

# Rules and Regulations

Federal Register

Vol. 82, No. 59

Wednesday, March 29, 2017

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## DEPARTMENT OF ENERGY

### 10 CFR Parts 429 and 430

[Docket No. EERE-2006-BT-TP-0029]

RIN 1904-AD71

#### Energy Conservation Program: Test Procedures for Central Air Conditioners and Heat Pumps; Correction

**AGENCY:** Office of Energy Efficiency and Renewable Energy, Department of Energy.

**ACTION:** Final rule; technical correction.

**SUMMARY:** On March 21, 2017, the U.S. Department of Energy (DOE) published in the *Federal Register* a document that temporarily further postponed the effective date of its test procedures for central air conditioners and heat pumps. This document corrects a typographical error in that document.

**DATES:** *Effective:* March 29, 2017.

#### FOR FURTHER INFORMATION CONTACT:

Ms. Ashley Armstrong, U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Building Technologies Office, EE-5B, 1000 Independence Avenue SW., Washington, DC 20585-0121. Telephone: (202) 586-6590. Email: [Ashley.Armstrong@ee.doe.gov](mailto:Ashley.Armstrong@ee.doe.gov).

Ms. Johanna Jochum, U.S. Department of Energy, Office of the General Counsel, GC-33, 1000 Independence Avenue SW., Washington, DC 20585-0121. Telephone: (202) 287-6307. Email: [Johanna.Jochum@hq.doe.gov](mailto:Johanna.Jochum@hq.doe.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

On March 21, 2017, DOE further temporarily postponed the effective date of its final rule amending the test procedures for central air conditioners and heat pumps published in the *Federal Register* on January 5, 2017. 82 FR 14425; see also 82 FR 1426.<sup>1</sup> DOE

<sup>1</sup> DOE had previously temporarily postponed the effective date of this final rule for 60 days from

indicated in the March 21 document that the new effective date of the test procedure would be the same date as the original compliance date, and stated that date as July 3, 2017. However, the January 5 final rule provided that the compliance date with appendix M of the test procedure, as determined by statute, would be 180 days after publication of the final rule in the *Federal Register*, *i.e.*, July 5, 2017. 82 FR 1426 (Jan. 5, 2017). DOE did not intend by the March 21 document to change the original compliance date, nor does it have authority to do so. As such, the statement in the March 21 notice that the compliance date of the final rule was July 3, 2017, was in error. Thus, DOE is issuing this correction to fix the error and clarify that the compliance date with Appendix M of the January 5 final rule has been and remains July 5, 2017, and, therefore, the effective date of the January 5 final rule is also July 5, 2017.

##### II. Need for Correction

As published, the March 21, 2017, notice may potentially result in confusion regarding how to correctly conduct DOE's central air conditioners and heat pumps test procedure. Because this final rule would simply correct errors in the preamble without making any changes to the test procedures, the changes addressed in this document are technical in nature. Accordingly, DOE finds that there is good cause under 5 U.S.C. 553(b)(B) to not issue a separate document to solicit public comment on the changes contained in this document. Issuing a separate document to solicit public comment would be impracticable, unnecessary, and contrary to the public interest.

##### III. Procedural Requirements

DOE has concluded that the determinations made pursuant to the various procedural requirements applicable to the January 5, 2017 test procedure final rule remain unchanged for this final rule technical correction. These determinations are set forth in the January 5, 2017, final rule. 82 FR 1426.

January 20, 2017, *i.e.*, until March 21, 2017, see 82 FR 8985 (Feb. 2, 2017).

Issued in Washington, DC, on March 23, 2017.

**John T. Lucas,**

*Acting General Counsel.*

[FR Doc. 2017-06202 Filed 3-28-17; 8:45 am]

**BILLING CODE 6450-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. FAA-2016-0986; Airspace Docket No. 15-AEA-7]

#### Amendment of Air Traffic Service (ATS) Routes; Eastern United States

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

**ACTION:** Final rule; delay of effective date.

**SUMMARY:** This action changes the effective date of a final rule published in the *Federal Register* on February 27, 2017, amending area navigation (RNAV) routes Q-39 and Q-67 in the eastern United States. The FAA is delaying the effective date to coincide with the expected completion of associated enroute and terminal procedures.

**DATES:** The effective date of the final rule published on February 27, 2017 (82 FR 11804) is delayed from April 27, 2017 to October 12, 2017. The Director of the Federal Register approved this incorporation by reference action under Title 1, Code of Federal Regulations, part 51, subject to the annual revision of FAA Order 7400.11 and publication of conforming amendments.

**FOR FURTHER INFORMATION CONTACT:** Paul Gallant, Airspace Policy Group, Office of Airspace Services, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20591; telephone: (202) 267-8783.

#### SUPPLEMENTARY INFORMATION:

##### Background

The FAA published a final rule amending area navigation (RNAV) routes Q-39 and Q-67 in the eastern United States (82 FR 11804, February 27, 2017), Docket No. FAA-2016-0986. The effective date for that final rule is April 27, 2017. The FAA expects to complete associated enroute and terminal procedures for these routes by for October 12, 2017; therefore the rule

amending Q-39 and Q-67 is delayed to coincide with that date.

Area navigation routes are published in paragraph 2006 of FAA Order 7400.11A dated August 3, 2016, and effective September 15, 2016, which is incorporated by reference in 14 CFR 71.1. The area navigation routes listed in this document will be subsequently published in the Order.

#### Good Cause for No Notice and Comment

Section 553(b)(3)(B) of Title 5, United States Code, (the Administrative Procedure Act) authorizes agencies to dispense with notice and comment procedures for rules when the agency for “good cause” finds that those procedures are “impracticable, unnecessary, or contrary to the public interest.” Under this section, an agency, upon finding good cause, may issue a final rule without seeking comment prior to the rulemaking. The FAA finds that prior notice and public comment to this final rule is unnecessary due to the brief length of the extension of the effective date and the fact that there is no substantive change to the rule.

#### Delay of Effective Date

Accordingly, pursuant to the authority delegated to me, the effective date of the final rule, Airspace Docket 15-AEA-7, as published in the **Federal Register** on February 27, 2017 (82 FR 11804), FR. Doc. 2017-03507, is hereby delayed until October 12, 2017.

**Authority:** 49 U.S.C. 106(f), 106(g); 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., P. 389.

Issued in Washington, DC, on March 22, 2017.

**M. Randy Willis,**

*Acting Manager, Airspace Policy Group.*

[FR Doc. 2017-06117 Filed 3-28-17; 8:45 am]

BILLING CODE 4910-13-P

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## DEPARTMENT OF COMMERCE

### Bureau of Industry and Security

#### 15 CFR Part 744

[Docket No. 170109042-7255-01]

RIN 0694-AH30

#### Removal of Certain Persons From the Entity List; Addition of a Person to the Entity List; and EAR Conforming Change

**AGENCY:** Bureau of Industry and Security, Commerce.

**ACTION:** Final rule.

**SUMMARY:** This rule amends the Export Administration Regulations (EAR) by removing two persons listed under the destination of China from the Entity List. The two removals are the result of a request for removal received by BIS pursuant to the section of the EAR used for requesting removal or modification of an Entity List entry and a review of information provided in the removal request in accordance with the procedure for requesting removal or modification of an Entity List entity. In light of the recent settlement of administrative and criminal enforcement actions against ZTE Corporation and ZTE Kangxun, the End-User Review Committee (ERC) has determined that these two persons being removed have performed their undertakings to the U.S. Government in a timely manner and have otherwise cooperated with the U.S. Government in resolving the matter which led to the two entities’ listing.

This final rule also adds one person to the Entity List. This person who is added to the Entity List has been determined by the U.S. Government to be acting contrary to the national security or foreign policy interests of the United States. This person will be listed on the Entity List under the destination of China.

Lastly, this final rule makes a conforming change to the EAR as a result of the removal of these two persons from the Entity List.

**DATES:** This rule is effective March 29, 2017.

**FOR FURTHER INFORMATION CONTACT:** Chair, End-User Review Committee, Office of the Assistant Secretary, Export Administration, Bureau of Industry and Security, Department of Commerce, Phone: (202) 482-5991, Email: [ERC@bis.doc.gov](mailto:ERC@bis.doc.gov).

#### SUPPLEMENTARY INFORMATION:

##### Background

The Entity List (Supplement No. 4 to part 744) identifies entities and other persons reasonably believed to be involved, or to pose a significant risk of being or becoming involved, in activities contrary to the national security or foreign policy interests of the United States. The EAR imposes additional license requirements on, and limits the availability of most license exceptions for, exports, reexports, and transfers (in-country) to those listed. The “license review policy” for each listed entity or other person is identified in the License Review Policy column on the Entity List and the impact on the availability of license exceptions is described in the **Federal Register** notice

adding entities or other persons to the Entity List. BIS places entities and other persons on the Entity List pursuant to sections of part 744 (Control Policy: End-User and End-Use Based) and part 746 (Embargoes and Other Special Controls) of the EAR.

The End-User Review Committee (ERC), composed of representatives of the Departments of Commerce (Chair), State, Defense, Energy and, where appropriate, the Treasury, makes all decisions regarding additions to, removals from, or other modifications to the Entity List. The ERC makes all decisions to add an entry to the Entity List by majority vote and all decisions to remove or modify an entry by unanimous vote.

#### ERC Entity List Decisions

##### Removals From the Entity List

This rule implements a decision of the ERC to remove the following two entries from the Entity List: Zhongxing Telecommunications Equipment (ZTE) Corporation and ZTE Kangxun Telecommunications Ltd. These two entities were added to the Entity List on March 8, 2016 (see 81 FR 12006).

The U.S. Government recently reached an agreement with ZTE Corporation and ZTE Kangxun for the settlement of administrative charges and entry of a guilty plea in a criminal case against the companies. On March 7, 2017, Secretary of Commerce Wilbur L. Ross, Jr., issued a statement regarding the settlement and guilty plea, which resulted in a very substantial monetary penalty, intrusive independent monitoring, and additional suspended penalties that will be imposed if ZTE fails to meet its obligations or further violates U.S. export controls.

In light of the settlement, the ERC has determined that ZTE Corporation and ZTE Kangxun have performed their undertakings to the U.S. Government in a timely manner and have otherwise cooperated with the U.S. Government in resolving the matter which led to the two entities’ listing. Therefore, the ERC has decided to remove these two entities from the Entity List.

This final rule implements the decision to remove the following two entities located in China from the Entity List:

##### China

(1) *Zhongxing Telecommunications Equipment (ZTE) Corporation*, ZTE Plaza, Keji Road South, Hi-Tech Industrial Park, Nanshan District, Shenzhen, China; and

(2) *ZTE Kangxun Telecommunications Ltd.*, 2/3 Floor,