

Rules and Regulations

Federal Register

Vol. 88, No. 37

Friday, February 24, 2023

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents.

DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

9 CFR Parts 1, 2, and 3

[Docket No. APHIS–2020–0068]

RIN 0579–AE61

Standards for Birds Not Bred for Use in Research Under the Animal Welfare Act

Correction

In rule document 2023–03357 beginning on page 10654 in the issue of Tuesday, February 21, 2023, make the following correction:

On page 10654, the Docket Number should read as set forth above.

[FR Doc. C1–2023–03357 Filed 2–23–23; 8:45 am]

BILLING CODE 0099–10–D

FEDERAL HOUSING FINANCE AGENCY

12 CFR Part 1253

RIN 2590–AA17

Prior Approval for Enterprise Products

AGENCY: Federal Housing Finance Agency.

ACTION: Final rule; delay of effective date.

SUMMARY: On December 27, 2022, the Federal Housing Finance Agency (FHFA) published in the **Federal Register** a final rule amending its regulations to implement a provision of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992, as amended. The final rule had an effective date of February 27, 2023. FHFA has determined that a delay of the effective date of the final rule by 60 days is appropriate.

DATES: The effective date for the final rule amending 12 CFR part 1253,

published December 27, 2022, at 87 FR 79217, is delayed until April 28, 2023.

FOR FURTHER INFORMATION CONTACT:

Susan Cooper (202) 649–3121, susan.cooper@fhfa.gov, Division of Housing Mission and Goals; or Dinah Knight (202) 748–7801, dinah.knight@fhfa.gov, Office of General Counsel, Federal Housing Finance Agency, 400 Seventh Street SW, Washington, DC 20219. For TTY/TRS users with hearing and speech disabilities, dial 711 and ask to be connected to any of the contact numbers above.

SUPPLEMENTARY INFORMATION: On December 27, 2022, FHFA published in the **Federal Register** the final rule which, in accordance with 12 U.S.C. 4541, establishes a process for the Federal National Mortgage Association (Fannie Mae) and the Federal Home Loan Mortgage Corporation (Freddie Mac) (collectively, the Enterprises) to provide advance notice to the FHFA Director before offering a new activity to the market and to obtain prior approval from the Director before offering a new product to the market. Among other elements of the process, the final rule establishes criteria for FHFA and the Enterprises to identify new activities, requires an Enterprise to submit a notice of new activity to FHFA that contains certain specified information along with a certification from an executive officer before commencing a new activity, and requires FHFA to review the notice of new activity within a strict timeframe.

The final rule was published with an effective date of February 27, 2023. In view of the progress made towards implementation, FHFA has determined that it is appropriate to delay the effective date by 60 days to April 28, 2023. This will allow FHFA and the Enterprises sufficient time to develop the internal infrastructure and processes necessary to comply with the requirements set forth in the final rule. In the interim, FHFA will require the Enterprises to delay commencement of any activities that satisfy the new activity criteria until those activities can be reviewed by FHFA in accordance with the final rule.

Sandra L. Thompson,

Director, Federal Housing Finance Agency.

[FR Doc. 2023–03805 Filed 2–23–23; 8:45 am]

BILLING CODE 8070–01–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. FAA–2022–1478; Project Identifier MCAI–2022–00668–E; Amendment 39–22337; AD 2023–03–12]

RIN 2120–AA64

Airworthiness Directives; Pratt & Whitney Canada Corp. Turbofan Engines

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: The FAA is superseding Airworthiness Directive (AD) 2004–04–09, which applied to certain Pratt & Whitney Canada Corp. (P&WC) JT15D–1, JT15D–1A, and JT15D–1B model turbofan engines. AD 2004–04–09 required a one-time borescope inspection (BSI) of the rear face of certain impellers for evidence of a machined groove or step, and repair or replacement of the impeller if a groove or step is found. Since the FAA issued AD 2004–04–09, the FAA was notified of an uncontained failure of an impeller installed on a P&WC JT15D–1A engine during takeoff and subsequent investigation by the manufacturer that discovered machining marks on the impeller. This AD was prompted by three prior reports of uncontained failure of the impeller, and one additional recent report of an in-service uncontained failure event. This AD requires borescope fluorescent penetrant inspection (FPI) of the rear face of certain impellers for evidence of machining witness lines and, depending on the results of the inspection, replacement of the impeller, as specified in a Transport Canada AD, which is incorporated by reference. The FAA is issuing this AD to address the unsafe condition on these products.

DATES: This AD is effective March 31, 2023.

The Director of the Federal Register approved the incorporation by reference of a certain publication listed in this AD as of March 31, 2023.

ADDRESSES:

AD Docket: You may examine the AD docket at [regulations.gov](https://www.regulations.gov) under Docket No. FAA–2022–1478; or in person at Docket Operations between 9 a.m. and

5 p.m., Monday through Friday, except Federal holidays. The AD docket contains this final rule, the mandatory continuing airworthiness information (MCAI), any comments received, and other information. The address for Docket Operations is U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue SE, Washington, DC 20590.

Material Incorporated by Reference:

- For Transport Canada service information incorporated by reference in this AD, contact Transport Canada, Transport Canada National Aircraft Certification, 159 Cleopatra Drive, Nepean, Ontario K1A 0N5, Canada; phone: (888) 663-3639; email: AD-CN@tc.gc.ca; website: tc.canada.ca/en/aviation.

- You may view this service information at the FAA, Airworthiness Products Section, Operational Safety Branch, 1200 District Avenue, Burlington, MA 01803. For information on the availability of this material at the FAA, call (817) 222-5110. It is also available in the AD docket at [regulations.gov](https://www.regulations.gov) under Docket No. FAA-2022-1478.

FOR FURTHER INFORMATION CONTACT: Barbara Caufield, Aviation Safety Engineer, ECO Branch, FAA, 1200 District Avenue, Burlington, MA 01803; phone: (781) 238-7146; email: barbara.caufield@faa.gov.

SUPPLEMENTARY INFORMATION:

Background

The FAA issued a notice of proposed rulemaking (NPRM) to amend 14 CFR part 39 to supersede AD 2004-04-09, Amendment 39-13490 (69 FR 9520, March 1, 2004) (AD 2004-04-09). AD 2004-04-09 applied to certain P&WC JT15D-1, JT15D-1A, and JT15D-1B model turbofan engines. AD 2004-04-09 required a one-time BSI of the rear face of certain impellers for evidence of a machined groove or step, and repair or replacement of the impeller if a groove

or step is found. The FAA issued AD 2004-04-09 to prevent uncontained failure of the impeller and possible damage to the airplane.

The NPRM published in the **Federal Register** on November 18, 2022 (87 FR 69231). The NPRM was prompted by AD CF-2022-27, dated May 19, 2022 (Transport Canada AD CF-2022-27), issued by Transport Canada, which is the aviation authority for Canada (referred to after this as the MCAI). The MCAI states that there has been one recent in-service event of a JT15D-1A engine uncontained failure during a takeoff roll of the airplane. An investigation by P&WC has determined that a crack originated from machining marks on the back face of the impeller and subsequently propagated until the impeller fractured. There is evidence that the event engine had been previously inspected in accordance with P&WC Service Bulletin (SB) No. JT15D-72-7590, dated May 23, 2003 (mandated by Transport Canada AD CF-2003-17, dated June 23, 2003), but it appears that the machining marks were not detected. P&WC, therefore, published P&WC SB JT15D-72-7655, Original Issue, dated April 14, 2022, to inspect the rear face of the impeller using a new borescope FPI procedure. As a result, Transport Canada issued AD CF-2022-27 to require accomplishment of the borescope FPI at the next hot section inspection until the impeller, part number 3020365, is replaced at the next scheduled engine overhaul.

You may examine the MCAI in the AD docket at [regulations.gov](https://www.regulations.gov) under Docket No. FAA-2022-1478.

In the NPRM, the FAA proposed to require borescope FPI of the rear face of certain impellers for evidence of machining witness lines and, depending on the results of the inspection, replacement of the impeller, as specified in Transport Canada AD CF-2022-27. The FAA is issuing this AD to address the unsafe condition on these products.

Discussion of Final Airworthiness Directive

Comments

The FAA received no comments on the NPRM or on the determination of the cost to the public.

Conclusion

These products have been approved by the aviation authority of another country and are approved for operation in the United States. Pursuant to the FAA's bilateral agreement with this State of Design Authority, it has notified the FAA of the unsafe condition described in the MCAI referenced above. The FAA reviewed the relevant data and determined that air safety requires adopting this AD as proposed. Accordingly, the FAA is issuing this AD to address the unsafe condition on these products. Except for minor editorial changes, this AD is adopted as proposed in the NPRM.

Related Service Information Under 1 CFR Part 51

The FAA reviewed Transport Canada AD CF-2022-27, which specifies instructions for performing a one-time inspection of the rear face of the impeller and replacing the impeller if unacceptable machining witness lines or crack indications are found. Transport Canada AD CF-2022-27 also specifies instructions for replacing the impeller at the next scheduled engine overhaul. This service information is reasonably available because the interested parties have access to it through their normal course of business or by the means identified in

ADDRESSES.

Costs of Compliance

The FAA estimates that this AD affects 100 engines installed on airplanes of U.S. registry.

The FAA estimates the following costs to comply with this AD:

ESTIMATED COSTS

Action	Labor cost	Parts cost	Cost per product	Cost on U.S. operators
Inspect impeller	6 work-hours × \$85 per hour = \$510	\$0	\$510	\$51,000
Replace impeller	30 work-hours × \$85 per hour = \$2,550	75,000	77,550	7,755,000

Authority for This Rulemaking

Title 49 of the United States Code specifies the FAA's authority to issue rules on aviation safety. Subtitle I, section 106, describes the authority of the FAA Administrator. Subtitle VII: Aviation Programs, describes in more

detail the scope of the Agency's authority.

The FAA is issuing this rulemaking under the authority described in Subtitle VII, Part A, Subpart III, Section 44701: General requirements. Under that section, Congress charges the FAA

with promoting safe flight of civil aircraft in air commerce by prescribing regulations for practices, methods, and procedures the Administrator finds necessary for safety in air commerce. This regulation is within the scope of that authority because it addresses an

unsafe condition that is likely to exist or develop on products identified in this rulemaking action.

Regulatory Findings

The FAA has determined that this AD will not have federalism implications under Executive Order 13132. This AD will not have a substantial direct effect on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government.

For the reasons discussed above, I certify that this AD:

- (1) Is not a "significant regulatory action" under Executive Order 12866,
- (2) Will not affect intrastate aviation in Alaska, and
- (3) Will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

The Amendment

Accordingly, under the authority delegated to me by the Administrator, the FAA amends 14 CFR part 39 as follows:

PART 39—AIRWORTHINESS DIRECTIVES

- 1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

- 2. The FAA amends § 39.13 by:
 - a. Removing Airworthiness Directive 2004–04–09, Amendment 39–13490 (69 FR 9520, March 1, 2004); and
 - b. Adding the following new airworthiness directive:

2023–03–12 Pratt & Whitney Canada Corp.:
Amendment 39–22337; Docket No. FAA–2022–1478; Project Identifier MCAI–2022–00668–E.

(a) Effective Date

This airworthiness directive (AD) is effective March 31, 2023.

(b) Affected ADs

This AD replaces AD 2004–04–09, Amendment 39–13490 (69 FR 9520, March 1, 2004).

(c) Applicability

This AD applies to Pratt & Whitney Canada Corp. JT15D–1, JT15D–1A, and JT15D–1B model turbofan engines as identified in Transport Canada AD CF–2022–27, dated May 19, 2022 (Transport Canada AD CF–2022–27).

(d) Subject

Joint Aircraft Service Component (JASC) Code 7230, Turbine Engine Compressor Section.

(e) Unsafe Condition

This AD was prompted by three prior reports of uncontained failure of the impeller, and one additional recent report of an in-service uncontained failure event. The FAA is issuing this AD to prevent uncontained failure of the impeller. The unsafe condition, if not addressed, could result in fracture of the impeller, subsequent uncontained failure of the engine, and damage to the airplane.

(f) Compliance

Comply with this AD within the compliance times specified, unless already done.

(g) Required Actions

Except as specified in paragraph (h) of this AD: Perform all required actions within the compliance times specified in, and in accordance with, Transport Canada AD CF–2022–27.

(h) No Reporting Requirement

Although the service information referenced in Transport Canada AD CF–2022–27 specifies to submit certain information to the manufacturer, this AD does not include that requirement.

(i) Alternative Methods of Compliance (AMOCs)

(1) The Manager, ECO Branch, FAA, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19. In accordance with 14 CFR 39.19, send your request to your principal inspector or local Flight Standards District Office, as appropriate. If sending information directly to the manager of the certification office, send it to the attention of the person identified in paragraph (j) of this AD and email it to: ANE-AD-AMOC@faa.gov.

(2) Before using any approved AMOC, notify your appropriate principal inspector, or lacking a principal inspector, the manager of the local flight standards district office/certificate holding district office.

(j) Additional Information

For more information about this AD, contact Barbara Caufield, Aviation Safety Engineer, ECO Branch, FAA, 1200 District Avenue, Burlington, MA 01803; phone: (781) 238–7146; email: barbara.caufield@faa.gov.

(k) Material Incorporated by Reference

(1) The Director of the Federal Register approved the incorporation by reference of the service information listed in this paragraph under 5 U.S.C. 552(a) and 1 CFR part 51.

(2) You must use this service information as applicable to do the actions required by this AD, unless the AD specifies otherwise.

(i) Transport Canada AD CF–2022–27, dated May 19, 2022.

(ii) [Reserved]

(3) For Transport Canada AD CF–2022–27, contact Transport Canada, Transport Canada National Aircraft Certification, 159 Cleopatra

Drive, Nepean, Ontario K1A 0N5, Canada; phone: 888–663–3639; email: AD-CN@tc.gc.ca; website: tc.canada.ca/en/aviation.

(4) You may view this service information at FAA, Airworthiness Products Section, Operational Safety Branch, 1200 District Avenue, Burlington, MA 01803. For information on the availability of this material at the FAA, call (817) 222–5110.

(5) You may view this service information that is incorporated by reference at the National Archives and Records Administration (NARA). For information on the availability of this material at NARA, email: fr.inspection@nara.gov, or go to: www.archives.gov/federal-register/cfr/ibr-locations.html.

Issued on February 7, 2023.

Christina Underwood,

Acting Director, Compliance & Airworthiness Division, Aircraft Certification Service.

[FR Doc. 2023–03605 Filed 2–23–23; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. FAA–2022–1490; Project Identifier MCAI–2022–01177–R; Amendment 39–22338; AD 2023–03–13]

RIN 2120–AA64

Airworthiness Directives; Airbus Helicopters

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: The FAA is adopting a new airworthiness directive (AD) for all Airbus Helicopters Model AS355E, AS355F, AS355F1, AS355F2, and AS355N helicopters. This AD was prompted by a report of a partially broken tail rotor drive fan support (fan support) and a completely broken fan support. This AD requires repetitively inspecting certain part-numbered fan supports (affected parts), and depending on the results, removing an affected part from service and replacing it with a serviceable part, which constitutes a terminating action for the repetitive inspections. This AD also requires replacing affected parts with serviceable parts unless already accomplished and prohibits installing an affected part on any helicopter, as specified in a European Union Aviation Safety Agency (EASA) AD, which is incorporated by reference. The FAA is issuing this AD to address the unsafe condition on these products.

DATES: This AD is effective March 31, 2023.