subject to the Regulations that has been or will be exported from the United
States, including financing or other support activities related to a
transaction whereby the Denied Person acquires or attempts to acquire such
ownership, possession or control;
C. Take any action to acquire from or
to facilitate the acquisition or attempted
acquisition from the Denied Person of
any item subject to the Regulations that
has been exported from the United
States;
D. Obtain from the Denied Person in
the United States any item subject to the
Regulations with knowledge or reason
to know that the item will be, or is
intended to be, exported from the
United States; or
E. Engage in any transaction to service
any item subject to the Regulations that
has been or will be exported from the
United States that is or which is owned,
possessed or controlled by the Denied
Person, or service any item, of whatever
origin, that is owned, possessed or
controlled by the Denied Person if such
service involves the use of any item
subject to the Regulations that has been
or will be exported from the United
States. For purposes of this paragraph,
servicing means installation,
maintenance, repair, modification or
testing.
III. After notice and opportunity for
comment as provided in Section 766.23
of the Regulations, any other person,
firm, corporation, or business
organization related to Larrison by
affiliation, ownership, control or
position of responsibility in the conduct
of trade or related services may also be
subject to the provisions of this Order if
necessary to prevent evasion of the
Order.
IV. This Order does not prohibit any
export, reexport, or other transaction
subject to the Regulations where the
only items involved that are subject to
the Regulations are the foreign-
produced direct product of U.S.-origin
technology.
V. This Order is effective immediately
and shall remain in effect until June 23,
2016.
VI. In accordance with Part 756 of
the Regulations, Larrison may file an appeal
of this Order with the Under Secretary
of Commerce for Industry and Security.
The appeal must be filed within 45 days
of this Order and must comply with the provisions of Part 756
of the Regulations.
VII. A copy of this Order shall be
delivered to the Larrison. This Order
shall be published in the Federal
Register.
Issued this 14th day of January 2013.

Bernard Kritzer,
Director, Office of Exporter Services.

Background: The ETTAC is mandated
by Public Law 103–392. It was created
to advise the U.S. government on
environmental trade policies and
programs, and to help it to focus its
resources on increasing the exports of
the U.S. environmental industry.

Man Cho,
Energy Team Leader, Office of Energy &
Environmental Industries.

The appeal must be filed within 45 days
of this Order with the Under Secretary
of Commerce for Industry and Security.

DEPARTMENT OF COMMERCE
International Trade Administration

Environmental Technologies Trade
Advisory Committee Public Meeting

AGENCY: International Trade Administration.

ACTION: Notice of Federal Advisory
Committee meeting.

SUMMARY: This notice sets forth the
date and proposed agenda of a
meeting of the Environmental
Technologies Trade Advisory
Committee (ETTAC).

DATES: The meeting is scheduled for
Tuesday, February 25, 2013, at 9:00 a.m.
Eastern Standard Time (EST).

ADDRESS: The meeting will be held in
Room 6021 at the U.S. Department of
Commerce, Herbert Clark Hoover
Building, 1401 Constitution Avenue
NW., Washington, DC 20230.

FOR FURTHER INFORMATION CONTACT: Mr.
M. LeBrun, Office of Energy &
Environmental Industries (OEEI),
International Trade Administration,
Room 4053, 1401 Constitution Avenue
NW., Washington, DC 20230. (Phone:
202–565–535; Fax: 202–565–392; email:
todd.delelle@trade.gov). This
meeting is accessible to people with
disabilities. Requests for
sign language interpretation or other
auxiliary aids should be directed to
OEEI at (202) 482–5225 no less than one
week prior to the meeting.

SUPPLEMENTARY INFORMATION: The
meeting will take place from 9:00 a.m.
to 3:30 p.m. EST. This meeting is open
to the public and will be permitted
for public comment from 2:00–3:30 p.m.
EST. Written comments concerning
ETTAC affairs are welcome any time
before or after the meeting. Minutes will
be available within 30 days of this
meeting.

Topics to be considered: As the first
meeting of the newly reappointed
Committee, the agenda will include an
overview of the roles and
responsibilities of members and
discussion of Committee structure.
The Committee will also review the work
of the previous ETTAC and begin to
outline important issues and policies
that affect environmental trade. The
status of the U.S. Environmental Export
Initiative will also be discussed.

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric
Administration

Endangered and Threatened Species;
Take of Anadromous Fish

AGENCY: National Marine Fisheries
Service (NMFS), National Oceanic and
Atmospheric Administration (NOAA),
Commerce.

ACTION: Notice of availability and
request for comment.

SUMMARY: Notice is hereby given that
NMFS has received a Tribal Resource
Management Plan (TRMP) from the Nez
Perce Tribe (NPT), and an updated
Fishery Management and Evaluation
Plan (FMEP) for fishery management in
the Snake River Basin in Northeast
Oregon. The TRMP is provided
pursuant to the Tribal 4(d) Rule; the
FMEP is provided pursuant to the salmon
and steelhead 4(d) Rule. This
document serves to notify the public of
the availability for comment of the
proposed evaluation of the Secretary of
Commerce (Secretary) as to how the
NPT TRMP addresses the criteria in the
ESA, and of the FMEP. NMFS also
announces the availability of a
supplemental draft Environmental
Assessment (EA) for the pending
determination.

DATES: Comments and other
submissions must be received at the
appropriate address or fax number (see
ADDRESSES) no later than 5 p.m. Pacific
time on February 22, 2013.

ADDRESS: Written responses to the
application should be sent to Enrique
Patiño, National Marine Fisheries
Services, Salmon Management Division,
7600 Sand Point Way NE., Seattle, WA
98115. Comments may also be submitted by email to: NEOregonFisheryPlans.nwr@noaa.gov. Include in the subject line of the email the following identifier: Comments on Northeast Oregon Fishery Plans. Comments may also be sent via facsimile (fax) to (206) 526–6736. Requests for copies of the documents should be directed to the National Marine Fisheries Services, Salmon Management Division, 7600 Sand Point Way NE, Seattle, WA 98115. The documents are also available on the Internet at www.nwr.noaa.gov. Comments received will also be available for public inspection, by appointment, during normal business hours by calling (503) 230–5418.

FOR FURTHER INFORMATION CONTACT: Enrique Patiño at (206) 526–4655 or email: enrique.patiño@noaa.gov.

SUPPLEMENTARY INFORMATION:

Species Covered in This Notice


Background

Previously, NMFS had received fishery management plans for fisheries in tributaries of northeast Oregon. These plans, submitted by the Shoshone-Bannock Tribes, the Confederated Tribes of the Umatilla Indian Reservation, and the Oregon Department of Fish and Wildlife were the subjects of a draft environmental assessment and associated documents provided for public review and comment (76 FR 49735, August 11, 2011). Subsequent to that 30-day comment period, on February 17, 2012, NMFS received an updated TRMP from the NPT, addressing management of NPT fisheries in the Grande Ronde and Imnaha Rivers. NMFS also received an updated FMEP from Oregon describing inclusion of spring/summer Chinook salmon fisheries in the Washington State portion of the Grande Ronde River to be managed by the Washington Department of Fish and Wildlife on April 24, 2012. NMFS received additional comments clarifying aspects of the proposed actions. NMFS prepared a proposed evaluation of and pending determination on the NPT fishery plan, and updated the NMFS EA to incorporate the additional information. The FMEPs and TRMPs propose to manage all spring/summer Chinook salmon fisheries to achieve escapement objectives. The FMEPs and TRMPs utilize a harvest rate with five tiers based on predicted adult abundance to each of the affected populations. The majority of the harvest is anticipated to come from hatchery-origin stocks. The FMEPs and TRMPs also describe a process to guide coordination of fishery design and implementation between the agencies implementing fisheries in the action area.

As required by the ESA 4(d) Rule for Tribal Plans (65 FR 42481, July 10, 2000 [50 CFR 223.209]), the Secretary must determine pursuant to 50 CFR 223.209 and pursuant to the government-to-government processes therein whether the TRMPs for fisheries in Northeast Oregon would appreciably reduce the likelihood of survival and recovery of Snake River spring/summer and Snake River Basin steelhead. The Secretary must take comments on his pending determination as to whether the TRMPs address the criteria in the Tribal 4(d) Rule and in § 223.203(b)(4).

As specified in § 223.203(b)(4) of the ESA 4(d) Rule, NMFS may approve an FMEP if it meets criteria set forth in § 223.203(b)(4)(i)(A) through (I). Prior to final approval of an FMEP, NMFS must publish notification announcing its availability for public review and comment.

NEPA requires Federal agencies to conduct an environmental analysis of their proposed actions to determine if the actions may affect the human environment. NMFS expects to take action on three ESA section 4(d) TRMPs and two ESA section 4(d) FMEPs. Therefore, NMFS is seeking public input on the scope of the required NEPA analysis with the inclusion of the additional proposed activities, including the range of reasonable alternatives and associated impacts of any alternatives.

The final NEPA, TRMP, and FMEP determinations will not be completed until after the end of the 30-day comment period and will fully consider all public comments received during the comment period. NMFS will publish a record of its final action on the TRMPs in the Federal Register.

Authority

Under section 4 of the ESA, NMFS, by delegated authority from the Secretary of Commerce, is required to adopt such regulations as he deems necessary and advisable for the conservation of the species listed as threatened. The ESA salmon and steelhead 4(d) Rule (65 FR 42422, July 10, 2000) specifies categories of activities that contribute to the conservation of listed salmonids and sets out the criteria for such activities. Limit 4 of the updated 4(d) rule (50 CFR 223.203(b)(4)) further provides that the prohibitions of paragraph (a) of the updated 4(d) rule (50 CFR 223.203(a)) do not apply to activities associated with fishery harvest provided that an FMEP has been approved by NMFS to be in accordance with the salmon and steelhead 4(d) rule (65 FR 42422, July 10, 2000, as updated in 70 FR 37160, June 28, 2005). The ESA Tribal 4(d) Rule (65 FR 42481, July 10, 2000) states that the ESA section 9 take prohibitions will not apply to TRMPs that will not appreciably reduce the likelihood of survival and recovery for the listed species.

Dated: January 16, 2013.

Angela Somma,
Chief, Endangered Species Division, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. 2013–01229 Filed 1–22–13; 8:45 am]
BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XC431

Endangered and Threatened Species; Recovery Plan for the North Pacific Right Whale


ACTION: Notice of availability; request for comments.

SUMMARY: The National Marine Fisheries Service (NMFS) announces the availability for public review of the draft Recovery Plan (Plan) for the North Pacific right whale (Eubalaena japonica). NMFS is soliciting review and comment from the public and all interested parties on the Plan, and will consider all substantive comments received during the review period before submitting the Plan for final approval.

DATES: Comments on the draft Plan must be received by close of business on March 11, 2013.

ADDRESSES: You may submit comments, identified by 0648– XC431, by any of the following methods:


Mail: Angela Somma, National Marine Fisheries Service, Office of Protected Resources, Endangered Species

Federal Register / Vol. 78, No. 15 / Wednesday, January 23, 2013 / Notices 4835