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DEPARTMENT OF AGRICULTURE

Office of the Secretary

7 CFR Part 11

National Appeals Division Rules of Procedure; Correction

AGENCY: Office of the Secretary, National Appeals Division, USDA.

ACTION: Final rule; correction.

SUMMARY: The Department of Agriculture (USDA) published in the **Federal Register** of June 23, 1999, a document promulgating a final rule for the National Appeals Division (NAD) rules of procedure. Inadvertently the rule revised all of 7 CFR part 11 instead of only 7 CFR part 11, subpart A.

DATES: Effective on July 23, 1999.

FOR FURTHER INFORMATION CONTACT: L. Benjamin Young, Jr., General Law Division, Office of the General Counsel, United States Department of Agriculture, STOP 1415, 1400 Independence Avenue SW, Washington, DC 20250-1415; 202/720-4076; e-mail: benjamin.young@usda.gov.

SUPPLEMENTARY INFORMATION: USDA published the final NAD rules of procedure on June 23, 1999, (64 FR 33367), inadvertently revising all of 7 CFR part 11 instead of only 7 CFR part 11, subpart A, which contained the interim final NAD rules of procedure. This correction revises the final rule for the NAD rules of procedure published on June 23, 1999 to revise only 7 CFR part 11, subpart A.

In the final rule for the NAD rules of procedure published on June 23, 1999, (64 FR 33367), make the following corrections. On page 33373, in the first column, revise the amendatory instructions to read as follows:

(1) 1. The heading of part 11 is revised to read "NATIONAL APPEALS DIVISION".

(2) 2. Subpart A of Part 11 is revised to read as follows:

On page 33373, in the first column, make the following editorial corrections:

(1) Add "Subpart A—National Appeals Division Rules of Procedure" following the heading of the part in the table of contents;

(2) Add "Subpart A—National Appeals Division Rules of Procedure" before the authority citation.

Done at Washington, DC, this 30th day of July, 1999.

Dan Glickman,

Secretary of Agriculture.

[FR Doc. 99-20290 Filed 8-6-99; 8:45 am]

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DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

9 CFR Parts 101, 102, 105, 112, 113, 116, and 124

[Docket No. 97-117-1]

Viruses, Serums, Toxins, and Analogous Products and Patent Term Restoration; Nonsubstantive Technical Changes

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Final rule.

SUMMARY: We are amending our regulations regarding veterinary biological products to reflect the transfer of the Animal and Plant Health Inspection Service's veterinary biologics functions to the Veterinary Services program area and to update the addresses provided for staffs within the Center for Veterinary Biologics. We are also making several nonsubstantive changes to the regulations to correct errors, omissions, or inconsistencies.

EFFECTIVE DATE: August 9, 1999.

FOR FURTHER INFORMATION CONTACT: Dr. David A. Espeseth, Special Assistant to the Deputy Administrator, VS, APHIS, 4700 River Road Unit 148, Riverdale, MD 20737-1231; (301) 734-8245.

SUPPLEMENTARY INFORMATION:

Background

The regulations in 9 CFR parts 101 through 118 (referred to below as the regulations) contain provisions implementing the Virus-Serum-Toxin

Act, as amended (21 U.S.C. 151-159).

The regulations in 9 CFR part 124 contain procedural requirements for patent extensions for veterinary biologics under 35 U.S.C. 156. We have made several nonsubstantive technical changes to those regulations to update their provisions and correct errors, omissions, or inconsistencies. As part of this rule, we have made the following changes:

1. We have amended the addresses throughout the regulations to reflect the current organizational affiliation of the Center for Veterinary Biologics (CVB) staff within the Animal and Plant Health Inspection Service and the relocation of most of the CVB's Licensing and Policy Development staff to new offices in Ames, IA.

2. In part 101, we have amended the definition of *regulations* to reflect the 1987 addition of part 118 and the definition of *Virus-Serum-Toxin Act* to reflect the 1987 amendments to that act.

3. We have amended § 113.35(f) so that it refers to the labeling requirements that are set forth in § 112.7(g). That paragraph had incorrectly stated that those requirements were in § 112.7(h).

4. In §§ 113.327 and 113.452, information was missing from the tables found in each section. In the table in § 113.327, the words "or less" were not included after each of the numbers provided in the column titled "Failures for satisfactory serials" and the words "or more" were not included after each of the numbers provided in the column titled "Failures for unsatisfactory serials." In § 113.452, the numbers indicating which stage of testing (i.e., 1 or 2) and the number of vaccinates in each stage (40) were missing from the table despite the presence of titled columns for each set of numbers. We have corrected both tables in this rule.

5. In §§ 113.331 and 113.332, we have removed the word "log" from where it appeared incorrectly before the numbers 10^{0.7} and 10^{0.2}.

6. Paragraph (a) of § 113.451 referred to the National Bureau of Standards. We have updated the reference to reflect that agency's current name, the National Institute of Standards and Technology.

7. Paragraph (b) of § 124.1 refers to the Patent and Trademark Office (PTO) regulations concerning patent term extension. We have updated the citation provided for those PTO regulations to