (817) 222–5960.

SUPPLEMENTARY INFORMATION:

Events Leading to This Action

The FAA has recently received two incident reports on Fairchild SA227 series airplanes in which the airplane lost some pitch control because of fatigue failure of the pitch pivot bearing shaft. Further investigation revealed fatigue and wear in the control column pitch pivot bearings resulting from insufficient torque on the control column roller bearing stud attaching nuts. While inspecting the pivot bearing on four other Fairchild airplanes, it was discovered that the rod end bearing retainer of the elevator control rod at the walking beam connection was deformed or creased. This creasing is caused by improper installation and could allow the bearing to come apart, disconnecting the joint, and possibly resulting in loss of pitch control.

Fairchild has issued four service bulletins (SB) numbered 26–27–30–046, 226–27–060, 227–27–041, and CC7–27–010, dated December 11, 1996, which specify applying torque to the control column pitch bearing attaching nut, inspecting the control column roller bearing assembly for movement, replacing the bearing and attaching nut if necessary, inspecting the elevator control rod end bearing retainer/dust covers for creasing, replacing the rod end assemblies, if necessary, and installing a new bolt and washer to the elevator control rod end bearing assembly at the walking beam connection.

FAA's Determination

After examining the circumstances and reviewing all available information related to the incidents described above, the FAA has determined that AD action should be taken to prevent loss of pitch control, which if not corrected, could result in loss of the airplane.

Explanation of the Provisions of This AD

Since an unsafe condition has been identified that is likely to exist or develop in other Fairchild SA26, SA226, and SA227 series airplanes of the same type design, this AD requires:

(1) Applying torque to the control column pitch bearing attaching nut,

(2) Inspecting for movement in the control column roller bearing assembly,

(3) Replacing the bearing assembly and attaching nut, if applicable,

(4) Inspecting the elevator control rod end bearing retainer/dust covers for creasing,

(5) Replacing the elevator control rod end assemblies, if applicable, and

(6) Installing a new bolt and adding a washer to the elevator control rod end bearing assembly at the walking beam connection.

Related Service Information

These actions are to be done in accordance with the ACCOMPLISHMENT INSTRUCTIONS in Fairchild SBs 26–27–30–046, 226–27–060, 227–27–041, and CC7–27–010, Issued December 11, 1996.

Since a situation exists (possible loss of in-flight pitch control) that requires the immediate adoption of this regulation, it is found that notice and opportunity for public prior comment hereon are impracticable, and that good cause exists for making this amendment effective in less than 30 days.

Comments Invited

Although this action is in the form of a final rule that involves requirements affecting immediate flight safety and, thus, was not preceded by notice and opportunity to comment, comments are invited on this rule. Interested persons are invited to comment on this rule by submitting such written data, views, or arguments as they may desire. Communications should identify the Rules Docket number and be submitted in triplicate to the address specified above. All communications received on or before the closing date for comments will be considered, and this rule may be amended in light of the comments received. Factual information that supports the commenter's ideas and suggestions is extremely helpful in evaluating the effectiveness of the AD action and determining whether additional rulemaking action would be needed.

Comments are specifically invited on the overall regulatory, economic, environmental, and energy aspects of the rule that might suggest a need to modify the rule. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons. A report that summarizes each FAA-public contact concerned with the substance of this AD will be filed in the Rules Docket.

Commenters wishing the FAA to acknowledge receipt of their comments submitted in response to this notice must submit a self-addressed, stamped postcard on which the following statement is made: ''Comments to Docket No. 96–CE–64–AD.'' The postcard will be date stamped and returned to the commenter.

Regulatory Impact

The regulations adopted herein will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

The FAA has determined that this regulation is an emergency regulation that must be issued immediately to correct an unsafe condition in aircraft, and is not a significant regulatory action under Executive Order 12866. It has been determined further that this action involves an emergency regulation under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979). If it is determined that this emergency regulation otherwise would be significant under DOT Regulatory Policies and Procedures, a final regulatory evaluation will be prepared and placed in the Rules Docket (otherwise, an evaluation is not required). A copy of it, if filed, may be obtained from the Rules Docket.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding a new airworthiness directive (AD) to read as follows:

97–02–02 Fairchild Aircraft, Inc.: Amendment 39–9886; Docket No. 96–CE–64–AD.

Applicability: Models SA26, SA226, SA227–AC, SA227–AT, SA227–BC, SA227–TT, and SA227–CC/DC (serial numbers CC/DC784, and CC/DC790 through CC/DC884), certificated in any category.

Note 1: This AD applies to each airplane identified in the preceding applicability provision, regardless of whether it has been modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (e) of this AD. The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

Compliance: Required within the next 75 hours time-in-service (TIS) after the effective date of this AD, unless already accomplished.

To prevent loss of pitch control, which if not corrected, could result in loss of the airplane, accomplish the following:

(a) Apply torque to the control column pitch bearing attaching nuts and inspect for movement in accordance with the ACCOMPLISHMENT INSTRUCTIONS section of Fairchild Aircraft (Fairchild) Service Bulletin (SB) No. 26–27–30–046, 226–27–060, 227–27–041, or CC7–27–010, dated December 11, 1996, whichever is applicable.

(1) If there is no movement, then no further action is necessary.

(2) If there is movement, prior to further flight, replace the pitch control column roller bearing and attaching nut in accordance with Fairchild SB 26–27–30–046, 226–27–060, 227–27–041, or CC7–27–010, dated December 11, 1996, whichever is applicable.

(b) Inspect the elevator control rod end bearing retainer/dust seals for evidence of creasing in accordance with Fairchild SB 26–27–30–046, 226–27–060, 227–27–041, or CC7–27–010, dated December 11, 1996, whichever is applicable.

(1) If no creasing is found, then rod end assembly replacement is not necessary.

(2) If creasing is found, prior to further flight, replace the elevator control rod end assembly in accordance with Fairchild SB 26–27–30–046, 226–27–060, 227–27–041, or CC7–27–010, dated December 11, 1996, whichever is applicable.

(c) Install a new washer (part number (P/N) AN970–4) and replace the bolt (P/N NAS6604D31) with a new bolt (P/N NAS6604D34) on the elevator control rod end bearing assembly at the walking beam connections in accordance with Fairchild SB 26–27–30–046, 226–27–060, 227–27–041, or CC7–27–010, dated December 11, 1996, whichever is applicable.

(d) Special flight permits may be issued in accordance with sections 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

(e) An alternative method of compliance or adjustment of the compliance time that provides an equivalent level of safety may be approved by the Manager, Fort Worth Airplane Certification Office, 2601 Meacham Boulevard, Fort Worth, Texas 76193–0150. The request shall be forwarded through an appropriate FAA Maintenance Inspector, who may add comments and then send it to the Manager, Fort Worth Airplane Certification Office.

Note 2: Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Fort Worth Airplane Certification Office.

(f) The inspections and replacement required by this AD shall be done in accordance with FAIRCHILD AIRCRAFT Service Bulletin No. SB 26–27–30–046, 226–27–060, 227–27–041, or CC7–27–010, Issued: December 11, 1996. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR part 51. Copies may be obtained from Fairchild Aircraft, Inc., P.O. Box 790490, San Antonio, Texas 78279–0490; telephone (210) 824–9421. Copies may be inspected at the FAA, Central Region, Office of the Assistant Chief Counsel, Room 1558, 601 E. 12th Street, Kansas City, Missouri, or at the Office of the Federal Register, 800 North Capitol Street, NW., suite 700, Washington, DC.

(g) This amendment (39–9886) becomes effective on February 6, 1997.

Issued in Kansas City, Missouri, on January 6, 1997.

Henry A. Armstrong,

Acting Manager, Small Airplane Directorate, Aircraft Certification Service.

[FR Doc. 97–814 Filed 1–16–97; 8:45 am]

BILLING CODE 4910–13–U

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 5

Delegations of Authority and Organization; Center for Drug Evaluation and Research

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 functions performed by the Center for Drug Evaluation and Research (CDER). This amendment updates the titles of CDER delegates and organizational components to reflect the organizational restructuring. This action is intended to ensure the accuracy and consistency of the regulations.

EFFECTIVE DATE: January 17, 1997.

FOR FURTHER INFORMATION CONTACT:

Rixie L. Scott, Center for Drug Evaluation and Research (HFD–54), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–827–0494, or

Donna G. Page, Division of Management Systems and Policy (HFA–340), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301–827–4816.

SUPPLEMENTARY INFORMATION: CDER recently underwent a major organizational restructuring. The Center level structure was approved by the Commissioner of Food and Drugs and published in the Federal Register of October 13, 1995 (60 FR 53379). Most of the authorities delegated to the center officials are amended in this document to reflect new titles and organization placement under the restructuring.

This document revises the delegations of authority contained in part 5 (21 CFR part 5) relating to the functions assigned to CDER.

Further redelegation of the authorities delegated is not authorized. 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 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, 361, 362, 1701–1706, 2101 of the Public Health Service Act (42 U.S.C. 241, 242, 242a, 242l, 242n, 243, 262, 263, 264, 265, 300u–300u–5, 300aa–1); 42 U.S.C. 1395y, 3246b, 4332, 4831(a), 10007–10008; E.O. 11490, 11921, and 12591.

2. Section 5.22 is amended by revising paragraphs (a)(13)(i) through (a)(13)(v) and by adding new paragraphs (a)(13)(vi) through (a)(13)(viii) to read as follows:

§ 5.22 Certification of true copies and use of Department seal.

(a) * * *

(13)(i) The Director, Deputy Center Director for Review Management, and Deputy Center Director for Pharmaceutical Science, Center for Drug Evaluation and Research (CDER).

(ii) The Director and Deputy Director, Office of Management, CDER.

(iii) The Director and Deputy Director, Office of Compliance, CDER.

(iv) The Directors of the Offices of Drug Evaluation I, II, III, IV, and V, and the Director and Deputy Director of the Office of Epidemiology and Biostatistics, Office of Review Management, CDER.

(v) The Directors and Deputy Directors of the Offices of Testing and Research, Generic Drugs, New Drug Chemistry, and Clinical Pharmacology and Biopharmaceutics, Office of Pharmaceutical Science, CDER.

(vi) The Chief, Freedom of Information Staff, Office of Training and Communications, CDER.

(vii) The Directors of the Divisions of Labeling and Nonprescription Drug Compliance, Prescription Drug Compliance and Surveillance, and Manufacturing and Product Quality, Office of Compliance, CDER.

(viii) The Director and Deputy Director, Division of Bioequivalence, Office of Generic Drugs, Office of Pharmaceutical Science, CDER.

* * * * *

3. Section 5.23 is amended by revising paragraph (b) to read as follows:

§ 5.23 Disclosure of official records.

* * * * *

(b) The Chief, Product Information Management Branch, Division of Database Management, Office of Management, Center for Drug Evaluation and Research (CDER), is authorized to sign affidavits regarding the presence or absence of records of Registration of Drug Establishments.

* * * * *

4. Section 5.25 is amended by revising paragraph (a)(6) to read as follows:

§ 5.25 Research, investigation, and testing programs and health information and health promotion programs.

(a) * * *

(6) The Director, Deputy Center Director for Review Management, and Deputy Center Director for Pharmaceutical Science, Center for Drug Evaluation and Research (CDER).

* * * * *

5. Section 5.26 is amended by revising paragraph (g) to read as follows:

§ 5.26 Service fellowships.

* * * * *

(g) The Director, Deputy Center Director for Review Management, and Deputy Center Director for Pharmaceutical Science, Center for Drug Evaluation and Research (CDER), and the Director and Deputy Director, Office of Management, CDER.

* * * * *

6. Section 5.30 is amended by revising paragraphs (a)(2) and (c)(3) to read as follows:

§ 5.30 Hearings.

(a) * * *

(2) The Director, Deputy Center Director for Review Management, and Deputy Center Director for Pharmaceutical Science, Center for Drug Evaluation and Research (CDER); the Directors of the Offices of Drug Evaluation I, II, III, IV, and V, Office of Review Management, CDER; and the Director and Deputy Director, Office of Compliance, CDER.

* * * * *

(c) * * *

(3) The Director, Deputy Center Director for Review Management, and Deputy Center Director for Pharmaceutical Science, CDER; the