

the proposed change on an accelerated basis.

#### V. Conclusion

*It is therefore ordered*, pursuant to Section 19(b)(2) of the Act,<sup>12</sup> that the proposed rule change (File No. SR-NASD-2005-138), is approved on an accelerated basis.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>13</sup>

**Jonathan G. Katz,**  
*Secretary.*

[FR Doc. E5-7482 Filed 12-16-05; 8:45 am]

BILLING CODE 8010-01-P

#### DEPARTMENT OF STATE

[Public Notice 5249]

#### **Determination and Waiver of Section 517(a) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act (2006) (Pub. L. 109-102) Relating to Assistance for the Independent States of the Soviet Union**

Pursuant to the authority vested in me as Deputy Secretary of State, including by Section 517(a) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2006 (Public Law 109-102), Executive Order 13118 of March 31, 1999, and State Department Delegation of Authority No. 245 of April 21, 2001, I hereby determine that it is in the national security interest of the United States to make available funds appropriated under the heading "Assistance for the Independent States of the Former Soviet Union" in Title II of that Act without regard to the restriction in that section.

This determination shall be reported to the Congress promptly and published in the **Federal Register**.

Dated: December 5, 2005.

**Robert B. Zoellick,**

*Deputy Secretary of State, Department of State.*

[FR Doc. 05-24276 Filed 12-16-05; 8:45 am]

BILLING CODE 4710-23-P

#### DEPARTMENT OF STATE

[Public Notice 5250]

#### **Determination Pursuant to Section 1(b) of Executive Order 13224 Relating to the Designation of Sajid Mohammed Badat, Also Known as Saajid Badat, Also Known as Muhammed Badat, Also Known as Sajid Muhammad Badat, Also Known as Saajid Mohammad Badet, Also Known as Muhammed Badet, Also Known as Sajid Muhammad Badet, Also Known as Abu Issa al Pakistani, Also Known as Issa, Also Known as Issa Al Britaini, Also Known as Issa Al Pakistani; DOB: 28 March 1979; Alt. DOB: 8 March 1976; POB: Pakistan; Citizenship: British; Passport: 703114075 and 026725401**

Acting under the authority of section 1(b) of Executive Order 13224 of September 23, 2001, as amended by Executive Order 13286 of July 2, 2002, and Executive Order 13284 of January 23, 2003, and Executive Order 13372 of February 16, 2005, in consultation with the Secretary of the Treasury, the Attorney General, and the Secretary of Homeland Security, I hereby determine that Sajid Mohammed Badat, aka Saajid Badat, aka Muhammed Badat, aka Sajid Muhammad Badat, aka Saajid Mohammad Badet, aka Muhammed Badet, aka Sajid Muhammad Badet, aka Abu Issa Al Pakistani, aka Issa, aka Issa Al Britaini, aka Issa Al Pakistani has committed and poses a significant risk of committing, acts of terrorism that threaten the security of U.S. nationals and the national security, foreign policy, or economy of the United States.

Consistent with the determination in section 10 of Executive Order 13224 that "prior notice to persons determined to be subject to the Order who might have a constitutional presence in the United States would render ineffectual the blocking and other measures authorized in the Order because of the ability to transfer funds instantaneously," I determine that no prior notice need be provided to any person subject to this determination who might have a constitutional presence in the United States, because to do so would render ineffectual the measures authorized in the Order.

This notice shall be published in the **Federal Register**.

**Condoleezza Rice,**

*Secretary of State, Department of State.*

[FR Doc. 05-24262 Filed 12-16-05; 5:00 pm]

BILLING CODE 4710-10-U

#### DEPARTMENT OF STATE

[Public Notice 5248]

#### **Notice of Receipt of Application for a Presidential Permit for Pipeline Facilities To Be Operated and Maintained on the Border of the United States**

AGENCY: Department of State.

ACTION: Notice.

Notice is hereby given that the Department of State has received an application from PMC (Nova Scotia) Company ("PMC Nova Scotia") for itself, and on behalf of Plains Marketing Canada L.P. (both Canadian companies), for a Presidential permit, pursuant to Executive Order 11423 of August 16, 1968, as amended by Executive Order 12847 of May 17, 1993 and Executive Order 13284 of January 23, 2003, to operate and maintain the Milk River Pipeline crossing the U.S.-Canada border. The Murphy Oil Corporation had a Presidential permit to construct, operate and maintain this oil pipeline, but the pipeline was acquired in May, 2001 by PMC Nova Scotia, for itself and on behalf of Plains Marketing Canada, L.P.

PMC Nova Scotia and Plains Marketing Canada are direct subsidiaries of Plains All American Pipeline, L.P., of Texas, U.S.A. The existing pipeline originates in Toole County, Montana, and runs to the international boundary between the U.S. and Canada, then connects to similar facilities in the Province of Alberta, Canada. PMC Nova Scotia has, in written correspondence to the Department of State, committed to abide by the relevant terms and conditions of the permit previously held by Murphy Oil. Further, PMC Nova Scotia indicated in that correspondence that the operation of the pipeline will remain essentially unchanged from that previously permitted. Therefore, in accordance with 22 CFR 161.7(b)(3) and the Department's Procedures for Issuance of a Presidential Permit Where There Has Been a Transfer of the Underlying Facility, Bridge or Border Crossing for Land Transportation (70 FR 30990, May 31, 2005), the Department of State does not intend to conduct an environmental review of the application unless information is brought to its attention that the transfer potentially would have a significant impact on the quality of the human environment.

As required by E.O. 13337, the Department of State is circulating this application to concerned federal agencies for comment.

<sup>12</sup> 15 U.S.C. 78s(b)(2).

<sup>13</sup> 17 CFR 200.30-3(a)(12).

**DATES:** Interested parties are invited to submit, in duplicate, comments relative to this proposal on or before January 18, 2006 to Charles Esser, Office of International Energy and Commodities Policy, Department of State, Washington, DC 20520. The application and related documents that are part of the record to be considered by the Department of State in connection with this application are available for inspection in the Office of International Energy and Commodities Policy during normal business hours.

**FOR FURTHER INFORMATION CONTACT:** Charles Esser, Office of International Energy and Commodity Policy (EB/ESC/IEC/EPC), Department of State, Washington, DC 20520; or by telephone at (202) 647-1291; or by fax at (202) 647-4037.

Dated: December 13, 2005.

**Stephan J. Gallogly,**

*Director, Office of International Energy and Commodity Policy, Department of State.*

[FR Doc. 05-24222 Filed 12-16-05; 8:45 am]

**BILLING CODE 4710-07-M**

## OFFICE OF THE TRADE REPRESENTATIVE

### 2005-2006 Allocations of the Tariff-Rate Quotas for Raw Cane Sugar

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice.

**SUMMARY:** The Office of the United States Trade Representative (USTR) is providing notice of additional country-by-country allocations of the in-quota quantity of the tariff-rate quota for imported raw cane sugar beginning on October 1, 2005 and ending on September 30, 2006.

**EFFECTIVE DATE:** December 19, 2005.

**ADDRESSES:** Inquiries may be mailed or delivered to Sharon Bomer Lauritsen, Deputy Assistant U.S. Trade Representative, Office of Agricultural Affairs, Office of the United States Trade Representative, 600 17th Street, NW., Washington, DC 20508.

**FOR FURTHER INFORMATION CONTACT:** Sharon Bomer Lauritsen, Office of Agricultural Affairs, 202-395-6127.

**SUPPLEMENTARY INFORMATION:** Pursuant to Additional U.S. Note 5 to chapter 17 of the Harmonized Tariff Schedule of the United States (HTS), the United States maintains a tariff-rate quota for imports of raw cane sugar.

Section 404(d)(3) of the Uruguay Round Agreements Act (19 U.S.C. 3601(d)(3)) authorizes the President to allocate the in-quota quantity of a tariff-

rate quota for any agricultural product among supplying countries or customs areas. The President delegated this authority to the United States Trade Representative under Presidential Proclamation 6763 (60 FR 1007).

The in-quota quantity of the tariff-rate quota for raw cane sugar for the period October 1, 2005-September 30, 2006, was increased by the Secretary of Agriculture by 300,000 short tons, raw value (272,155 metric tons). This quantity is being allocated to the following countries:

Country	FY 2006 Additional Allocation (metric tons)
Argentina .....	11,797
Australia .....	22,771
Barbados .....	1,920
Belize .....	3,018
Bolivia .....	2,195
Brazil .....	39,781
Colombia .....	6,584
Costa Rica .....	4,115
Dominican Republic .....	48,286
Ecuador .....	3,018
El Salvador .....	7,133
Fiji .....	2,469
Guatemala .....	13,169
Guyana .....	3,292
Honduras .....	2,744
India .....	2,195
Jamaica .....	3,018
Malawi .....	2,744
Mauritius .....	3,292
Mozambique .....	3,567
Nicaragua .....	5,761
Panama .....	7,956
Peru .....	11,248
Philippines .....	37,037
South Africa .....	6,310
Swaziland .....	4,390
Taiwan .....	3,292
Thailand .....	3,841
Trinidad-Tobago .....	1,920
Zimbabwe .....	3,292

These allocations are based on the countries' historical shipments to the United States. The allocations of the raw cane sugar tariff-rate quota to countries that are net importers of sugar are conditioned on receipt of the appropriate verifications of origin.

Conversion factor: 1 metric ton = 1.10231125 short tons.

**Rob Portman,**

*United States Trade Representative.*

[FR Doc. E5-7479 Filed 12-16-05; 8:45 am]

**BILLING CODE 3190-W5-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Proposed Revisions to Advisory Circular 25-7A, Flight Test Guide for Certification of Transport Category Airplanes

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Notice of proposed advisory circular and request for comments.

**SUMMARY:** This notice requests comments regarding proposed revisions to Advisory Circular (AC) 25-7A, "Flight Test Guide for Certification of Transport Category Airplanes." Advisory Circular 25-7A provides guidance on acceptable means, but not the only means, of demonstrating compliance with the airworthiness standards for transport category airplanes. The proposed revisions would remove the guidance material associated with certification for flight in icing conditions. This material is addressed in NPRM No. 05-10, "Airplane Performance and Handling Qualities In Icing Conditions" and the guidance material proposed in AC 25.21-1, "Performance And Handling Characteristics In The Icing Conditions Specified In Part 25, Appendix C." This notice provides interested persons an opportunity to comment on the proposed revisions to AC 25-7A.

**DATES:** Your comments must be received on or before February 2, 2006.

**ADDRESSES:** You should send your comments to the Federal Aviation Administration, Attention: Don Stimson, Airplane & Flight Crew Interface Branch, ANM-111, Transport Airplane Directorate, Aircraft Certification Service, 1601 Lind Ave., SW., Renton, WA 98055-4056. You may also fax your comments to 425-227-1149, or you may send your comments electronically to: [don.stimson@faa.gov](mailto:don.stimson@faa.gov). You may review all comments received at the above address between 7:30 a.m. and 4 p.m. weekdays, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Don Stimson, Airplane & Flight Crew Interface Branch, ANM-111, at the above address, telephone 425-227-1129, facsimile 425-227-1149, or by e-mail at [don.stimson@faa.gov](mailto:don.stimson@faa.gov).

**SUPPLEMENTARY INFORMATION:**

#### Comments Invited

You are invited to comment on the proposed revisions to AC 25-7A by submitting written comments, data, or views. You must identify the AC title and submit your comments in duplicate