

Title: Westbound Transpacific Stabilization Agreement

Parties:

American President Lines, Ltd.
Evergreen Marine Corporation
Hanjin Shipping Co., Ltd.
Hapag-Lloyd Container Linie GmbH
Hyundai Merchant Marine Co., Ltd.
Kawasaki Kisen Kaisha, Ltd.
A.P. Moller-Maersk Line
Mitsui O.S.K. Lines
Neptune Orient Lines, Ltd.
Nippon Yusen Kaisha Line
Orient Overseas Container Line, Inc.
P&O Nedlloyd B.V.
P&O Nedlloyd Limited
Sea-Land Service, Inc.

Synopsis: The proposed modification provides for the parties to exchange their rates on wastepaper and metal scrap, to charge only the rates and changes so declared, and to be subject to neutral body policing.

Agreement No.: 203-011506-001

Title: Matson/APL Space Sharing Agreement

Parties:

Matson Navigation Company, Inc.
American President Lines, Ltd.

Synopsis: The proposed modification expands the geographic scope of the parties' space sharing agreement include ports and points in Mexico. The modification also revises the vessels to be used under the agreement and provides for other conforming arrangements in connection with equipment interchange and stevedoring/terminal services.

Agreement No.: 202-011528-006

Title: Japan/U.S. Eastbound Freight Conference

Parties:

American President Lines, Ltd.
Hapag-Lloyd Container Line GMBH
Kawasaki Kisen Kaisha, Ltd.
Mitsui O.S.K. Lines, Ltd.
A.P. Moller-Maersk Line
Neptune Orient Lines Limited
Orient Overseas Container Line (U.S.A.)
P&O Nedlloyd B.V.
P&O Nedlloyd Limited
Sea-Land Service, Inc.
Wilhelmsen Lines AS

Synopsis: The proposed amendment provides that P&O Nedlloyd, B.V. and P&O Nedlloyd Limited shall be considered a single member for voting and quorum purposes in conducting the Agreement's business.

Agreement No.: 224-200147-005

Title: Jacksonville Port Authority/Sea-Land Service, Inc., Marine Terminal Agreement

Parties:

Jacksonville Port Authority

Sea-Land Service, Inc.

Synopsis: The proposed modification permits Sea-Land to exercise its renewal option by extending the terms until October 31, 2001. In addition, the modification amends Section 4, Rental, in its entirety; revises Exhibit D—Throughput Rates; and increases the fees and charges for the rental and throughput rates.

Dated: December 18, 1997.

By Order of the Federal Maritime Commission.

Ronald D. Murphy,

Assistant Secretary.

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FEDERAL MARITIME COMMISSION

[Docket No. 97-24]

Trade Net, Inc. v. Cho Yang Shipping Co., LTD.; Notice of Filing of Complaint and Assignment

Notice is given that a complaint filed by Trade Net, Inc. ("Complainant") against Cho Yang Shipping Co., Ltd. ("Respondent") was served December 19, 1997. Complainant alleges that Respondent has violated section 8(c) of the Shipping Act of 1984 ("the Act"), 46 U.S.C. app. § 1707, by failing and refusing to make available the essential terms of a service contract to Complainant, a similarly situated shipper, on the same basis as they have been made applicable to the original contract shipper.

This proceeding has been assigned to the office of Administrative Law Judges. Hearing in this matter, if any is held, shall commence within the time limitations prescribed in 46 CFR 502.61, and only after consideration has been given by the parties and the presiding officer to the use of alternative forms of dispute resolution. The hearing shall include oral testimony and cross-examination in the discretion of the presiding officer only upon proper showing that there are genuine issues of material fact that cannot be resolved on the basis of sworn statements, affidavits, depositions, or other documents or that the nature of the matter in issue in such that an oral hearing and cross-examination are necessary for the development of an adequate record. Pursuant to the further terms of 46 CFR 502.61, the initial decision of the presiding officer in this proceeding shall be issued by December 21, 1998, and the

final decision of the Commission shall be issued by April 20, 1999.

Ronald D. Murphy,

Assistant Secretary.

[FR Doc. 97-33614 Filed 12-23-97; 8:45 am]

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FEDERAL MARITIME COMMISSION

Small Business Regulatory Enforcement Fairness Act: Implementation

AGENCY: Federal Maritime Commission.

ACTION: Notice.

SUMMARY: On March 29, 1996, Public Law 104-121 was enacted. Title II of the bill, called the "Small Business Regulatory Enforcement Fairness Act of 1996" ("SBREFA"), affects the Federal Maritime Commission's ("Commission") rulemaking procedures and will attach additional requirements to other Commission regulatory activity that may impact upon small businesses.

This Notice defines "small business" for Commission regulatory purposes; announces new procedures for rulemakings affecting small businesses; and establishes two programs required by SBREFA: (1) A program for responding to certain informal inquiries from small businesses; and (2) a policy regarding reduction or waiver of civil penalties in certain cases involving small businesses.

EFFECTIVE DATE: December 24, 1997.

FOR FURTHER INFORMATION CONTACT:

Vern W. Hill, Director, Bureau of Enforcement, Federal Maritime Commission, 800 North Capitol Street, NW., Washington, DC 20573, (202) 523-5783.

SUPPLEMENTARY INFORMATION: Sections 202-245, Title II of Public Law 104-121, effective June 27, 1996, place a number of obligations on the Commission whenever it regulates "small business concerns" as defined by 15 U.S.C. 632 and regulations issued thereunder by the Small Business Administration ("SBA").

"Small Business" Defined

Initially, the Commission must decide whether to adopt the SBA's definitions of "small business" as being appropriate for the Commission's regulatory purposes. Alternatively, the Commission may, after consultation with the Office of Advocacy of the SBA, and after providing opportunity for public comment, establish its own standards for determining which of its regulated entities should appropriately be considered small businesses within the context of Commission regulation,