

certified that this rule, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

**List of Subjects in 14 CFR Part 71**

Airspace, Incorporation by reference, Navigation (air).

**Adoption of the Amendment**

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

**PART 71—DESIGNATION OF CLASS A, CLASS B, CLASS C, CLASS D, AND CLASS E, AIRSPACE AREAS; AIRWAYS; ROUTES; AND REPORTING POINTS**

1. The authority citation for part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

**§ 71.1 [Amended]**

2. The incorporation by reference in 14 CFR 71.1 of the Federal Aviation Administration Order 7400.9H, Airspace Designations and Reporting Points, dated September 1, 2000, and effective September 16, 2000, is amended as follows:

*Paragraph 6010(a)—Domestic VOR Federal Airways*

\* \* \* \* \*

**V–24 [Revised]**

From Aberdeen, SD, via Watertown, SD; Redwood Falls, MN; Rochester, MN; Lone Rock, WI; INT Lone Rock 147° and Janesville, WI, 281° radials; Janesville; INT Janesville 112° and Northbrook, IL, 291° radials; to Northbrook. From Peotone, IL, INT Peotone 152° and Brickyard, IN, 312° radials; to Brickyard.

\* \* \* \* \*

**V–97 [Revised]**

From Dolphin, FL; La Belle, FL; St. Petersburg, FL; Seminole, FL; Pecan, GA; Atlanta, GA; INT Atlanta 001° and Volunteer, TN, 197° radials; Volunteer; London, KY; Lexington, KY; Cincinnati, OH; Shelbyville, IN; INT Shelbyville 313° and Boiler, IN, 136° radials; Boiler; Chicago Heights, IL; to INT Chicago Heights 358° and Chicago O’Hare, IL, 127° radials. From INT Northbrook, IL, 291° and Janesville, WI, 112° radials; Janesville; Lone Rock, WI; Nodine, MN; to Gopher, MN. The airspace below 2,000 feet MSL outside the United States is excluded.

\* \* \* \* \*

**V–100 [Revised]**

From Medicine Bow, WY; Scottsbluff, NE; Alliance, NE; Ainsworth, NE; O’Neill, NE; Sioux City, IA; Fort Dodge, IA; Waterloo, IA; Dubuque, IA; Rockford, IL; INT Rockford 074° and Janesville, WI, 112° radials; INT

Janesville 112° and Northbrook, IL, 291° radials; Northbrook; INT Northbrook 095° and Keeler, MI, 271° radials; Keeler; to Litchfield, MI.

\* \* \* \* \*

**V–217 [Revised]**

From INT Chicago O’Hare, IL, 316°/DuPage, IL, 359° and Northbrook, IL, 291° radials; INT Chicago O’Hare, 316° and Badger, WI, 193° radials; Badger; Green Bay, WI; Rhinelander, WI; Duluth, MN; Hibbing, MN; Baudette, MN; INT Baudette 313° and Winnipeg, MB, 117° radials; to Winnipeg. The airspace within Canada is excluded. In addition, the portion of this airway which lies within the Beaver MOA is excluded during the times the Beaver MOA is activated.

\* \* \* \* \*

**V–228 [Revised]**

From Stevens Point, via Dells, WI, Madison, WI; INT Madison 138° Chicago O’Hare, IL, 316° radials; INT Chicago O’Hare 316° and Northbrook, IL, 291° radials; Northbrook; INT Northbrook 110° and Gipper, MI, 290° radials; to Gipper.

\* \* \* \* \*

Issued in Washington, DC, on November 2, 2000.

**Reginald C. Matthews,**

*Manager, Airspace and Rules Division.*

[FR Doc. 00–28731 Filed 11–8–00; 8:45 am]

**BILLING CODE 4910–13–U**

**FEDERAL TRADE COMMISSION**

**16 CFR Parts 2 and 4**

**Access Requests From Foreign and Domestic Law Enforcement Agencies**

**AGENCY:** Federal Trade Commission (FTC).

**ACTION:** Final rule amendments.

**SUMMARY:** The Federal Trade Commission is amending its Rules of Practice to delegate to the Director of the Bureau of Competition the authority to respond to certain requests made pursuant to agreements under the International Antitrust Enforcement Assistance Act. The Commission is also providing that requests from state agencies may be addressed to an appropriate liaison officer (rather than the General Counsel).

**DATES:** The amendments are effective on November 2, 2000.

**FOR FURTHER INFORMATION CONTACT:** Marc Winerman, Attorney, Office of the General Counsel, FTC, 600 Pennsylvania Avenue, NW., Washington, DC 20580, 202–326–2451, mwinerman@ftc.gov.

**SUPPLEMENTARY INFORMATION:** *Authority to respond to requests for materials*

*made pursuant to agreements under the International Antitrust Enforcement Assistance Act.* The International Antitrust Enforcement Assistance Act (IAEAA), 15 U.S.C. 6201 *et seq.*, authorizes the Commission and the Justice Department to assist foreign antitrust agencies, and anticipates that foreign agencies will assist them in return, pursuant to IAEAA agreements. After making a public interest determination and other determinations set forth in the Act, 15 U.S.C. 6207(a), the agencies can share information already in their files, including, for example, information made confidential by the Federal Trade Commission Act, 15 U.S.C. 6201, 6205.<sup>1</sup> They can also conduct investigations to help an IAEAA requester, during which they can use compulsory process if needed. 15 U.S.C. 6202. The first IAEAA agreement, an agreement with Australia, was signed on April 27, 1999. The Commission has delegated to the Director of the Bureau of Competition the authority to respond to certain requests under this and future IAEAA agreements, in accordance with the IAEAA.

*Requests for records (including information within records).* Rule 4.11(i), a new provision, delegates to the Director of the Bureau of Competition the authority to respond to requests under IAEAA agreements seeking access to existing Commission records. This includes requests that seek, through discussion or otherwise, information contained in such records. The authority cannot be redelegated, and the delegation is subject to negative option review; before responding to a request, the Bureau Director must give the Commission three days’ notice of the intended response and, during that time, any Commissioner may bring the matter to the full Commission.

The Commission has also amended sections 4.10(d) and (e) of its Rules of Practice, which describe materials that the Commission generally cannot make public at all or can make public only after finding the material is not confidential and giving ten days’ notice to the submitter. These provisions also describe situations where their general restrictions on disclosure do not apply, including disclosure to IAEAA requesters.<sup>2</sup> The Commission is

<sup>1</sup> Certain materials cannot be shared, however, including premerger filings under the Hart-Scott-Rodino Antitrust Improvements Act, 15 U.S.C. 6204.

<sup>2</sup> While Rule 4.10(e) does not require notice before disclosures to IAEAA requesters, the Commission will consider notice on a case-by-case basis. See H. Rep. No. 772, 103d Cong., 2d Sess. 20 (1994).

replacing language in both provisions that simply references the IAEEA with cross-references to new Rule 4.11(i), which both references the IAEEA and delegates to the Bureau Director substantial authority to implement it.

**Requests for investigations.** The Commission has also amended Rule 2.1, which describes delegations to Commission staff to open investigations. This delegation, as well, is subject to a three-day negative option review by the Commission. Because a Commission resolution is required for process, *see* 15 U.S.C. 57b-1(i), this delegation does not extend to requests that seek such process.

**Liaison officers for state access requests.** The Commission is also amending Rule 4.11(c), which governs access requests for law enforcement purposes from domestic agencies. The rule formerly provided that requests from federal agencies could be processed by the General Counsel or a designated liaison officer, while requests from state agencies could be processed only by the General Counsel. The rule now provides that appropriate liaison officers can respond to state as well as federal access requests.<sup>3</sup>

**Procedural Matters.** These amendments are exempt from the notice and comment requirements of the Administrative Procedure Act as "rules of agency organization, procedure, or practice." 5 U.S.C. 553(b)(A). They do not entail information collection for purposes of the Paperwork Reduction Act, 44 U.S.C. 3501 *et seq.*, and are not subject to the requirements of the Regulatory Flexibility Act, 5 U.S.C. 605(b). Nor are they subject to the Small Business Regulatory Enforcement Fairness Act, because that law does not apply to procedural rules that do not substantially affect the rights or obligations of non-agency parties. 5 U.S.C. 803(3)(C).

## List of Subjects

### 16 CFR Part 2

Administrative practice and procedure, Reporting and recordkeeping requirements.

<sup>3</sup>For example, the Commission has designated a liaison officer, currently the Associate Director for Planning and Information in the Bureau of Consumer Protection, who can grant access requests from the Commission's partners in the Consumer Sentinel program. That program maintains a database, with information entered by the Commission, by other agencies, and by private entities (who can enter but not retrieve data). The database does not include information subject to prohibitions on disclosure. The Associate Director is the liaison officer to Consumer Sentinel's government participants, who can seek more detailed information through an access request after they learn about an investigation from the database.

### 16 CFR Part 4

Administrative practice and procedure, Freedom of information.

Accordingly, the Federal Trade Commission amends title 16, chapter I, subchapter A, of the Code of Federal Regulations as follows:

## PART 2—NONADJUDICATIVE PROCEDURES

1. The authority citation for part 2 continues to read as follows:

**Authority:** 15 U.S.C. 46.

2. Amend § 2.1 by adding to the end new sentences to read as follows:

### § 2.1 How initiated.

\* \* \* The Director of the Bureau of Competition has also been delegated, without power of redelegation, authority to open investigations in response to requests pursuant to an agreement under the International Antitrust Enforcement Assistance Act, 15 U.S.C. 6201 *et seq.*, if the requests do not ask the Commission to use process. Before responding to such a request, the Bureau Director shall transmit the proposed response to the Secretary and the Secretary shall notify the Commission of the proposed response. If no Commissioner objects within three days following the Commission's receipt of such notification, the Secretary shall inform the Bureau Director that he or she may proceed.

## PART 4—MISCELLANEOUS RULES

3. The authority citation for part 4 continues to read as follows:

**Authority:** 15 U.S.C. 46, unless otherwise noted.

4. Amend § 4.10 by revising paragraphs (d) and (e) to read as follows:

### § 4.10 Nonpublic material.

\* \* \* \* \*

(d) Except as provided in paragraphs (f) or (g) of this section or in § 4.11 (b), (c), (d), or (i), no material that is marked or otherwise identified as confidential and that is within the scope of § 4.10(a)(8), and no material within the scope of § 4.10(a)(9) that is not otherwise public, will be made available, without the consent of the person who produced the material, to any individual other than a duly authorized officer or employee of the Commission or a consultant or contractor retained by the Commission who has agreed in writing not to disclose the information. All other Commission records may be made available to a requester under the procedures set forth in § 4.11 or may be

disclosed by the Commission except where prohibited by law.

(e) Except as provided in paragraphs (f) or (g) of this section or in § 4.11 (b), (c), (d), or (i), material not within the scope of § 4.10(a)(8) or § 4.10(a)(9) that is received by the Commission and is marked or otherwise identified as confidential may be disclosed only if it is determined that the material is not within the scope of § 4.10(a)(2), and the submitter is provided at least ten days' notice of the intent to disclose the material.

\* \* \* \* \*

5. Amend § 4.11 by revising paragraph (c) and by adding a new paragraph (i), to read as follows:

### § 4.11 Disclosure requests.

\* \* \* \* \*

(c) *Requests from Federal and State law enforcement agencies.* Requests from law enforcement agencies of the Federal and State governments for nonpublic records shall be addressed to a liaison officer, where the Commission has appointed such an officer, or if there is none, to the General Counsel. With respect to requests under this paragraph, the General Counsel, the General Counsel's designee, or the appropriate liaison officer is delegated the authority to dispose of them. Alternatively, the General Counsel may refer such requests to the Commission for determination, except that requests must be referred to the Commission for determination where the Bureau having the material sought and the General Counsel do not agree on the disposition. Prior to granting access under this section to any material submitted to the Commission, the General Counsel, the General Counsel's designee, or the liaison officer will obtain from the requester a certification that such information will be maintained in confidence and will be used only for official law enforcement purposes. The certificate will also describe the nature of the law enforcement activity and the anticipated relevance of the information to that activity. A copy of the certificate will be forwarded to the submitter of the information at the time the request is granted unless the agency requests that the submitter not be notified. Requests for material pursuant to compulsory process, or for voluntary testimony, in cases or matters in which the Commission is not a party will be treated in accordance with paragraph (e) of this section.

\* \* \* \* \*

(i) The Director of the Bureau of Competition is authorized, without power of redelegation, to respond to

access requests for records and other materials pursuant to an agreement under the International Antitrust Enforcement Assistance Act, 15 U.S.C. 6201 *et seq.* Before responding to such a request, the Bureau Director shall transmit the proposed response to the Secretary and the Secretary shall notify the Commission of the proposed response. If no Commissioner objects within three days following the Commission's receipt of such notification, the Secretary shall inform the Bureau Director that he or she may proceed.

\* \* \* \* \*

By direction of the Commission.

Donald S. Clark,

Secretary.

[FR Doc. 00-28691 Filed 11-8-00; 8:45 am]

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DEPARTMENT OF THE TREASURY

Customs Service

19 CFR PART 10

[T.D. 00-67]

RIN 1515-AC72

African Growth and Opportunity Act and Generalized System of Preferences

AGENCY: U.S. Customs Service, Department of the Treasury.

ACTION: Interim regulations; corrections.

SUMMARY: This document makes corrections to the document published in the Federal Register on October 5, 2000, as T.D. 00-67 which set forth interim amendments to the Customs Regulations primarily to implement the trade benefit provisions for sub-Saharan Africa contained in Title I of the Trade and Development Act of 2000, referred to as the African Growth and Opportunity Act.

DATES: These corrections are effective October 1, 2000; written comments must be submitted by December 4, 2000, in the manner prescribed in T.D. 00-67.

FOR FURTHER INFORMATION CONTACT: Cynthia Reese, Office of Regulations and Rulings (202-927-1361).

SUPPLEMENTARY INFORMATION:

Background

On October 5, 2000, Customs published in the Federal Register (65 FR 59668) T.D. 00-67 to set forth interim amendments to the Customs Regulations primarily to implement the trade benefit provisions for sub-Saharan Africa contained in Title I of the Trade

and Development Act of 2000. The trade benefits under Title I, also referred to as the African Growth and Opportunity Act (the AGOA), apply to sub-Saharan African countries designated by the President and involve: the extension of duty-free treatment under the Generalized System of Preferences (GSP) to non-textile articles normally excluded from GSP duty-free treatment that are not import-sensitive; and the entry of specific textile and apparel articles free of duty and free of any quantitative limits. Those interim regulatory amendments took effect on October 1, 2000, to coincide with the effective date of the relevant statutory provisions.

This document makes the following corrections to the regulatory texts published in T.D. 00-67:

1. The definition of "assembled in one or more beneficiary countries" under § 10.212 includes a parenthetical specification of items (that is, thread, decorative embellishments, buttons, zippers, or similar components) that are not considered to be components for purposes of assembly under the text. However, Customs has reconsidered this matter and now believes that inclusion of this parenthetical limiting language, which is not mandated by the statute, was in error because in some contexts it may be inconsistent with applicable judicial precedent as regards what may be considered a component for assembly purposes. Accordingly, this parenthetical reference should be removed from the text of the definition.

2. The definition of "beneficiary country" under § 10.212 refers to a finding "by the President" that the country has satisfied the requirements of section 113 of the AGOA. However, that text does not reflect the fact that in Presidential Proclamation 7350 of October 2, 2000 (published in the Federal Register at 65 FR 59321 on October 4, 2000), which implemented the AGOA, the authority to make the finding regarding the requirements of section 113 was delegated to the United States Trade Representative. To ensure consistency with this delegation, the text of the definition should include a reference to a "designee" of the President.

3. Within § 10.213, paragraph (a)(9) requires some wording changes to conform more closely to the terms of corresponding subheading 9819.11.24 which was added to the HTSUS by the Annex to Presidential Proclamation 7350.

4. Finally, within § 10.213, in paragraph (a)(10), the words "or his designee" should be added after "the President" to cover any future

delegation of authority by the President in this context.

Corrections of Publication

Accordingly, the document published in the Federal Register as T.D. 00-67 on October 5, 2000 (65 FR 59668) is corrected as set forth below.

§ 10.212 [Corrected]

1. On page 59676, in the third column, in § 10.212, the definition of "assembled in one or more beneficiary countries" is corrected by removing the parenthetical phrase "(other than thread, decorative embellishments, buttons, zippers, or similar components)".

2. On page 59676, in the third column, in § 10.212, the definition of "beneficiary country" is corrected by adding the words "or his designee" after the words "finding by the President".

§ 10.213 [Corrected]

3. On page 59677, in the third column, in § 10.213, paragraph (a)(9) is corrected to read:

\* \* \* \* \*

(a) \* \* \*

(9) Apparel articles that are both cut (or knit-to-shape) and sewn or otherwise assembled in one or more beneficiary countries from fabrics or yarn that the President or his designee has designated in the Federal Register as not available in commercial quantities in the United States;

\* \* \* \* \*

4. On page 59677, in the third column, in § 10.213, the text of paragraph (a)(10) is corrected by adding the words "or his designee" after the words "the President".

Dated: November 3, 2000.

John P. Simpson,

Deputy Assistant Secretary of the Treasury.

[FR Doc. 00-28773 Filed 11-6-00; 4:01 pm]

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DEPARTMENT OF THE TREASURY

Customs Service

19 CFR PART 10

[T.D. 00-68]

RIN 1515-AC76

United States-Caribbean Basin Trade Partnership Act and Caribbean Basin Initiative

AGENCY: U.S. Customs Service, Department of the Treasury.

ACTION: Interim regulations; corrections.