

Adoption of the Amendment

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

PART 71—[AMENDED]

1. The authority citation for 14 CFR part 71 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120; EO 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 Federal Aviation Administration Order 7400.9J, Airspace Designations and Reporting Points, dated August 31, 2002, 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.

* * * * *

AEA VA E5 Smithfield, VA [NEW]

Aberdeen Field Airport
(Lat 37°01'15" N., long. 76°35'19" W.)

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Aberdeen Field Airport.

* * * * *

Issued in Jamaica, New York on July 1, 2002.

F.D. Hatfield,
Manager, Air Traffic Division, Eastern Region.
[FR Doc. 02-17578 Filed 7-16-02; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 97

[Docket No.30319; Amdt. No. 3013]

Standard Instrument Approach Procedures; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, addition of new obstacles, or changes in air traffic requirements. These changes are designed to provide safe and efficient

use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: An effective date for each SIAP is specified in the amendatory provisions.

Incorporation by reference-approved by the Director of the Federal Register on December 31, 1980, and reapproved as of January 1, 1982.

ADDRESSES: Availability of matters incorporated by reference in the amendment is as follows:

For Examination—

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591;

2. The FAA Regional Office of the region in which the affected airport is located; or

3. The Flight Inspection Area Office which originated the SIAP.

For Purchase—Individual SIAP copies may be obtained from:

1. FAA Public Inquiry Center (APA-200), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591; or

2. The FAA Regional Office of the region in which the affected airport is located.

By Subscription—Copies of all SIAPs, mailed once every 2 weeks, are for sale by the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402.

FOR FURTHER INFORMATION CONTACT:

Donald P. Pate, Flight Procedure Standards Branch (AMCAFS-420), Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 (Mail Address: PO Box 25082, Oklahoma City, OK. 73125) telephone: (405) 954-4164.

SUPPLEMENTARY INFORMATION: This amendment to part 97 of the Federal Aviation Regulations (14 CFR part 97) establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs). The complete regulatory description of each SIAP is contained in official FAA form documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR part 51, and § 97.20 of the Federal Aviation Regulations (FAR). The applicable FAA Forms are identified as FAA Forms 8260-3, 8260-4, and 8260-5. Materials incorporated by reference are available for examination or purchase as stated above.

The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the **Federal Register** expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA form documents is unnecessary. The provisions of this amendment state the affected CFR (and FAR) sections, with the types and effective dates of the SIAPs. This amendment also identifies the airport, its location, the procedure identification and the amendment number.

The Rule

This amendment to part 97 is effective upon publication of each separate SIAP as contained in the transmittal. Some SIAP amendments may have been previously issued by the FAA in a National Flight Data Center (NFDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which create the need for some SIAP amendments may require making them effective in less than 30 days. For the remaining SIAPs, an effective date at least 30 days after publication is provided.

Further, the SIPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these SIAPs, the TERPS criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making some SIAPs effective in less than 30 days.

Conclusions

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. It, therefore—(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. For the same reason, the FAA certifies that this amendment 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 97

Air traffic control, Airports, Navigation (air).

Issued in Washington, DC on July 5, 2002.

James J. Ballough,

Director, Flight Standards Service.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 97 of the Federal Aviation Regulations (14 CFR part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures, effective at 0901 UTC on the dates specified, as follows:

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

1. The authority citation for part 97 is revised to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120, 44701; and 14 CFR 11.49(b)(2).

**§§ 97.23, 97.25, 97.27, 97.29, 97.31, 97.33,
and 97.35 [Amended]**

2. Part 97 is amended to read as follows:

By amending: § 97.23 VOR, VOR/DME, VOR or TACAN, and VOR/DME or TACAN; § 97.25 LOC, LOC/DME, LDA, LDA/DME, SDF, SDF/DME; § 97.27 NDB, NDB/DME; § 97.29 ILS, ILS/DME, ISMLS, MLS, MLS/DME, MLS/RNAV; § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, identified as follows:

* * * *Effective August 8, 2002*

Sacramento, CA, Sacramento Intl, NDB RWY
34R, Amdt 1

Sacramento, CA, Sacramento Intl, NDB RWY 34, Amdt 5

Sacramento, CA, Sacramento Intl, ILS RWY
16R, Amdt 14

Sacramento, CA, Sacramento Intl, ILS RWY
16L, Amdt 1

34L, Amdt 6
Sacramento, CA, Sacramento Intl, RNAV

(GPS) RWY 16R, Orig
Sacramento, CA, Sacramento Intl, RNAV
(GPS) RWY 16L, Orig

(GPS) RWY 16L, Orig
Sacramento, CA, Sacramento Intl, RNAV
(GPS) RWY 24R, Orig

(GPS) RWY 34R, Orig
Sacramento, CA, Sacramento Intl, RNAV
(GPS) RWY 34L, Orig

San Jose, CA, Norman Y Mineta San Jose Int
RNAV (GPS) RWY 11, Orig

San Jose, CA, Norman Y Mineta San Jose Intl,
RNAV (GPS) RWY 29, Orig

Denver, CO, Denver Intl, ILS RWY 7, Amdt 2

Denver, CO, Denver Intl, ILS RWY 8, Amdt 3

Denver, CO, Denver Intl, ILS RWY 16, Amdt 2
Denver, CO, Denver Intl, ILS RWY 17L, Amdt 2
Denver, CO, Denver Intl, ILS RWY 17R, Amdt 2
Denver, CO, Denver Intl, ILS RWY 25, Amdt 2
Denver, CO, Denver Intl, ILS RWY 26, Amdt 2
Denver, CO, Denver Intl, ILS RWY 34, Amdt 1
Denver, CO, Denver Intl, ILS RWY 35L, Amdt 3
Denver, CO, Denver Intl, ILS RWY 35R, Amdt 1
Denver, CO, Denver Intl, RNAV (GPS) RWY 7, Orig
Denver, CO, Denver Intl, RNAV (GPS) RWY 8, Orig
Denver, CO, Denver Intl, RNAV (GPS) RWY 16, Orig
Denver, CO, Denver Intl, RNAV (GPS) RWY 17L, Orig
Denver, CO, Denver Intl, RNAV (GPS) RWY 17R, Orig
Denver, CO, Denver Intl, RNAV (GPS) RWY 25, Orig
Denver, CO, Denver Intl, RNAV (GPS) RWY 26, Orig
Denver, CO, Denver Intl, RNAV (GPS) RWY 34, Orig
Denver, CO, Denver Intl, RNAV (GPS) RWY 35L, Orig
Denver, CO, Denver Intl, RNAV (GPS) RWY 35R, Orig
Jacksonville, FL, Jacksonville Intl, VOR RWY 31, Orig-D
Gainesville, FL, Gainesville Regional, LOC/DME BC RWY 10, Orig, CANCELLED
Statesboro, GA, Statesboro-Bulloch County, LOC RWY 32, Amdt 4C, CANCELLED
Statesboro, GA, Statesboro-Bulloch County, NDB RWY 32, Amdt 5
Statesboro, GA, Statesboro-Bulloch County, ILS RWY 32, Orig
Statesboro, GA, Statesboro-Bulloch County, RNAV (GPS) RWY 32, Orig
Hilo, HI, Hilo Intl, VOR-B, Orig-A
Hilo, HI, Hilo Intl, VOR/DME OR TACAN-A, Amdt 7A
Hilo, HI, Hilo Intl, VOR/DME OR TACAN RWY 26, Amdt 5A
Hilo, HI, Hilo Intl, RNAV (GPS) RWY 21, Orig
Hilo, HI, Hilo Intl, RNAV (GPS) RWY 26, Orig
Boston, MA, General Edward Lawrence Logan Intl, VOR/DME RWY 15R, Amdt 2
Boston, MA, General Edward Lawrence Logan Intl, NDB RWY 22L, Amdt 11A
Boston, MA, General Edward Lawrence Logan Intl, ILS RWY 15R, Amdt 1
Boston, MA, General Edward Lawrence Logan Intl, ILS RWY 27, Amdt 2
Boston, MA, General Edward Lawrence Logan Intl, ILS RWY 33L, Amdt 2
Boston, MA, General Edward Lawrence Logan Intl, RNAV (GPS) RWY 15R, Orig Amdt 1
Boston, MA, General Edward Lawrence Logan Intl, RNAV (GPS) RWY 22L, Orig
Boston, MA, General Edward Lawrence Logan Intl, RNAV (GPS) RWY 27, Orig
Boston, MA, General Edward Lawrence Logan Intl, RNAV (GPS) RWY 33L, Orig

Boston, MA, General Edward Lawrence Logan Intl, GPS RWY 27, Orig
Boston, MA, General Edward Lawrence Logan Intl, GPS RWY 33L, Orig
St. Ignace, MI, Mackinac County, RNAV (GPS) RWY 07, Orig
St. Ignace, MI, Mackinac County, RNAV (GPS) RWY 25, Orig
New York, NY, John F. Kennedy Intl, COPTER RHAV (GPS) 028, Orig
Newburg, NY, Stewart Intl, NDB RWY 9, Amdt 8B
Newburg, NY, Stewart Intl, NDB RWY 9, Orig
Newburg, NY, Stewart Intl, RNAV (GPS) RWY 16, Orig
Newburg, NY, Stewart Intl, GPS RWY 16, Orig, CANCELLED
Newburg, NY, Stewart Intl, RNAV (GPS) RWY 17, Orig
Newburg, NY, Stewart Intl, GPS RWY 27, Orig, CANCELLED
Newburg, NY, Stewart Intl, RNAV (GPS) RWY 34, Orig
Syracuse, NY, Syracuse Hancock Intl, ILS RWY 10, Amdt 10
Syracuse, NY, Syracuse Hancock Intl, ILS RWY 28, Amdt 33
Syracuse, NY, Syracuse Hancock Intl, RNAV (GPS) Y RWY 10, Orig
Syracuse, NY, Syracuse Hancock Intl, RNAV (GPS) Z RWY 10, Orig
Syracuse, NY, Syracuse Hancock Intl, RNAV (GPS) Y RWY 15, Orig
Syracuse, NY, Syracuse Hancock Intl, RNAV (GPS) Z RWY 15, Orig
Syracuse, NY, Syracuse Hancock Intl, RNAV (GPS) RWY 28, Orig
Syracuse, NY, Syracuse Hancock Intl, RNAV (GPS) RWY 33, Orig
Syracuse, NY, Syracuse Hancock Intl, GPS RWY 10, Orig-B, CANCELLED
Syracuse, NY, Syracuse Hancock Intl, GPS RWY 15, Orig-B, CANCELLED
Syracuse, NY, Syracuse Hancock Intl, GPS RWY 28, Orig-A, CANCELLED
Syracuse, NY, Syracuse Hancock Intl, GPS RWY 33, Orig-C, CANCELLED
Las Vegas, NV, McCarran Intl, RNAV (GPS) RWY 25R, Orig
Dayton, OH, James M. Cox Dayton Intl, ILS RWY 6L, Amdt 8
Dayton, OH, James M. Cox Dayton Intl, ILS RWY 18, Amdt 9
Dayton, OH, James M. Cox Dayton Intl, RNAV (GPS) RWY 6L, Orig
Dayton, OH, James M. Cox Dayton Intl, GPS RWY 6L, Orig, CANCELLED
Dayton, OH, James M. Cox Dayton Intl, RNAV (GPS) RWY 6R, Orig
Dayton, OH, James M. Cox Dayton Intl, RNAV (GPS) RWY 24L, Orig
Dayton, OH, James M. Cox Dayton Intl, RNAV (GPS) RWY 24R, Orig
Dayton, OH, James M. Cox Dayton Intl, VOR/DME RNAV OR GPS RWY 6R, Amdt 8A, CANCELLED
Dickson, TN, Dickson Muni, VOR/DME RWY 17, Amdt 4B
Smithville, TN, Smithville Muni, NDB RWY 24, Amdt 2, CANCELLED
Cheyenne, WY, Cheyenne, Radar-1, Orig
* * * *Effective October 3, 2002*
Flora, IL, Flora Muni, LOC/DME RWY 21, Orig

Flora, IL, Flora Muni, NBD RWY 21, Amdt 5

The FAA published an Amendment in Docket No. 30313, Amdt No. 3009 to Part 97 of the Federal Aviation Regulations 67 FR 40594–40595; dated June 13, 2002) under section 97.23 effective August 8, 2002, which is hereby amended as follows:

San Juan, PR, Luis Munoz Marin Intl, VOR Rwy 26, Amdt 19

The FAA published the following procedures in Docket No. 30313; Amdt. No. 3009 to Part 97 of the Federal Aviation Regulations (67 FR 40594–40595; dated, June 13, 2002) under section 97.33 effective August 8, 2002 which are hereby rescinded:

Mammoth Lakes, CA, Mammoth Yosemite, RNAV (GPS) RWY 27, Orig
Mammoth Lakes, CA, Mammoth Yosemite, GPS RWY 27, Orig—A CANCELLED

The FAA published an Amendment in Docket No. 30316, Amdt No. 3011 to Part 97 of the Federal Aviation Regulations (67 FR 43530–43532; dated June 28, 2002) under section 97.23 effective August 8, 2002, which is hereby amended as follows:

New York, NY, John F. Kennedy Intl, COPTER RNAV (GPS) 028, Orig

The FAA published the following procedures in Docket No. 30316, Amdt No. 3011 to Part 97 of the Federal Aviation Regulations (67 FR 43530–43532; dated June 28, 2002) under section 97.23 effective August 8, 2002, which is hereby amended as follows:

Searcy, AR, Searcy Muni, RNAV (GPS) RWY 1, Orig

Searcy, AR, Searcy Muni, RNAV (GPS) RWY 19, Orig

Searcy, AR, Searcy Muni, NDB RWY 1, Amdt 4

Searcy, AR, Searcy Muni, GPS RWY 19, Amdt 1B, CANCELLED

Dallas-Fort Worth, TX, Dallas/Fort Worth International, ILS RWY 18R, Amdt 6

Dallas-Fort Worth, TX, Dallas/Fort Worth International, Converging ILS RWY 18R, Amdt 4

Dallas-Fort Worth, TX, Dallas/Fort Worth International, RNAV (GPS) RWY 18R, Orig

[FR Doc. 02-17581 Filed 7-16-02; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF COMMERCE

Bureau of Export Administration

15 CFR Parts 700 to 799

Title 15 CFR Parts 300 to 799; Republication

CFR Correction

Title 15 CFR parts 300 to 799, revised as of January 1, 2002, is being republished in its entirety. The earlier issuance inadvertently omitted and duplicated text in § 772.1 appearing on pages 553 through 575 inclusive.

[FR Doc. 02-55518 Filed 7-16-02; 8:45 am]

BILLING CODE 1505-01-D

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 573

[Docket No. 98F-0196]

Food Additives Permitted in Feed and Drinking Water of Animals; Selenium Yeast

AGENCY: Food and Drug Administration, HHS.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is amending the regulations for food additives permitted in feed to provide for the safe use of selenium yeast as a source of selenium in animal feeds intended for turkeys and swine. This action is in response to a food additive petition filed by Alltech Biotechnology Center.

DATES: This rule is effective July 17, 2002. Submit written objections and request for hearing by September 16, 2002.

ADDRESSES: Submit written objections and requests for a hearing to the Dockets Management Branch (HFA-305), Food and Drug Administration, 5630 Fishers Lane, rm. 1061, Rockville, MD 20852. Submit electronic objections to <http://www.fda.gov/dockets/ecommens>.

FOR FURTHER INFORMATION CONTACT:

Sharon Benz, Center for Veterinary Medicine (HFV-228), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301-827-6656.

SUPPLEMENTARY INFORMATION:

I. Background

In a notice published in the **Federal Register** of May 12, 1998 (63 FR 26193), FDA announced that a food additive petition (animal use) (FAP 2238) had been filed by Alltech Biotechnology Center, 3031 Catnip Hill Pike, Nicholasville, KY 40356. The petition proposed to amend the food additive regulations in § 573.920 *Selenium* (21 CFR 573.920) to provide for the safe use of selenium yeast as a source of selenium in animal feeds for poultry, swine, and cattle. Based on the information in the petition, the selenium food additive regulation was amended to include the use of selenium yeast in feed for chickens on June 6, 2000 (65 FR 35823). FDA sought additional data from the sponsor before approving use in other species. After this data was submitted, subsequent amendments to the petition provided information to extend its use in turkeys and swine.

II. Conclusion

FDA concludes that the data establish the safety and utility of selenium yeast, for use as proposed and that the food additive regulations should be amended as set forth in this document.

III. Public Disclosure

In accordance with § 571.1(h) (21 CFR 571.1(h)), the petition and the documents that FDA considered and relied upon in reaching its decision to approve the petition are available for inspection at the Center for Veterinary Medicine by appointment with the information contact person. As provided in § 571.1(h), the agency will delete from the documents any materials that are not available for public disclosure before making the documents available for inspection.

IV. Environmental Impact

The agency has determined under 21 CFR 25.32(r) that this action is of a type that does not individually or cumulatively have a significant effect on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

V. Objections and Hearing Requests

Any person who will be adversely affected by this regulation may at any time file with the Dockets Management Branch (see **ADDRESSES**) written objections by September 16, 2002. Each objection shall be separately numbered, and each numbered objection shall specify with particularity the provisions of the regulation to which objection is made and the grounds for the objection. Each numbered objection on which a hearing is requested shall specifically so state. Failure to request a hearing for any particular objection shall constitute a waiver of the right to a hearing on that objection. Each numbered objection for which a hearing is requested shall include a detailed description and analysis of the specific factual information intended to be presented in support of the objection in the event that a hearing is held. Failure to include such a description and analysis for any particular objection shall constitute a waiver of the right to a hearing on the objection. Three copies of all documents are to be submitted and are to be identified with the docket number found in brackets in the heading of this document. Any objections received in response to the regulation may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.