indirect transfer of chemical weapons. This collection implements the
following export provision of the treaty in the Export Administration
Regulations:
Schedule 1 notification and report: Under Part VI of the CWC Verification
Annex, the United States is required to notify the Organization for the
Prohibition of Chemical Weapons (OPCW), the international organization
created to implement the CWC, at least 30 days before any transfer (export/
import) of Schedule 1 chemicals to another State Party. The United States is
also required to submit annual reports to the OPCW on all transfers of
Schedule 1 Chemicals.
Schedule 3 End-Use Certificates: Under Part VIII of the CWC Verification
Annex, the United States is required to obtain End-Use Certificates for exports
of Schedule 3 chemicals to States not Party to the CWC to ensure the exported
chemicals are only used for the purposes not prohibited under the
Convention.
II. Method of Collection
Electronically or on paper.
III. Data
OMB Control Number: 0694–0117.
Form Number(s): None.
Type of Review: Regular submission, extension of a current information
collection.
Affected Public: Business or other for-profit organizations.
Estimated Number of Respondents: 414.
Estimated Time per Response: 30 minutes.
Estimated Total Annual Burden Hours: 36 hours.
Estimated Total Annual Cost to Public: 0.
Respondent’s Obligation: Mandatory.
Legal Authority: CWC Implementation Act (Pub. L. 105–277, Division I),
Executive Order 13128, DOC’s CWC Implementation
Regulation (15 CFR 710, et seq.)
IV. Request for Comments
We are soliciting public comments to permit the Department/Bureau to: (a)
Evaluate whether the proposed information collection is necessary for the
proper functions of the Department, including whether the information will
have practical utility; (b) Evaluate the accuracy of our estimate of the time and
cost burden for this proposed collection, including the validity of the
methodology and assumptions used; (c) Evaluate ways to enhance the quality,
utility, and clarity of the information to be collected; and (d) Minimize the
reporting burden on those who are to respond, including the use of automated
collection techniques or other forms of information technology.
Comments that you submit in response to this notice are a matter of
public record. We will include or summarize each comment in our request
for OMB to approve this ICR. Before including your address, phone number,
email address, or other personal identifying information in your
comment, you should be aware that your entire comment—including your
personal identifying information—may be made publicly available at any time.
While you may ask us in your comment to withhold your personal identifying
information from public review, we cannot guarantee that we will be able to
do so.
Sheleen Dumas,
Department PRA Clearance Officer, Office of
the Chief Information Officer, Commerce
Department.
[FR Doc. 2021–15487 Filed 7–20–21; 8:45 am]
BILLING CODE 3510–33–P
DEPARTMENT OF COMMERCE
Bureau of Industry and Security
Agency Information Collection Activities; Submission to the Office of
Management and Budget (OMB) for Review and Approval; Comment
Request; Statement by Ultimate Consignee and Purchaser

The Department of Commerce will submit the following information
collection request to the Office of Management and Budget (OMB) for
review and clearance in accordance with the Paperwork Reduction Act of
1995, on or after the date of publication of this notice. We invite the general
public and other Federal agencies to comment on proposed, and continuing
information collections, which helps us assess the impact of our information
collection requirements and minimize the public’s reporting burden. Public
comments were previously requested via the Federal Register on March 23,
2021, during a 60-day comment period. This notice allows for an additional 30
days for public comments.
Agency: Bureau of Industry and Security, Department of Commerce.
Title: Statement by Ultimate Consignee and Purchaser.
OMB Control Number: 0694–0021.
Form Number(s): BIS–711.
Type of Request: Regular submission.
Extension of a current information collection.
Number of Respondents: 414.
Average Hours per Response: 16 minutes.
Burden Hours: 110.
Needs and Uses: Sections 4812(b)(7) and
4814(b)(1)(B) of the Export Control
Reform Act (ECRA), authorizes the
President and the Secretary of
Commerce to issue regulations to
implement the ECRA including those
provisions authorizing the control of
exports of U.S. goods and technology to
all foreign destinations, as necessary for
the purpose of national security, foreign
policy and short supply, and the
provision prohibiting U.S. persons from
participating in certain foreign boycotts.
Export control authority has been
assigned directly to the Secretary of
Commerce by the ECRA and delegated
by the President to the Secretary of
Commerce. This authority is
administered by the Bureau of Industry
and Security through the Export
Administration Regulations (EAR).

The collection is necessary under Part
748.11 of the EAR. This section states
that the Form BIS–711, Statement by
Ultimate Consignee and Purchaser, or a
statement on company letterhead (in
accordance with 748.11(b)(1), unless
one or more of the exemptions set forth
in Section 748.11(a)) exists. The BIS–
711 or letter provides information on
the foreign importer receiving the U.S.
technology and how the technology will
be utilized. The BIS–711 or letter
provides assurances from the importer
that the technology will not be misused,
transferred or re-exported in violation of
the EAR. The form is also required for
certain reexport authorizations specified
in Part 748.12(b) of the EAR.
Affected Public: Business or other for-
profit organizations.
Frequency: On Occasion.
Respondent’s Obligation: Voluntary.
Legal Authority: Part 748.11 of the
Export Administration Regulations.

This information collection request
may be viewed at www.reginfo.gov.
Follow the instructions to view the
Department of Commerce collections
currently under review by OMB.

Written comments and
recommendations for the proposed
information collection should be
submitted within 30 days of the
publication of this notice on the
following website www.reginfo.gov/
public/do/PRAMain. Find this
particular information collection by
selecting “Currently under 30-Day
Review—Open for Public Comments” or
by using the search function and
DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration

[RTID 0648–XB249]

Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to Geophysical Surveys Related to Oil and Gas Activities in the Gulf of Mexico

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

ACTION: Notice of issuance of Letters of Authorization.

SUMMARY: In accordance with the Marine Mammal Protection Act (MMPA), as amended, its implementing regulations, and NMFS’ MMPA Regulations for Taking Marine Mammals Incidental to Geophysical Surveys Related to Oil and Gas Activities in the Gulf of Mexico, notification is hereby given that two Letters of Authorization (LOA) have been issued to Shell Offshore Inc. (Shell) for the take of marine mammals incidental to geophysical survey activity in the Gulf of Mexico.

DATES: The LOAs are effective from October 1, 2021, through March 31, 2022, and from August 15, 2021, through October 1, 2021, and would cover Lease Block AC 857 and portions of the surrounding approximately 60 lease blocks in the Perdido development area (Perdido survey). See Section F of the respective LOA applications for maps of these areas.

For the Stones survey, Shell anticipates using an airgun array consisting of 32 elements, with a total volume of 5,110 cubic inches (in3). For the Perdido survey, Shell anticipates using an airgun array with a total volume of 2,280 in3. Please see Shell’s applications for additional detail.

Consistent with the preamble to the final rule, the survey effort proposed by Shell in its LOA requests was used to develop LOA-specific take estimates based on the acoustic exposure modeling results described in the preamble (86 FR 5322, 5398; January 19, 2021). In order to generate the appropriate take number for authorization, the following information was considered: (1) Survey type; (2) location (by modeling zone ¹); (3) number of days; and (4) season.² The acoustic exposure modeling performed in support of the rule provides 24-hour exposure estimates for each species, specific to each modeled survey type in each zone and season.

Summary descriptions of the modeled survey geometries (i.e., 2D, 3D NAZ, 3D WAZ, Coi) are available in the preamble to the proposed rule (83 FR 29212, 29220; June 22, 2018). 3D NAZ

Background

Sections 101(a)(5)(A) and (D) of the MMPA (16 U.S.C. 1361 et seq.) direct the Secretary of Commerce to allow, upon request, the incidental, but not intentional, taking of small numbers of marine mammals by U.S. citizens who engage in a specified activity (other than commercial fishing) within a specified geographical region if certain findings are made and either regulations are issued or, if the taking is limited to harassment, a notice of a proposed authorization is provided to the public for review.

An authorization for incidental takings shall be granted if NMFS finds that the taking will have a negligible impact on the species or stock(s), will not have an unmitigable adverse impact on the availability of the species or stock(s) for subsistence uses (where relevant), and if the permissible methods of taking and requirements pertaining to the mitigation, monitoring and reporting of such takings are set forth. NMFS has defined “negligible impact” in 50 CFR 216.103 as an impact resulting from the specified activity that cannot be reasonably expected to, and is not reasonably likely to, adversely affect the species or stock through effects on annual rates of recruitment or survival.

Except with respect to certain activities not pertinent here, the MMPA defines “harassment” as: Any act of pursuit, torment, or annoyance which (i) has the potential to injure a marine mammal or marine mammal stock in the wild (Level A harassment); or (ii) has the potential to disturb a marine mammal or marine mammal stock in the wild by causing disruption of behavioral patterns, including, but not limited to, migration, breathing, nursing, breeding, feeding, or sheltering (Level B harassment).

On January 19, 2021, we issued a final rule with regulations to govern the unintentional taking of marine mammals incidental to geophysical survey activities conducted by oil and gas industry operators, and those persons authorized to conduct activities on their behalf (collectively “industry operators”), in Federal waters of the U.S. Gulf of Mexico (GOM) over the course of 5 years (86 FR 5322; January 19, 2021). The rule was based on our findings that the total taking from the specified activities over the 5-year period will have a negligible impact on the affected species or stock(s) of marine mammals and will not have an unmitigable adverse impact on the availability of those species or stocks for subsistence uses. The rule became effective on April 19, 2021.

Our regulations at 50 CFR 217.180 et seq. allow for the issuance of LOAs to industry operators for the incidental take of marine mammals during geophysical survey activities and prescribe the permissible methods of taking and other means of effecting the least practicable adverse impact on marine mammal species or stocks and their habitat (often referred to as mitigation), as well as requirements pertaining to the monitoring and reporting of such taking. Under 50 CFR 217.186(e), issuance of an LOA shall be based on a determination that the level of taking will be consistent with the findings made for the total taking allowable under these regulations and a determination that the amount of take authorized under the LOA is of no more than small numbers.

Summary of Request and Analysis

Shell plans to conduct two separate geophysical surveys, and submitted an LOA request for each survey. The first survey is a 4D (time lapse) survey of Lease Block WR 508 and portions of the surrounding approximately 100 lease blocks in the Stones development area (Stones survey). The second survey would also be a 4D (time lapse) survey, and would cover Lease Block AC 857 and portions of the surrounding approximately 60 lease blocks in the Perdido development area (Perdido survey). See Section F of the respective LOA applications for maps of these areas.

For the Stones survey, Shell anticipates using an airgun array consisting of 32 elements, with a total volume of 5,110 cubic inches (in³). For the Perdido survey, Shell anticipates using an airgun array with a total volume of 2,280 in³. Please see Shell’s applications for additional detail.

Consistent with the preamble to the final rule, the survey effort proposed by Shell in its LOA requests was used to develop LOA-specific take estimates based on the acoustic exposure modeling results described in the preamble (86 FR 5322, 5398; January 19, 2021). In order to generate the appropriate take number for authorization, the following information was considered: (1) Survey type; (2) location (by modeling zone ¹); (3) number of days; and (4) season.² The acoustic exposure modeling performed in support of the rule provides 24-hour exposure estimates for each species, specific to each modeled survey type in each zone and season.

Summary descriptions of the modeled survey geometries (i.e., 2D, 3D NAZ, 3D WAZ, Coi) are available in the preamble to the proposed rule (83 FR 29212, 29220; June 22, 2018). 3D NAZ

¹ For purposes of acoustic exposure modeling, the GOM was divided into seven zones. Zone 1 is not included in the geographic scope of the rule.

² For purposes of acoustic exposure modeling, seasons include Winter (December–March) and Summer (April–November).