

awards made to a joint venture, a joint venture: Must be in writing and must do business under its own name; must be identified as a joint venture in the System for Award Management (SAM); may be in the form of a formal or informal partnership or exist as a separate limited liability company or other separate legal entity; and, if it exists as a formal separate legal entity, may not be populated with individuals intended to perform contracts awarded to the joint venture (*i.e.*, the joint venture may have its own separate employees to perform administrative functions, but may not have its own separate employees to perform contracts awarded to the joint venture). SBA may also determine that the relationship between a prime contractor and its subcontractor is a joint venture, and that affiliation between the two exists, pursuant to paragraph (h)(5) of this section. For purposes of this paragraph (h), contract refers to prime contracts, and any subcontract in which the joint venture is treated as a similarly situated entity as the term is defined in part 125 of this chapter.

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**§ 121.702 [Amended]**

■ 3. Amend § 121.702(b)(1)(i) by adding the words “an Indian tribe, ANC or NHO (or a wholly owned business entity of such tribe, ANC or NHO),” before the words “or any combination of these”.

**PART 124—8(A) BUSINESS DEVELOPMENT/SMALL DISADVANTAGED BUSINESS STATUS DETERMINATIONS**

■ 3. The authority citation for part 124 continues to read as follows:

**Authority:** 15 U.S.C. 634(b)(6), 636(j), 637(a), 637(d), 644 and Pub. L. 99–661, Pub. L. 100–656, sec. 1207, Pub. L. 101–37, Pub. L. 101–574, section 8021, Pub. L. 108–87, and 42 U.S.C. 9815.

■ 4. Amend § 124.110 by revising paragraph (g) to read as follows:

**§ 124.110 Do Native Hawaiian Organizations have any special rules for applying to the 8(a) BD program?**

\* \* \* \* \*

(g) An NHO-owned firm’s eligibility for 8(a) BD participation is separate and distinct from the individual eligibility of the NHO’s members, directors, or managers. The eligibility of an NHO-owned concern is not affected by the former 8(a) BD participation of one or more of the NHO’s individual members.

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**§ 124.112 [Amended]**

■ 5. Amend § 124.112 by adding the word “and” at the end of paragraph (b)(8), removing paragraph (b)(9), and redesignating paragraph (b)(10) as paragraph (b)(9).

■ 6. Amend § 124.513 by revising paragraph (c)(4) to read as follows:

**§ 124.513 Under what circumstances can a joint venture be awarded an 8(a) contract?**

\* \* \* \* \*

(c) \* \* \*

(4) Stating that the 8(a) Participant(s) must receive profits from the joint venture commensurate with the work performed by the 8(a) Participant(s);

\* \* \* \* \*

**PART 126—HUBZONE PROGRAM**

■ 7. The authority citation for part 126 continues to read as follows:

**Authority:** 15 U.S.C. 632(a), 632(j), 632(p), 644; and 657a; Pub. L. 111–240, 24 Stat. 2504.

**§ 126.615 [Amended]**

■ 8. Amend § 126.615 by removing “§ 126.618(d)” and adding in its place “§ 126.618”.

**A. John Shoraka,**

*Associate Administrator for Government Contracting and Business Development.*

[FR Doc. 2016–25080 Filed 10–18–16; 8:45 am]

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**SMALL BUSINESS ADMINISTRATION**

**13 CFR Part 125**

**RIN 3245–AG24**

**Small Business Mentor Protégé Programs; Correction**

**AGENCY:** U.S. Small Business Administration.

**ACTION:** Final rule; correction.

**SUMMARY:** The U.S. Small Business Administration (SBA) published a final rule in the **Federal Register** on July 25, 2016, (81 FR 48557) to, among other things, implement provisions of the National Defense Authorization Act of 2013, which pertain to performance requirements applicable to small business and socioeconomic program set-aside contracts and small business subcontracting. That rule contained an instruction to amend portions of § 125.6 that do not exist. This document removes the amendatory instruction.

**DATES:** Effective October 19, 2016.

**FOR FURTHER INFORMATION CONTACT:** Michael McLaughlin, Office of Policy, Planning & Liaison, U.S. Small Business

Administration, 409 Third Street SW., Washington, DC 20416; 202–205–5353; *michael.mclaughlin@sba.gov*.

**SUPPLEMENTARY INFORMATION:** SBA published a final rule in the **Federal Register** on May 31, 2016 (81 FR 34243).

That rule amended § 125.6. On July 25, 2016, SBA published a separate final rule in the **Federal Register** (81 FR 48557) that purported to amend § 125.6 by removing “§ 125.15” from the introductory text of paragraph (b) and adding in its place “§ 125.18” and by removing “§ 125.15(b)(3)” from paragraph (b)(5) and adding in its place “§ 125.18(b)(3)”. These amendments could not be implemented as instructed because paragraph 125.6 (b) does not contain the text to be removed. These changes inadvertently failed to take into account the amendments made to § 125.6 by the final rule published on May 31, 2016. This correction removes the instruction to amend § 125.6 published on July 25, 2016, in 81 FR 48558.

In the FR Rule Doc. No. 2016–16399 in the issue of July 25, 2016, beginning on page 48557, make the following correction:

■ On page 48585, in the third column, remove amendatory instruction 34 in its entirety and the amendment to § 125.6.

**A. John Shoraka,**

*Associate Administrator for Government Contracting and Business Development.*

[FR Doc. 2016–24832 Filed 10–18–16; 8:45 am]

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**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration**

**14 CFR Chapter I**

**[Docket No. FAA–2016–9288]**

**Hazardous Materials: Emergency Restriction/Prohibition Order**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Emergency restriction/prohibition order.

**SUMMARY:** This document provides Emergency Restriction/Prohibition Order No. FAA–2016–9288, issued October 14, 2016 and effective at 12 p.m. (noon) Eastern Daylight Time (EDT), October 15, 2016 to Samsung Galaxy Note 7 Users and air carriers. The Emergency Order prohibits persons from offering for air transportation or transporting via air any Samsung Galaxy Note 7 device on their person, in carry-on baggage, in checked baggage, or as cargo; requires individuals who