

DEPARTMENT OF TRANSPORTATION**Office of the Secretary****Aviation Proceedings, Agreements Filed During Week Ending October 19, 2001**

The following Agreements were filed with the Department of Transportation under provisions of 49 U.S.C. sections 412 and 414. Answers may be filed within 21 days after the filing of the applications.

Docket Number: OST-2001-10843.

Date Filed: October 15, 2001.

Parties: Members of the International Air Transport Association.

Subject: CTC Comp 0369 data 16 October 2001, Mail Vote 168—Resolution 010tt, Special ECAA Amending/Rescission Resolution, Intended effective date: 1 November 2001 for implementation, 1 February 2002.

Docket Number: OST-2001-10849.

Date Filed: October 15, 2001.

Parties: Members of the International Air Transport Association.

Subject: PTC3 0514 dated 16 October 2001, Mail Vote 154—Resolution 010s, TC3 Special Passenger Amending Resolution between China and Korea, Intended effective date: 30 October 2001.

Docket Number: OST-2001-10863.

Date Filed: October 17, 2001.

Parties: Members of the International Air Transport Association.

Subject: PTC123 0155/0156 dated 24 September 2001, Mail Votes 148/149 (Summary attached), TC123 Mid/South Atlantic Resolutions, PTC123 0162/0163 dated 19 October 2001 (Adoption), Report: PTC123 0160 dated 16 October 2001. Intended effective dates: 1 November 2001, 1 March 2002.

Dorothy Y. Beard,

Federal Register Liaison.

[FR Doc. 01-27737 Filed 11-2-01; 8:45 am]

BILLING CODE 4910-62-P

DEPARTMENT OF TRANSPORTATION**Office of the Secretary****Notice of Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits Filed Under Subpart B (Formerly Subpart Q) During the Week Ending October 19, 2001**

The following Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits were filed under subpart B (formerly subpart Q) of the Department

of Transportation's Procedural Regulations (See 14 CFR 301.201 *et seq.*). The due date for Answers, Conforming Applications, or Motions to Modify Scope are set forth below for each application. Following the Answer period, DOT may process the application by expedited procedures. Such procedures may consist of the adoption of a show-cause order, a tentative order, or in appropriate cases a final order without further proceedings.

Docket Number: OST-1996-2016.

Date Filed: October 15, 2001.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: November 5, 2001.

Description: Application of Continental Airlines, Inc., pursuant to 49 U.S.C. section 41102 and subpart B, requesting renewal of its Route 739 certificate, authorizing Continental to provide scheduled air transportation of persons, property, and mail between New York/Newark and the coterminal points Sao Paulo and Rio de Janeiro.

Docket Number: OST-1996-1648.

Date Filed: October 18, 2001.

Due Date for Answers, Conforming Applications, or Motion to Modify Scope: November 8, 2001.

Description: Application of Continental Airlines, Inc., pursuant to 49 U.S.C. section 41102 and subpart B, for renewal of its Route 733 certificate authorizing Continental to provide scheduled foreign air transportation of persons, property, and mail between a point or points in the United States and a point or points in the United Kingdom, excluding London's Heathrow and Gatwick airports.

Dorothy Y. Beard,

Federal Register Liaison.

[FR Doc. 01-27738 Filed 11-2-01; 8:45 am]

BILLING CODE 4910-62-P

DEPARTMENT OF TRANSPORTATION**Office of the Secretary**

[Docket OST-01-9718]

Application of Sum Air Services, Inc. d/b/a Paradise Air for Issuance of Commuter Air Carrier Authority

AGENCY: Department of Transportation.

ACTION: Notice of order to show cause (Order 2001-10-16)

SUMMARY: The Department of Transportation is directing all interested persons to show cause why it should not issue an order finding that Sum Air Services, Inc. d/b/a Paradise Air is fit, willing, and able, to provide commuter

air carrier service using small aircraft under 49 U.S.C. 41738.

DATES: Persons wishing to file objections should do so no later than November 16, 2001.

ADDRESSES: Objections and answers to objections should be filed in Docket OST-01-9718 and addressed to Department of Transportation Dockets (SVC-124, Room PL-401), 400 Seventh Street, SW., Washington, DC 20590 and should be served upon the parties listed in Attachment A to the order.

FOR FURTHER INFORMATION CONTACT: Ms. Janet Davis, Air Carrier Fitness Division (X-56, Room 6401), U.S. Department of Transportation, 400 Seventh Street, SW., Washington, DC 20590, (202) 366-9721.

Dated: October 30, 2001.

Read C. Van De Water,

Assistant Secretary for Aviation and International Affairs.

[FR Doc. 01-27739 Filed 11-2-01; 8:45 am]

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DEPARTMENT OF TRANSPORTATION**Office of the Secretary, Federal Aviation Administration**

[Docket No. OST-20001-9849]

Notice of Market-based Actions To Relieve Airport Congestion and Delay; Indefinite Suspension of the Closing Date of the Comment Period

AGENCY: Office of the Secretary, DOT, Federal Aviation Administration, DOT.

ACTION: Notice to suspend until further notice the closing date of the comment period on market-based actions to relieve airport congestion and delay.

SUMMARY: In a notice published on August 21, 2001, the DOT requested comments on the possible role, feasibility, and effectiveness of using market-based approaches to relieve airline flight delays and congestion at busy airports. The comment period is scheduled to close on November 19, 2001. This notice suspends the closing date of the comment period until further notice.

FOR FURTHER INFORMATION CONTACT: Larry Phillips, Senior Economic Policy Advisor, 202-366-4868 or Nancy Kessler, Senior Attorney-Advisor, 202-366-9301.

SUPPLEMENTARY INFORMATION:**Background**

On August 21, 2001, the DOT issued a "Notice of Market-based Actions to Relieve Airport Congestion and Delay" (66 FR 43947, August 21, 2001). In that

notice, respondents were asked to provide comments, information, and/or data to address questions illustrative of the types of considerations the Department was seeking to evaluate, regarding how market-based approaches, as well as administrative actions, could work to relieve congestion at busy airports, including the design, implementation, and impacts of these approaches or actions.

Suspension of the Closing Date of the Comment Period

The terrorist attacks of September 11, 2001 on the World Trade Center and the Pentagon caused the FAA to temporarily cease all non-military flights in the United States and required airports and airlines to adopt certain security measures prior to the resumption of commercial service. In response to the new security requirements and lowered passenger demand, several airlines have reduced the number of aircraft operations below previously planned levels throughout the national airport system. These factors, at least in the short-run, have contributed to a significant decrease in airport congestion at formerly busy airports.

In these circumstances, the Department has determined that it would be reasonable and in the public interest to suspend until further notice the closing date of the comment period for the notice 66 FR 43947, August 21, 2001. At the appropriate time, the Department will publish an advance notice giving the new closing date for comments.

Issued on October 31, 2001 in Washington, DC.

Susan McDermott,

Deputy Assistant Secretary for Aviation and International Affairs, Department of Transportation.

Louise Maillett,

Acting Assistant Administrator for Policy, Planning, and International Aviation, Federal Aviation Administration.

[FR Doc. 01-27740 Filed 11-2-01; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

National Highway Traffic Safety Administration

[Docket Number NHTSA-2001-10866]

Reports, Forms, and Recordkeeping Requirements

AGENCY: National Highway Traffic Safety Administration (NHTSA), DOT.

ACTION: Request for comment on collections of information.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that the National Highway Traffic Safety Administration (NHTSA) is planning to submit the following Information Collection Request (ICR) to the Office of Management and Budget (OMB): Exemption from the Make Inoperative Prohibition, Modifier Identification and Consumer Notification, OMB Control Number 2127-New. Before submitting the ICR to OMB for review and approval, NHTSA is soliciting comments on specific aspects of the information collection contained in the final rule of February 27, 2001 (66 FR 12638), "Exemption from the Make Inoperative Prohibition."

DATES: Comments must be received on or before January 4, 2002.

ADDRESSES: Comments must refer to the docket and notice number cited at the beginning of this notice and be submitted to U.S. Department of Transportation Dockets, Room PL-401, 400 Seventh Street, SW., Washington, DC 20590. Please identify the collection of information for which a comment is provided, by referencing its OMB Control Number. It is requested, but not required, that one original plus two copies of the comments be provided. The Docket Section is open on weekdays from 10:00 a.m. to 5:00 p.m.

FOR FURTHER INFORMATION CONTACT: Gayle Dalrymple, Telephone: (202) 366-5559. Fax: (202) 493-2739.

SUPPLEMENTARY INFORMATION:

Affected Entities: Businesses that modify vehicles so that the vehicles may be used by persons with disabilities.

Title: Exemption from the Make Inoperative Prohibition.

I. Background

On February 27, 2001 NHTSA published a final rule (66 FR 12638) to facilitate the modification of motor vehicles so that persons with disabilities can drive or ride in them as passengers. In that final rule, the agency issued a limited exemption from a statutory provision that prohibits specified types of commercial entities from either removing safety equipment or features installed on motor vehicles pursuant to the Federal motor vehicle safety standards or altering the equipment or features so as to adversely affect their performance. The exemption is limited in that it allows repair businesses to modify only certain types of Federally-required safety equipment and features, under specified circumstances. The regulation is found at 49 CFR part 595 Subpart C—Vehicle Modifications to Accommodate People with Disabilities.

This final rule included two new "collections of information," as that term is defined in 5 CFR part 1320 *Controlling Paperwork Burdens on the Public*: modifier identification and a document to be provided to the owner of the modified vehicle stating the exemptions used for that vehicle and any reduction in load carrying capacity of the vehicle of more than 100 kg (220 lbs).

II. Modifier Identification

Modifiers who take advantage of the exemption created by this rule are required to furnish NHTSA with a written document providing the modifier's name, address, and telephone number, and a statement that the modifier is availing itself of the exemption. The rule requires:

S595.6 Modifier Identification

(a) Any motor vehicle repair business that modifies a motor vehicle to enable a person with a disability to operate, or ride as a passenger in, the motor vehicle and intends to avail itself of the exemption provided in 49 CFR 595.7 shall furnish the information specified in paragraphs (a)(1) through (3) of this section to: Administrator, National Highway Traffic Safety Administration, 400 Seventh Street, SW., Washington, DC 20590.

(1) Full individual, partnership, or corporate name of the motor vehicle repair business.

(2) Residence address of the motor vehicle repair business and State of incorporation if applicable.

(3) A statement that the motor vehicle repair business modifies a motor vehicle to enable a person with a disability to operate, or ride as a passenger in, the motor vehicle and intends to avail itself of the exemption provided in 49 CFR 595.7.

(b) Each motor vehicle repair business required to submit information under paragraph (a) of this section shall submit the information not later than August 27, 2001. After that date, each motor vehicle repair business that modifies a motor vehicle to enable a person with a disability to operate, or ride as a passenger in, the motor vehicle and intends to avail itself of the exemption provided in 49 CFR 595.7 shall submit the information required under paragraph (a) not later than 30 days after it first modifies a motor vehicle to enable a person with a disability to operate, or ride as a passenger in, the motor vehicle. Each motor vehicle repair business who has submitted required information shall keep its entry current, accurate and compete by submitting revised information not later than 30 days after the relevant changes in the business occur."

This requirement is a one-time submission unless changes are made to the business as described in paragraph (b). NHTSA estimates that there are currently 400 businesses making modifications to motor vehicles to accommodate persons with disabilities. Of those 400, we estimate 85 percent