

general, to protect investors and the public interest. The Commission also finds that the proposed rule change is consistent with Section 6(b)(4) of the Act,<sup>12</sup> which requires that the rules of the exchange provide for the equitable allocation of reasonable dues, fees, and other charges among its members and issuers and other persons using its facilities.

NYSE Arca's proposal specifies the listing fees and annual fees applicable to Derivative Securities Products, Closed-End Funds, and Structured Products. Numerical examples on how fees are calculated provide appropriate clarification, where necessary.<sup>13</sup> The Commission notes that the amended Fee Schedule will in some cases reduce and in some cases increase the applicable listing fees and annual fees owed by issuers, depending on various factors including the number of funds listed by the same issuer, the shares outstanding for each fund, and with respect to Closed-End Funds, the applicability of fee discounts, limitations, minimums and caps.

The Commission notes that the revised Annual Fee for Derivative Securities Products would be billed quarterly in arrears, beginning after the first calendar quarter in 2007, effective as of January 1, 2007.<sup>14</sup> The proposed Annual Fee for Closed-End Funds would apply as of January 1, 2007, and, for issuers listed in calendar year 2007, will be pro-rated based on days listed in 2007. The proposed listing fees for Derivative Securities Products would also be effective as of January 1, 2007 while the listing fees for Closed-End Funds will be effective as of the date of this approval order. NYSE Arca represented that the retroactive fees would affect only a few issuers, specifically two issuers of Investment Company Units (Derivative Securities Products)<sup>15</sup> and three Closed-End

Funds, all of which are aware of the proposed listing and annual fees.

The Commission believes the Fee Schedule overall is consistent with the Act. The Commission notes that the proposed annual and listing fees are identical to the fee schedule for Closed-End Funds and Derivative Securities Products of the New York Stock Exchange LLC ("NYSE") as set forth in Sections 902.04 and 902.07 of the NYSE Listed Company Manual. The Commission notes that applying sections of the amended Fee Schedule, effective as of January 1, 2007, will enable the Exchange to apply its Fee Schedule uniformly to all affected issuers listed on the Exchange, including those listed in the first quarter of 2007, who may benefit from cost savings resulting from the revised Fee Schedule.

#### IV. Conclusion

*It is therefore ordered*, pursuant to Section 19(b)(2) of the Act,<sup>16</sup> that the proposed rule change, as amended, (SR-NYSEArca-2007-22) is hereby approved.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>17</sup>

**Florence E. Harmon,**

*Deputy Secretary.*

[FR Doc. E7-12017 Filed 6-20-07; 8:45 am]

BILLING CODE 8010-01-P

## DEPARTMENT OF STATE

### [Public Notice 5839]

#### **Bureau of Economic, Energy, and Business Affairs; List of May 03, 2007, of Participating Countries and Entities (Hereinafter Known as "Participants") Under the Clean Diamond Trade Act of 2003 (Public Law 108-19) and Section 2 of Executive Order 13312 of July 29, 2003**

**AGENCY:** Department of State.

**ACTION:** Notice.

**SUMMARY:** In accordance with Sections 3 and 6 of the Clean Diamond Trade Act of 2003 (Public Law 108-19) and

Company Units of one issuer with two separate trusts was a transfer from another national securities exchange and not subject to a listing fee in accordance with Commentary .04 to the Exchange's Fee Schedule (which will cease to have effect on December 31, 2007). An additional issuer, which listed a series of Investment Company Units on the Exchange on March 28, 2007, would incur \$5,000 under the proposed fee schedule, rather than the current \$20,000 initial listing fee and, thus, benefit from this proposal.

<sup>16</sup> 15 U.S.C. 78s(b)(2).

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

Section 2 of Executive Order 13312 of July 29, 2003, the Department of State is identifying all the Participants eligible for trade in rough diamonds under the Act, and their respective Importing and Exporting Authorities, and revising the previously published list of December 26, 2006 (Volume 71, Number 247, page 77435) to include Liberia.

**FOR FURTHER INFORMATION CONTACT:** Sue Saarnio, Special Advisor for Conflict Diamonds, Bureau of Economic and Business Affairs, Department of State, (202) 647-1713.

**SUPPLEMENTARY INFORMATION:** Section 4 of the Clean Diamond Trade Act (the "Act") requires the President to prohibit the importation into, or the exportation from, the United States of any rough diamond, from whatever source, that has not been controlled through the Kimberley Process Certification Scheme (KPCS). Under Section 3(2) of the Act, "controlled through the Kimberley Process Certification Scheme" means an importation from the territory of a Participant or exportation to the territory of a Participant of rough diamonds that is either (i) carried out in accordance with the KPCS, as set forth in regulations promulgated by the President, or (ii) controlled under a system determined by the President to meet substantially the standards, practices, and procedures of the KPCS. The referenced regulations are contained at 31 CFR part 592 ("Rough Diamonds Control Regulations") (69 FR 56936, September 23, 2004).

Section 6(b) of the Act requires the President to publish in the **Federal Register** a list of all Participants, and all Importing and Exporting Authorities of Participants, and to update the list as necessary. Section 2 of Executive Order 13312 of July 29, 2003 delegates this function to the Secretary of State. Section 3(7) of the Act defines "Participant" as a State, customs territory, or regional economic integration organization identified by the Secretary of State. Section 3(3) of the Act defines "Exporting Authority" as one or more entities designated by a Participant from whose territory a shipment of rough diamonds is being exported as having the authority to validate a Kimberley Process Certificate. Section 3(4) of the Act defines "Importing Authority" as one or more entities designated by a Participant into whose territory a shipment of rough diamonds is imported as having the authority to enforce the laws and regulations of the Participant regarding imports, including the verification of

<sup>12</sup> 15 U.S.C. 78f(b)(4).

<sup>13</sup> For example, the Fee Schedule specifies that treasury stock, restricted stock and shares issued in conjunction with the exercise of an over-allotment option, if applicable, are included in the number of shares a Closed-End Fund is billed for at the time a security is first listed.

<sup>14</sup> Billing for the first calendar quarter of 2007, for example, will be based on the number of shares outstanding for an issue on March 30, 2007. For example, for an issue with 45 million shares outstanding on March 30, 2007, the Annual Fee payable for the quarter would be \$1,000 (\$4,000 Annual Fee divided by 4). If, at the end of the second calendar quarter of 2007, the number of shares outstanding for such issue increased to 55 million, the Annual Fee payable for such quarter would be \$2,000 (\$8,000 Annual Fee divided by 4). For the list of revised annual fees, see Notice, *supra* note 3.

<sup>15</sup> NYSE Arca represented that the retroactive fees would not affect the Derivative Securities Products currently listed on the Exchange. The Investment

the Kimberley Process Certificate accompanying the shipment.

### List of Participants

Pursuant to Section 3 of the Clean Diamond Trade Act (the Act), Section 2 of Executive Order 13312 of July 29, 2003, and Delegation of Authority No. 294 (July 6, 2006), I hereby identify the following entities as of May 03, 2007, as Participants under section 6(b) of the Act. Included in this List are the Importing and Exporting Authorities for Participants, as required by Section 6(b) of the Act. This list revises the previously published list of December 26, 2006 (Volume 71, Number 247 77435).

Angola—Ministry of Geology and Mines.  
 Armenia—Ministry of Trade and Economic Development.  
 Australia—Exporting Authority—Department of Industry, Tourism and Resources; Importing Authority—Australian Customs Service.  
 Bangladesh—Ministry of Commerce.  
 Belarus—Department of Finance.  
 Botswana—Ministry of Minerals, Energy and Water Resources.  
 Brazil—Ministry of Mines and Energy.  
 Bulgaria—Ministry of Finance.  
 Canada—Natural Resources Canada.  
 Central African Republic—Ministry of Energy and Mining.  
 China—General Administration of Quality Supervision, Inspection and Quarantine.  
 Democratic Republic of the Congo—Ministry of Mines  
 Croatia—Ministry of Economy.  
 European Community—DG/External Relations/A.2.  
 Ghana—Precious Minerals and Marketing Company Ltd.  
 Guinea—Ministry of Mines and Geology.  
 Guyana—Geology and Mines Commission.  
 India—The Gem and Jewellery Export Promotion Council.  
 Indonesia—Directorate General of Foreign Trade of the Ministry of Trade.  
 Israel—The Diamond Controller.  
 Ivory Coast—Ministry of Mines and Energy.  
 Japan—Ministry of Economy, Trade and Industry.  
 Republic of Korea—Ministry of Commerce, Industry and Energy.  
 Laos—Ministry of Finance.  
 Lebanon—Ministry of Economy and Trade.  
 Lesotho—Commissioner of Mines and Geology.  
 Liberia—Ministry of Lands, Mines and Energy.  
 Malaysia—Ministry of International Trade and Industry.

Mauritius—Ministry of Commerce.  
 Namibia—Ministry of Mines and Energy.  
 New Zealand—Ministry of Foreign Affairs and Trade.  
 Norway—The Norwegian Goldsmiths' Association.  
 Russia—Gokhran, Ministry of Finance.  
 Sierra Leone—Government Gold and Diamond Office.  
 Singapore—Singapore Customs.  
 South Africa—South African Diamond Board.  
 Sri Lanka—National Gem and Jewellery Authority.  
 Switzerland—State Secretariat for Economic Affairs.  
 Taiwan—Bureau of Foreign Trade.  
 Tanzania—Commissioner for Minerals.  
 Thailand—Ministry of Commerce.  
 Togo—Ministry of Mines and Geology.  
 Ukraine—State Gemological Centre of Ukraine.  
 United Arab Emirates—Dubai Metals and Commodities Center.  
 United States of America—Importing Authority—United States Bureau of Customs and Border Protection; Exporting Authority—Bureau of the Census.  
 Venezuela—Ministry of Energy and Mines.  
 Vietnam—Ministry of Trade.  
 Zimbabwe—Ministry of Mines and Mining Development.  
 This notice shall be published in the **Federal Register**.

**John D. Negroponte,**

*Deputy Secretary of State, Department of State.*

[FR Doc. E7-12034 Filed 6-20-07; 8:45 am]

**BILLING CODE 4710-07-P**

### DEPARTMENT OF STATE

#### [PUBLIC NOTICE 5842]

#### **Culturally Significant Objects Imported for Exhibition; Determinations: "Déjà Vu? Revealing Repetition in French Masterpieces"**

**SUMMARY:** Notice is hereby given of the following determinations: Pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999, Delegation of Authority No. 236 of October 19, 1999, as amended, and Delegation of Authority No. 257 of April 15, 2003 [68 FR 19875],

I hereby determine that the objects to be included in the exhibition "Déjà Vu? Revealing Repetition in French Masterpieces", imported from abroad for temporary exhibition within the United States, are of cultural significance. The objects are imported pursuant to loan agreements with the foreign owners or custodians. I also determine that the exhibition or display of the exhibit objects at the Walters Art Museum, Baltimore, Maryland, from on or about October 7, 2007, until on or about January 1, 2008, and at the Phoenix Art Museum, Phoenix, Arizona, from on or about January 20, 2008, until on or about May 4, 2008, and at possible additional exhibitions or venues yet to be determined, is in the national interest. Public Notice of these Determinations is ordered to be published in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** For further information, including a list of the exhibit objects, contact Wolodymyr Sulzynsky, Attorney-Adviser, Office of the Legal Adviser, U.S. Department of State (telephone: (202) 453-8050). The address is U.S. Department of State, SA-44, 301 4th Street, SW., Room 700, Washington, DC 20547-0001.

Dated: June 14, 2007.

**C. Miller Crouch,**

*Principal Deputy Assistant Secretary for Educational and Cultural Affairs, Department of State.*

[FR Doc. E7-12030 Filed 6-20-07; 8:45 am]

**BILLING CODE 4710-05-P**

### DEPARTMENT OF STATE

#### [Public Notice 5841]

#### **Bureau of Educational and Cultural Affairs (ECA) Request for Grant Proposals: Global Undergraduate Exchange Program**

*Announcement Type:* New Cooperative Agreement.

*Funding Opportunity Number:* ECA/A/E/USS-08-01.

*Catalog of Federal Domestic Assistance Number:* 00.000.

*Key Dates: Application Deadline:* August 16, 2007.

*Executive Summary:* The Office of Academic Exchange Programs of the Bureau of Educational and Cultural Affairs (ECA) announces an open competition for one to three assistance awards to provide administrative services for the FY 2008 Global Undergraduate Exchange Program (Global UGRAD Program). Public and private non-profit organizations meeting the provisions described in IRS regulation 26 CFR 1.501(c)(3) may