

DEPARTMENT OF STATE

[Public Notice 2753]

**Office of Defense Trade Controls;
Reinstatement of Eligibility To Apply
for Export/Retransfer Authorizations
Pursuant to Section 38(g)(4) of the
Arms Export Control Act**

AGENCY: Department of State.

ACTION: Notice.

SUMMARY: Notice is hereby given that the Department of State has suspended its statutory debarment against Fuchs Electronics (Pty) Ltd. (Fuchs), the Fuchs Electronics Division of Reunert Limited, and, any divisions, subsidiaries, associated companies, affiliated persons, and successor entities pursuant to Section 38(g)(4) of the Arms Export Control Act (AECA) (22 U.S.C. 2778) and § 127.11(b) of the International Traffic in Arms Regulations (ITAR) (22 CFR Parts 120-130).

EFFECTIVE DATE: February 27, 1998.

FOR FURTHER INFORMATION CONTACT:

Philip S. Rhoads, Chief, Compliance and Enforcement Branch, Office of Defense Trade Controls, Department of State (703-875-6644).

SUPPLEMENTARY INFORMATION: Section 38(g)(4) of the AECA and Section 127.7 of the ITAR prohibit the issuance of export licenses or other approvals to a person, or any party to the export, who has been convicted of violating certain U.S. criminal statutes enumerated at Section 38(g)(1)(A) of the AECA and Section 120.27 of the ITAR. The term "person" means a natural person as well as a corporation, business association, partnership, society, trust, or any other entity, organization, or group, including governmental entities. The term "party to the export" means the president, the chief executive officer, and any other senior officers of the license applicant; and any consignee or end-user of any item to be exported.

Fuchs pleaded guilty on February 27, 1997, to violating the AECA. Pursuant to a Consent Agreement between Fuchs and the Department of State, and an Order signed by the Assistant Secretary for Political-Military Affairs, the Department of State imposed statutory debarment against Fuchs, including the Fuchs Electronics Division of Reunert Limited effective February 27, 1997 (see 62 Federal Register 13933, March 24, 1997).

Section 38(g)(4) of the AECA permits reinstatement of eligibility to apply for export/retransfer authorizations on a case-by-case basis after consultation with the Secretary of the Treasury and after a thorough review of the

circumstances surrounding the conviction or ineligibility to export and a finding that appropriate steps have been taken to mitigate any law enforcement concerns.

In accordance with these authorities, effective February 27, 1998, the debarment against Fuchs, including the Fuchs Electronics Division of Reunert Limited, has been suspended. The effect of this notice is that Fuchs, the Fuchs Electronic Division of Reunert Limited, and, any divisions, subsidiaries, associated companies, affiliated persons, and successor entities may participate in the export or transfer of defense articles, related technical data, and defense services subject to Section 38 of the AECA and the ITAR.

Dated: February 27, 1998.

William J. Lowell,

*Director, Office of Defense Trade Controls,
Bureau of Political-Military Affairs, U.S.
Department of State.*

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DEPARTMENT OF TRANSPORTATION**Research and Special Programs
Administration**

[Docket No. PS-142; Notice 11]

**Pipeline Risk Management
Demonstration Program Electronic
Teleconference**AGENCY: Office of Pipeline Safety, DOT.
ACTION: Notice.

SUMMARY: The U.S. Department of Transportation's Office of Pipeline Safety (OPS) will sponsor its fourth satellite-based video presentation on the Pipeline Risk Management Demonstration Program on Thursday, March 26, 1998, beginning at 2:00 p.m. The program will be aired over the Federal Emergency Management (FEMA) Agency's Emergency Education Network (EENET).

DATES: The electronic teleconference will be aired on March 26, 1998, from 2:00 p.m. to 4:30 p.m. Eastern Daylight Time.

FOR FURTHER INFORMATION CONTACT: Eben M. Wyman, (202) 366-0918, or by e-mail (eben.wyman@rspa.dot.gov), regarding the subject matter of this Notice. Contact the Dockets Unit (202) 366-5046, for other material in the docket.

SUPPLEMENTARY INFORMATION: The Demonstration Program tests an innovative regulatory approach to achieving superior safety performance by allowing pipeline operators to

customize safety activities. OPS is currently consulting with several pipeline operators about participating in the Demonstration Program. The companies whose projects are under most active discussion at this time are Shell Pipe Line Company, Phillips Pipe Line Company, Chevron Pipe Line Company, Mobil Pipe Line Company, and the Natural Gas Pipe Line Company. Their pipelines go through the States of Colorado, Louisiana, Washington, Utah, Oregon, Arkansas, Nebraska, Kansas, Missouri, Iowa, Illinois, Indiana, New Mexico, Texas, Idaho, Oklahoma, Wisconsin, and Wyoming. As consultations near completion, more information will be distributed via company and project-specific prospectuses.

OPS seeks comments from individuals or groups who can provide information about local conditions, land use, geological factors, damage prevention efforts or the practices of these companies.

The broadcast will have three main program segments. First, OPS representatives will give an update on the status of the Demonstration Program. The next two segments will present videotaped highlights of panel discussions from a public meeting which was held in Houston, Texas, on November 19, 1997.

The first panel was made up of other Federal and State government representatives who discussed their perspectives on the Demonstration Program and its effect on their agency's efforts. The second panel was made up of interested representatives from the public sector. Both panels discussed issues relative to the Demonstration Program and made suggestions to both OPS and the candidate pipeline companies during their presentations.

Several live call-in periods are scheduled during this broadcast. Callers can ask questions of the panelists, raise issues from their presentations, or discuss the program with OPS officials. Several speakers from both panels will be available to provide further input on these topics. Representatives from the governmental panel will be State pipeline safety program managers: Joe Finan, Pennsylvania; Dennis Lloyd, Washington; Tony Karahalios, Colorado; and John Gawronski, New York. Representing the Community Perspective panel will be Dr. Martha Rozelle from the International Association for Public Participation, Ruth Ellen Schelhaus, publisher of the Local Emergency Planning Committee Newsletter, and Larry Miller, Channel Development Manager from the Houston Port Authority. If you have questions