

Issued in Des Plaines, Illinois on June 19, 2002.

Nancy B. Shelton,
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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. 02-AGL-02]

Modification of Class E Airspace; Tecumseh, MI

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action modifies Class E airspace at Tecumseh, MI. An Area Navigation (RNAV) Standard Instrument Approach Procedure (SIAP) to Runway (RWY) 13, and an RNAV SIAP to RWY 31 have been developed for Tecumseh Products Airport. Controlled airspace extending upward from 700 feet above the surface of the earth is needed to contain aircraft executing these approaches. This action increases the area of the existing controlled airspace at Meyers-Divers' Airport by adding a radius of controlled airspace around Tecumseh Products Airport.

EFFECTIVE DATE: 0901 UTC, October 3, 2002.

FOR FURTHER INFORMATION CONTACT:

Denis C. Burke, Air Traffic Division, Airspace Branch, AGL-520, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois 60018, telephone (847) 294-7568.

SUPPLEMENTARY INFORMATION:

History

On Tuesday, April 2, 2002, the FAA proposed to amend 14 CFR part 71 to modify Class E airspace at Tecumseh, MI (67 FR 15504). The proposal was to modify controlled airspace extending upward from 700 feet above the surface of the earth to contain Instrument Flight Rules (IFR) operations in controlled airspace during portions of the terminal operation and while transiting between the enroute and terminal operation and while transiting between the enroute and terminal environments.

Interested parties were invited to participate in this rulemaking proceedings by submitting written comments on the proposal to the FAA. No comments objecting to the proposal were received. Class E airspace areas

extending upward from 700 feet or more above the surface of the earth are published in paragraph 6005, of FAA Order 7400.9J dated August 31, 2001, and effective September 16, 2001, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in the order.

The Rule

This amendment to 14 CFR part 71 modifies Class E airspace at Tecumseh, MI, to accommodate aircraft executing instrument flight procedures into and out of Tecumseh Products Airport. The area will be depicted on appropriate aeronautical charts.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. Therefore this, proposed regulation—(1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a Regulatory Evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule 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 7300.9J, Airspace Designations and Reporting Points, dated August 31, 2001, and effective

September 16, 2001, is amended as follows:

* * * * *

Paragraph 6005 Class E airspace areas extending upward from 700 feet or more above the surface of the earth.

* * * * *

AGL MI E5 Tecumseh, MI [Revised]

Tecumseh, Meyers-Divers' Airport, MI (Lat. 42°01'30" N., long. 83°56'21" W.) Tecumseh, Tecumseh Products Airport, MI (Lat. 42°01'06" N., long. 83°52'42" W.)

That airspace extending upward from 700 feet above the surface within a 6.2-mile radius of the Meyers-Divers' Airport, and within a 6.4-mile radius of the Tecumseh Products Airport, excluding that airspace within the Adrian, Lenawee County Airport, MI, and the Detroit, MI, Class E Airspace areas.

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DEPARTMENT OF COMMERCE

Bureau of Industry and Security

15 CFR Parts 700, 719, 720, 766

[Docket No. 020417087-2150-02]

RIN 0694-XX21

Industry and Security Programs

AGENCY: Bureau of Industry and Security, Commerce.

ACTION: Final rule.

SUMMARY: On April 18, 2002, the Bureau of Export Administration changed its name to the Bureau of Industry and Security, and made conforming changes in its regulations (67 FR 20630, April 26, 2002). Consistent with that change, effective May 17, 2002, the names of the “Office of Chief Counsel for Export Administration” and the “Chief Counsel for Export Administration” were changed to the “Office of Chief Counsel for Industry and Security” and the “Chief Counsel for Industry and Security,” respectively. This rule makes appropriate conforming changes in chapter VII of title 15 of the Code of Federal Regulations to reflect these additional name changes.

DATES: This rule is effective as of May 17, 2002.

FOR FURTHER INFORMATION CONTACT:
 Peter Klason, Office of Chief Counsel for

Industry and Security, at (202) 482-5301.

SUPPLEMENTARY INFORMATION:

Savings Provision

This rule constitutes notice that all references to the Office of Chief Counsel for Export Administration or Chief Counsel for Export Administration in any documents, statements, or other communications, in any form or media, and whether made before, on, or after the effective date of this rule, shall be deemed to be references to the Office of Chief Counsel for Industry and Security or Chief Counsel for Industry and Security, respectively. Any actions undertaken in the name of or on behalf of the Office of Chief Counsel for Export Administration or Chief Counsel for Export Administration, whether taken before, on, or after the effective date of this rule, shall be deemed to have been taken in the name of or on behalf of the Office of Chief Counsel for Industry and Security or the Chief Counsel for Industry and Security, respectively.

Rulemaking Requirements

1. This final rule has been determined to be exempt from review for purposes of Executive Order 12866.

2. This rule does not impose information collection and recordkeeping requirements. Consequently, it need not be reviewed by the Office of Management and Budget under the provisions of the Paperwork Reduction Act of 1995.

3. This rule does not contain policies with Federalism implications as the term is defined in Executive Order 13132.

4. The provisions of the Administrative Procedure Act (5 U.S.C. 553) requiring notice of proposed rulemaking, the opportunity for public participation, and a delay in effective date, are inapplicable because this rule involves a rule of agency organization, procedure, or practice. 5 U.S.C. 553(b)(B). Further, no other law requires that a notice of proposed rulemaking and an opportunity for public comment be given for this final rule. Because a notice of proposed rulemaking and an opportunity for public comment are not required to be given for this rule under 5 U.S.C. or by any other law, the analytical requirements of the Regulatory Flexibility Act (5 U.S.C. 601, *et seq.*) are not applicable.

List of Subjects

15 CFR Part 700

Administrative practice and procedure, Business and industry, Government contracts, National defense,

Reporting and recordkeeping requirements, Strategic and critical materials.

15 CFR Part 719

Administrative practice and procedure, Chemicals, Exports, Imports, Penalties, Violations.

15 CFR Part 720

Administrative practice and procedure, Exports, Penalties, Violations.

15 CFR Part 766

Administrative practice and procedure, Confidential business information, Exports, Foreign trade, Law enforcement, Penalties.

For the reasons set forth in the preamble, 15 CFR chapter VII is amended as set forth below:

PART 700—DEFENSE PRIORITIES AND ALLOCATIONS SYSTEM

1. The authority citation for part 700 continues to read as follows:

Authority: Titles I and VII of the Defense Production Act of 1950, as amended (50 U.S.C. app. 2061 *et seq.*), Title VI of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5195 *et seq.*), and Executive Order 12919, 59 FR 29525, 3 CFR, 1994 Comp., p. 901; Section 18 of the Selective Service Act of 1948 (50 U.S.C. app. 468), 10 U.S.C. 2538, 50 U.S.C. 82, and Executive Order 12742, 56 FR 1079, 3 CFR, 1991 Comp., p. 309; and Executive Order 12656, 53 FR 226, 3 CFR, 1988 Comp., p. 585.

§ 700.72 [Amended]

2. In § 700.72(b) revise “Chief Counsel for Export Administration” to read “Chief Counsel for Industry and Security”.

PART 719—ENFORCEMENT

3. The authority citation for part 719 continues to read as follows:

Authority: 22 U.S.C. 6701 *et seq.*; 50 U.S.C. 1601 *et seq.*; 50 U.S.C. 1701 *et seq.*; E.O. 12938, 59 FR 59099, 3 CFR, 1994 Comp., p. 950; E.O. 13128, 64 FR 36703.

4. In § 719.1(b), revise the definition of “Office of Chief Counsel” to read as follows:

§ 719.1 Scope and definitions.

* * * * *

(b) * * *

Office of Chief Counsel. The Office of Chief Counsel for Industry and Security, United States Department of Commerce.

* * * * *

§ 719.8 [Amended]

5. In § 719.8(b) revise “Office of Chief Counsel for Export Administration” to

read “Office of Chief Counsel for Industry and Security”.

PART 720—DENIAL OF EXPORT PRIVILEGES

6. The authority citation for part 720 continues to read as follows:

Authority: 22 U.S.C. 6701 *et seq.*; E.O. 13128, 64 FR 36703.

§ 720.3 [Amended]

7. In § 720.3(c) revise “Office of Chief Counsel for Export Administration” to read “Office of Chief Counsel for Industry and Security”.

PART 766—ADMINISTRATIVE ENFORCEMENT PROCEEDINGS

8. The authority citation for part 766 continues to read as follows:

Authority: 50 U.S.C. app. 2401 *et seq.*; 50 U.S.C. 1701 *et seq.*; E.O. 12924, 59 FR 44347, 3 CFR, 1994 Comp., p. 917; Notice of August 10, 1999, 64 FR 44101 (August 13, 1999).

§ 766.4 [Amended]

9. In § 766.4 revise “Office of Chief Counsel for Export Administration” to read “Office of Chief Counsel for Industry and Security”.

§ 766.5 [Amended]

10. In § 766.5(b) revise “Chief Counsel for Export Administration” to read “Chief Counsel for Industry and Security”.

Dated: June 25, 2002.

Kenneth I. Juster,

Under Secretary for Industry and Security.

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DEPARTMENT OF TRANSPORTATION

33 CFR Part 100

[CGD07-02-087]

RIN 2115-AE46

Special Local Regulations; Beaufort Water Festival July 12th Fireworks Display, Beaufort River, Beaufort, SC

AGENCY: Coast Guard, DOT.

ACTION: Temporary final rule.

SUMMARY: Temporary special local regulations are being established for the Beaufort River July 12th Fireworks Display, on the Beaufort River, Beaufort, SC. This rule creates a regulated area around the fireworks display. These regulations are needed to provide for the safety of life on navigable waters during the event.

DATES: This rule is effective from 9 p.m. until 10 p.m. on July 12, 2002.