

6. In the text of § 600.6275 VOR Federal airway No. 275 (Cincinnati, Ohio, to Detroit, Mich.), delete "Sidney, Ohio," and substitute therefor "Rosewood, Ohio."

7. Section 600.6277 VOR Federal airway No. 277 (Sidney, Ohio, to Keeler, Mich.):

(a) In the caption delete "Sidney, Ohio," and substitute therefor "Rosewood, Ohio,".

(b) In the text delete "Sidney, Ohio," and substitute therefor "Rosewood, Ohio,".

8. Section 600.6435 VOR Federal airway No. 435 (Sidney, Ohio, to Attica, Ohio):

(a) In the caption delete "Sidney, Ohio," and substitute therefor "Rosewood, Ohio,".

(b) In the text delete "Sidney, Ohio," and substitute therefor "Rosewood, Ohio,".

9. In the caption of § 601.6246 VOR Federal airway No. 246 control areas (Sidney, Ohio, to Mansfield, Ohio), delete "Sidney, Ohio," and substitute therefor "Rosewood, Ohio,".

10. In the caption of § 601.6277 VOR Federal airway No. 277 control areas (Sidney, Ohio, to Keeler, Mich.), delete "Sidney, Ohio," and substitute therefor "Rosewood, Ohio,".

11. In the caption of § 601.6435 VOR Federal airway No. 435 control areas (Sidney, Ohio, to Attica, Ohio), delete "Sidney, Ohio," and substitute therefor "Rosewood, Ohio,".

12. In the text of § 601.7001 Domestic VOR reporting points, delete: "Sidney, Ohio, omnirange station," and substitute therefor "Rosewood, Ohio, VOR,".

These amendments shall become effective 0001 e.s.t. March 10, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., January 13, 1960.

D. D. THOMAS,
Director, Bureau of
Air Traffic Management.

[F.R. Doc. 60-520; Filed, Jan 19, 1960; 8:45 a.m.]

used or new: § 13.1880-40 Fur Products Labeling Act.

(Sec. 6, 38 Stat. 722; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Charles Breger, New York, N.Y., Docket 7558, Nov. 25, 1959]

This proceeding was heard by a hearing examiner on the complaint of the Commission charging a New York City furrier with violating the Fur Products Labeling Act by failing to label and invoice fur products with information as required by the Act.

After acceptance of an agreement providing for entry of a consent order, the hearing examiner made his initial decision and order to cease and desist which became on November 25 the decision of the Commission.

The order to cease and desist is as follows:

It is ordered, That Charles Breger, an individual doing business under his own name or any other name and respondent's representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction, manufacture for introduction, or the sale, advertising or offering for sale in commerce, or the transportation or distribution in commerce of fur products or in connection with the sale, manufacture for sale, advertising, offering for sale, transportation or distribution of fur products which have been made in whole or in part of fur which has been shipped and received in commerce, as "commerce", "fur" and "fur product" are defined in the Fur Products Labeling Act do forthwith cease and desist from:

1. Misbranding fur products by: A. Failing to affix labels to fur products showing in words and figures plainly legible all of the information required to be disclosed by each of the subsections of section 4(2) of the Fur Products Labeling Act.

2. Falsely or deceptively invoicing fur products by:

A. Failing to furnish to purchasers of fur products an invoice showing all of the information required to be disclosed by each of the subsections of section 5(b) (1) of the Fur Products Labeling Act.

B. Setting forth on any invoice required information in abbreviated form.

C. Failing to disclose that fur products contain or are composed of "secondhand used furs" when such is the fact.

D. Failing to set forth on each invoice the item number or mark assigned to a fur product.

E. Falsely or deceptively invoicing or otherwise identifying any such product as to the name or names of the animal or animals that produced the fur from which such product was manufactured.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That the respondent herein shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and form

in which he has complied with the order to cease and desist.

Issued: November 25, 1959.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F.R. Doc. 60-530; Filed, Jan. 19, 1960; 8:46 a.m.]

[Docket 7458 c.o.]

PART 13—PROHIBITED TRADE PRACTICES

Madison's, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.155 Prices: 13.155-15 Comparative. Subpart—Invoicing products falsely: § 13.1108 Invoicing products falsely: 13.1108-45 Fur Products Labeling Act. Subpart—Misbranding or mislabeling: § 13.1185 Composition: 13.1185-30 Fur Products Labeling Act; § 13.1212 Formal regulatory and statutory requirements: 13.1212-30 Fur Products Labeling Act. Subpart—Misrepresenting oneself and goods—Prices: § 13.1785 Comparative. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 Composition: 13.1845-30 Fur Products Labeling Act; § 13.1865 Manufacture or preparation: 13.1865-40 Fur Products Labeling Act; § 13.1886 Quality, grade or type: § 13.1900 Source or origin: 13.1900-40 Fur Products Labeling Act: 13.1900-40 (b) Place.

(Sec. 6, 38 Stat. 722; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Madison's, Inc., et al., Columbus, Ohio, Docket 7458, Nov. 25, 1959]

In the Matter of Madison's, Inc., a Corporation, and Jean Madison, James Jacobs, David Madison, Walter Zeidner, and Walter Anstendig, Individually and as Officers of Said Corporation

This proceeding was heard by a hearing examiner on the complaint of the Commission charging Columbus, Ohio, furriers with violating the Fur Products Labeling Act by setting forth on labels on fur products the name of an animal other than that producing the fur; by failing to comply in other respects with labeling and invoicing requirements; and by advertising in newspapers which failed to disclose the names of animals producing certain furs or the country of origin of imported furs or the fact that some products contained artificially colored fur, and which contained comparative prices without giving a designated time of the compared price.

After acceptance of an agreement for a consent order, the hearing examiner made his initial decision and order to cease and desist which became on November 25 the decision of the Commission.

The order to cease and desist is as follows:

It is ordered, That the respondents, Madison's, Inc., a corporation, and its

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 7558 c.o.]

PART 13—PROHIBITED TRADE PRACTICES

Charles Breger

Subpart—Invoicing products falsely: § 13.1108 Invoicing products falsely: § 13.1108-45 Fur Products Labeling Act. Subpart—Misbranding or mislabeling: § 13.1185 Composition: § 13.1185-30 Fur Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements: § 13.1852-35 Fur Products Labeling Act; § 13.1880 Old, used, or reclaimed as un-

officers, and James Jacobs, David Madison, and Walter Zeidner, individually and as officers of said corporation, and Jean Madison and Walter Anstendig, as officers of said corporation, and respondents' representatives, agents or employees, directly or through any corporate or other device, in connection with the introduction into commerce, or the sale, advertisement, offering for sale, transportation or distribution, in commerce, of fur products, or in connection with the sale, advertising, offering for sale, transportation or distribution of fur products which are made in whole or in part of fur which has been shipped and received in commerce, as "commerce", "fur", and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

1. Misbranding fur products by:

A. Failing to affix labels to fur products showing:

(1) In words and figures plainly legible all of the information required to be disclosed by each of the sub-sections of section 4(2) of the Fur Products Labeling Act.

(2) The item number or mark assigned to a fur product.

B. Setting forth on labels attached to fur products the name or names of any animal or animals other than the name or names of any animal or animals that produced the fur, in violation of section 4(3) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder.

C. Failing to set forth the term "Persian Lamb" in the manner required.

D. Setting forth on labels affixed to fur products:

(1) Information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations thereunder, mingled with non-required information;

(2) Information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in handwriting.

E. Failing to set forth information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in the required sequence.

2. Falsely or deceptively invoicing fur products by:

A. Failing to furnish to purchasers of fur products an invoice showing:

(1) All of the information required to be disclosed by each of the sub-sections of section 5(b)(1) of the Fur Products Labeling Act.

(2) The item number or mark assigned to a fur product.

3. Falsely or deceptively advertising fur products through the use of any advertisement, representation, public announcement, or notice which is intended to aid, promote or assist, directly or indirectly, in the sale, or offering for sale, of fur products, and which:

A. Fails to disclose:

(1) The name or names of the animal or animals that produced the fur contained in the fur product, as set forth in the Fur Products Name Guide, and as

prescribed under the rules and regulations;

(2) That the fur product contains or is composed of bleached, dyed or otherwise artificially colored fur, when such is the fact;

(3) The name of the country of origin of any imported furs contained in a fur product.

B. Sets forth the name or names of any animal or animals other than the name or names specified in section 5(a)(1) of the Fur Products Labeling Act.

C. Makes use of comparative prices or percentage savings claims unless such compared prices or claims are based upon the current market value of the fur product or upon a bona fide compared price at a designated time.

It is further ordered, That the complaint be, and hereby is, dismissed as to Jean Madison and Walter Anstendig individually, but not as officers of said corporate respondent.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That respondents Madison's, Inc., a corporation, and its officers, and James Jacobs, David Madison, and Walter Zeidner, individually and as officers of said corporation, and Jean Madison and Walter Anstendig, as officers of said corporation, shall within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: November 25, 1959.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F.R. Doc. 60-531; Filed, Jan. 19, 1960;
8:46 a.m.]

[Docket 6616 c.o.]

PART 13—PROHIBITED TRADE PRACTICES

Radio Television Training Association, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.15 Business status, advantages, or connections: 13.15-125 Individual or private business being: 13.15-125(a) Association; 13.15-200 Non-profit character. Subpart—Misrepresenting oneself and goods—Business status, advantages, or connections: § 13.1460 Individual or private business as professional person, association or guild; § 13.1495 Non-profit character. Subpart—Using misleading name—Vendor: § 13.2395 Individual or private business being association or guild; § 13.2430 Non-profit character.

(Sec. 6, 38 Stat. 722; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Radio Television Training Association, Inc. (New York, N.Y.), et al., Docket 6616, November 24, 1959]

In the Matter of Radio Television Training Association, Inc., a Corporation, National Home Study School, a Corporation, and Leonard C. Lane, Harvey C. Kaplan and Frank Brown, Individually and as Officers of Radio Television Training Association, Inc., and National Home Study School

This proceeding was heard by a hearing examiner on the complaint of the Commission charging a New York City corporation organized to sell at a profit, correspondence courses in the practice and theory of radio and television, with misrepresenting its business as an association with members united in a common effort and for the particular purpose of advancing the science of television and radio training.

After acceptance of an agreement containing a consent order to cease and desist representing that its business was an association, the hearing examiner made his initial decision and order to cease and desist which became on November 24 the decision of the Commission. Further charges of the complaint remain to be disposed of. The complaint was dismissed June 30, 1959, as to the following parties: National Home Study School, an affiliate of RTTA at the same address; Leonard C. Lane and Harvey C. Kaplan as officials of National Home; and Frank Brown individually.

The order to cease and desist is as follows:

It is ordered, That respondents Radio Television Training Association, Inc., a corporation, and its officers, and Leonard C. Lane and Harvey C. Kaplan, individually and as officers of said corporation, and respondents' agents, representatives, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, or distribution of courses of instruction in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the word "association" or any abbreviation or contraction thereof, as a part of the trade or corporate name under which the respondents conduct their business; or representing in any other manner or by any other means, directly or indirectly, that respondents' business is an association of any nature.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That respondents Radio Television Training Association, Inc., a corporation, and Leonard C. Lane and Harvey C. Kaplan, individually and as officers of said corporation, shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: November 24, 1959.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F.R. Doc. 60-532; Filed, Jan. 19, 1960;
8:46 a.m.]

Title 29—LABOR

Chapter IV—Bureau of Labor-Management Reports, Department of Labor

PART 403—LABOR ORGANIZATION ANNUAL FINANCIAL REPORTS

On December 16, 1959, notice was published in the FEDERAL REGISTER (24 F.R. 10159) that the Secretary of Labor proposed to amend Chapter IV, 29 Code of Federal Regulations, by adding thereto a new Part 403 promulgating regulations prescribing the form and publication of financial reports required to be filed annually by every labor organization subject to section 201(b) of the Labor-Management Reporting and Disclosure Act of 1959 (Public Law 86-257; 73 Stat. 519), and by every labor organization subject to section 301(a) thereof, on behalf of a subordinate labor organization over which it has assumed and continues trusteeship.

The notice provided a period of 15 days within which interested persons might submit data, views or arguments pertaining to the proposed regulations. The time for filing such data and comments expired December 31, 1959.

Comments have been received from several interested persons. After consideration of all relevant matter presented, I conclude that with the following amendments, the regulations as proposed should be adopted: (1) Editorial and clarifying modifications of text in Form LM-2¹ and Form LM-3¹, and in the instructions accompanying and constituting a part of each such Form; (2) interpolation in § 403.5(a) after the words "within 30 days of the effective date thereof," of the words "or of the effective date of this section, whichever is later,"; (3) Interpolation in § 403.5(b) after the words "shall file within 30 days after the termination of such trusteeship" of the words "or of the effective date of this section, whichever is later," and, (4) it appears from comments received from interested persons that full financial records showing a breakdown of individual expenses of officers and employees engaged on official business of labor organizations are not practicably available for past periods, except with respect to expenses reimbursed by payments made to the individuals involved, but that such expenses of these individuals paid or reimbursed by labor organizations through prepayment or through the use of credit cards or other credit arrangements have been broken down and recorded as organizational expenses. Accordingly, appropriate modification of the instructions for the preparation of financial reports on the prescribed form for fiscal years beginning prior to January 1, 1960, appears necessary and therefore is herein-after provided to permit, in such situations, such expenses as have been paid or reimbursed by labor organizations through prepayment, use of credit cards, or other credit arrangements to be reported as organizational expenses for any such fiscal year.

The regulations herein promulgated are authorized by section 208 of the Labor-Management Reporting and Disclosure Act of 1959 (Public Law 86-257; 73 Stat. 519) and have for their basis and purpose implementation of section 201(b) thereof, which provides that every labor organization shall file annually with the Secretary of Labor a financial report, signed by its President and Treasurer or corresponding principal officers, containing information in the detail necessary to disclose accurately its financial condition and operations for its preceding fiscal year. They also implement section 301(a) of the Act, which provides that a labor organization which has assumed trusteeship over a subordinate labor organization shall file on behalf of such labor organization, during the continuance thereof, the annual financial report required by section 201(b) of the Act. Finally, the regulations implement section 208 of the Act which, besides authorizing the Secretary to issue rules and regulations prescribing the form and publication of such financial report, requires him to prescribe a simplified report for labor organizations for whom he finds that by virtue of their size a detailed report under section 201(b) of the Act would be unduly burdensome.

Therefore, pursuant to section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U.S.C. 1003) and under authority of sections 201(b), 208 and 301(a) of the Labor-Management Reporting and Disclosure Act of 1959 (Public Law 86-257; 73 Stat. 519) and R.S. 161 (5 U.S.C. 22), Subchapter A, Chapter IV, 29 Code of Federal Regulations, is hereby amended by adding thereto a new Part 403 to read as follows:

- Sec.
- 403.1 Fiscal year for reports required by this part.
 - 403.2 Annual financial report.
 - 403.3 Form of annual financial report—detailed report.
 - 403.4 Form of annual financial report—simplified report on short form.
 - 403.5 Terminal financial reports.
 - 403.6 Personal responsibility of signatories of reports.
 - 403.7 Maintenance and retention of records.
 - 403.8 Dissemination and verification of reports.
 - 403.9 Attorney-client communications exempted.
 - 403.10 Publication of reports required by this part.

AUTHORITY: §§ 403.1 to 403.10 issued under secs. 201(b), 301(a), 208, 73 Stat. 519, and R.S. 161, 5 U.S.C. 22.

§ 403.1 Fiscal year for reports required by this part.

(a) As used in this part, unless otherwise defined, the term "fiscal year" means the calendar year or other period of 12 consecutive calendar months, on the basis of which financial accounts are kept by a labor organization reporting under this part. Where a labor organization designates a new fiscal year period prior to the expiration of a previously established fiscal year period, the resultant period of less than 12 consecutive calendar months, and thereafter the newly established fiscal year, shall in that order each constitute a fiscal year

for purposes of the report required to be filed by section 201(b) of the Act, and of the regulations in this part.

(b) A labor organization which is subject to section 201(b) of the Act for only a portion of its fiscal year because the date of enactment of the Act (September 14, 1959) occurred during such fiscal year or because the labor organization otherwise first becomes subject to the Act during such fiscal year, may consider such portion as the entire fiscal year in making its report under this part.

§ 403.2 Annual financial report.

(a) Every labor organization shall, as prescribed by the regulations in this part, file with the Commissioner, Bureau of Labor-Management Reports, United States Department of Labor, Washington 25, D.C., within 90 days after the end of each of its fiscal years, a financial report signed by its President and Treasurer, or corresponding principal officers, together with a true copy thereof.

(b) Every labor organization shall include in its annual financial report filed as provided in paragraph (a) of this section, in such detail as may be necessary accurately to disclose its financial condition and operations for its preceding fiscal year and in such categories as prescribed by the Secretary under the provisions of this part, the information required by section 201(b) of the Act and found by the Secretary under section 208 thereof to be necessary in such report.

(c) If, on the date for filing the annual financial report of a labor organization required under section 201(b) of the Act and this section, such labor organization is in trusteeship, the labor organization which has assumed trusteeship over such labor organization shall file such report as provided in § 408.3 of this chapter.

§ 403.3 Form of annual financial report—detailed report.

(a) Every labor organization shall, except as expressly provided otherwise in this part, file an annual financial report as required by § 403.2, prepared on the following United States Department of Labor Form LM-2¹, entitled "Labor Organization Financial Report"; in the detail required by the following instructions accompanying such form and constituting a part thereof.

(b) The form prescribed by paragraph (a) of this section is not required for the initial financial report of any labor organization subject to Part 415 of this chapter if such organization files such report as prescribed in § 415.1 thereof, but any such labor organization may, at its option, file such initial report on the form prescribed by paragraph (a) of this section, in accordance with the requirements of this part.

§ 403.4 Form of annual financial report—simplified report on short form.

(a) If a labor organization, not in trusteeship, has gross annual receipts totaling less than \$20,000 for its reporting fiscal year and, because of its size, is unable to submit a detailed annual

¹ Filed as part of original document.

financial report without adding substantially to operating expenses or to the burdens of officers holding other regular jobs, a detailed report would be unduly burdensome for such organization by virtue of its size. Accordingly, subject to revocation of the privilege as provided in section 208 of the Act, any such labor organization may at its option, in lieu of complying with § 403.3(a), file an annual financial report as required by § 403.2, prepared as a simplified report on the following United States Department of Labor Form LM-3,¹ entitled "Short Form Labor Organization Financial Report", in accordance with the following instructions accompanying such form and constituting a part thereof.

(b) Any labor organization subject to Part 415 of this chapter may, if it meets the requirements of paragraph (a) of this section, file its initial financial report as provided in such paragraph (a) and in accordance with the requirements of this part, in lieu of the report as prescribed in § 415.1 of this chapter.

§ 403.5 Terminal financial reports.

(a) Any labor organization required to file a report under the provisions of this part, which during its fiscal year loses its identity as a reporting labor organization through merger, consolidation, or otherwise, shall, within 30 days of the effective date thereof, or of the effective date of this section, whichever is later, file a terminal financial report, and one copy, with the Commissioner of the Bureau, at the place aforesaid, on Form LM-2 or Form LM-3, as may be appropriate, signed by the President and Treasurer or corresponding principal officers of the labor organization immediately prior to the time of its loss of reporting identity.

(b) Every labor organization which has assumed trusteeship over a subordinate labor organization shall file within 30 days after the termination of such trusteeship, or of the effective date of this section, whichever is later, on behalf of the subordinate labor organization, a terminal financial report, and one copy, with the Commissioner of the Bureau at the place aforesaid, on Form LM-2 and in conformance with the requirements of § 403.2(c).

(c) For purposes of the reports required by paragraphs (a) and (b) of this section, the period covered thereby shall be the portion of the labor organization's fiscal year ending on the effective date of its loss of reporting identity, or the portion of the subordinate labor organization's fiscal year ending on the effective date of the termination of trusteeship over such subordinate labor organization, as the case may be.

§ 403.6 Personal responsibility of signatories of reports.

Each individual required to sign a report under section 201(b) of the Act and under this part shall be personally responsible for the filing of such report and for any statement contained therein which he knows to be false.

§ 403.7 Maintenance and retention of records.

Every person required to file any report under this part shall maintain records on the matters required to be reported which will provide in sufficient detail the necessary basic information and data from which the documents filed with the Bureau may be verified, explained or clarified, and checked for accuracy and completeness, and shall include vouchers, worksheets, receipts, and applicable resolutions, and shall keep such records available for examination for a period of not less than five years after the filing of the documents based on the information which they contain.

§ 403.8 Dissemination and verification of reports.

Every labor organization required to submit a report under section 201(b) of the Act and under this part shall make available to all its members the information required to be contained in such reports, and every such labor organization and its officers shall be under a duty to permit such member for just cause to examine any books, records, and accounts necessary to verify such report.

§ 403.9 Attorney-client communications exempted.

Nothing contained in this part shall be construed to require an attorney who is a member in good standing of the bar of any State, to include in any report required to be filed pursuant to the provisions of section 201(b) of the Act, and of this part, any information which was lawfully communicated to such attorney by any of his clients in the course of a legitimate attorney-client relationship.

§ 403.10 Publication of reports required by this part.

Inspection and examination of any report or other document filed as required by section 201(b) of the Act and by the provisions of this part, and the furnishing by the Bureau of copies thereof to any person requesting them, shall be governed by the provisions of Part 407 of this chapter.

This amendment shall become effective February 19, 1960.

Signed at Washington, D.C., this 14th day of January 1960.

JAMES P. MITCHELL,
Secretary of Labor.

[F.R. Doc. 60-609; Filed, Jan. 19, 1960;
8:52 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

[Ex Parte No. 217]

PART 43—DISCONTINUANCE OR CHANGE OF OPERATION OR SERVICE

Trains or Ferries

At a general session of the Interstate Commerce Commission, held at its office

at Washington, D.C., on the 12th day of November A.D. 1959.

It appearing, that the Commission in Ex Parte No. 217 issued a notice of proposed rule making dated June 16, 1959, proposing to amend rules and regulations governing notices and petitions filed with respect to the proposed discontinuance or change of the operation or service of any train or ferry pursuant to the provisions of section 13a of the Interstate Commerce Act, as amended, by carriers subject to part I of said act;

It further appearing, that a copy of the notice of proposed rule making was given to the general public by depositing a copy in the office of the Secretary of the Commission and by filing a copy with the Director of Federal Register Division, Washington, D.C.; and

It further appearing, that interested persons were offered the opportunity to file with the Commission on or before August 3, 1959, written statements of facts, opinions, arguments, or suggested amendments concerning the rules proposed and of any of the existing rules and that no representations have been received;

It is ordered, That the sections hereinafter indicated are hereby amended to read as follows:

§ 43.3 Form and style of notice.

The notice shall be reproduced by printing, multigraphing, or mimeographing (or by any other process provided the copies are clearly legible) on paper not less than 8½ by 11 inches, with the words, "Notice of proposed change (or discontinuance, if appropriate) of service" printed in large bold-face type near the top. If printed, nothing less than 12-point type shall be used in the remainder of the notice.

§ 43.4 Contents of notice.

A separate notice shall be given for each discontinuance or change of service. A single notice may include more than one train or ferry except that unrelated trains or ferries shall not be made the subject of a single notice. Each notice shall set forth the following information:

(d) Advice to the public that persons desiring to object to the proposed discontinuance or change should notify the Interstate Commerce Commission, at Washington, D.C., of such objection and the reasons therefor at least 15 days before the effective date of the proposed discontinuance or change.

§ 43.5 [Amendment]

1. Amend paragraphs (f), (g), and (h) to read as follows:

(f) Description of other common carrier service, including service of the subject carrier, of the same kind (passenger or freight) rendered by the trains or ferries involved, between and at the points described in the notice and other common carrier service available in the immediate territory.

(g) A statement of the traffic transported on trains or ferries involved for

each of the last 2 calendar years and for the part of the current year for which such information is available. If information for such periods is not submitted, explanation must be given as to why such information was not submitted. When a notice involves more than one train or ferry, the traffic of each should be segregated to the extent practicable. If the proposed discontinuance or change involves less than all of the stations served by a train or ferry, to the extent such information is available segregation should be made of the traffic transported to and from each station which will be affected.

(h) Financial results of operating the trains or ferries involved during the period or periods embraced in the statement submitted pursuant to paragraph (g) of this section, segregated in the same manner and to the same extent as required by that paragraph.

2. Add a new paragraph (i) to read as follows:

(i) A copy of the carrier's general balance sheet statement as of the latest date available; and of its income statements for each of the last two calendar years and for that portion of the current year for which such information is available.

3. Change existing paragraph (i) to (j) reading as follows:

(j) A certificate that a copy of the notice and of the "Statement in Relation to Proposed Discontinuance or Change of Train or Ferry Service" has been mailed to the Governor and railroad regulatory body of each State in which the subject train or ferry is operated and that such notice has been posted in a conspicuous place in each station, depot, or other facility involved, including each ferry and each passenger car on trains affected, which certificate shall include information of the date or dates on which the notice and statement were mailed and the date or dates on which the notice was posted as aforesaid and that a copy of the notice and statement were served upon the Assistant Postmaster General, Bureau of Transportation, Washington 25, D.C., and the Railway Labor Executives' Association, Washington 1, D.C.

4. Reletter existing paragraph (j) to (k).

§ 43.8 Filing; copies.

As applicable, 8 copies of the notice and an original and 7 copies of the accompanying statement, or an original and 7 copies of the petition shall be

filed with the Secretary of the Commission, Washington, D.C. Each copy of the statement or petition shall bear the dates and signatures that appear in the original and shall be complete in itself; but the signatures in the copies may be stamped or typed.

It is further ordered, That this order shall become effective on February 8, 1960, and shall continue in effect until further order of this Commission; and

It is further ordered, That except as hereby amended the order of the Commission of August 14, 1958 (49 CFR Part 43), shall remain in full force and effect and that notice of this amendment will be given to the general public by posting copies in the office of the Secretary of the Interstate Commerce Commission, Washington, D.C., and by filing with the Director of the Federal Register, Washington, D.C.

NOTE: The reporting requirements contained herein have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942. Budget Bureau No. 60-R342.1.

By the Commission.

[SEAL]

HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 60-544; Filed, Jan. 19, 1960; 8:48 a.m.]

PROPOSED RULE MAKING

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Public Health Service

[42 CFR Part 55]

GRANTS FOR WATER POLLUTION CONTROL

Construction of Treatment Works

Notice is hereby given that the Surgeon General of the Public Health Service, with the approval of the Secretary of Health, Education, and Welfare, proposes to revise § 55.25(a)(2) of 42 CFR Part 55, Subpart B, which relates to limitations on grants for projects for

treatment works or parts thereof. Interested persons may submit written data, views or arguments (in duplicate) in regard to the proposed amendment to the Surgeon General, Public Health Service, Washington 25, D.C. All relevant material received not later than 30 days after the publication of this notice will be considered.

Section 55.25(a)(2) would be amended to read as follows:

(2) To be eligible for a grant, a project must result in an operable treatment works, or part thereof, which treats or stabilizes sewage or industrial wastes of a liquid nature in order to abate, control or prevent water pollution. In addition, where a project or a portion thereof provides for the treatment or stabilization of

sewage or industrial wastes of a liquid nature, such treatment or stabilization shall consist of at least primary treatment, or its equivalent, resulting in the substantially complete removal of settleable solids.

(Sec. 10, 70 Stat. 506; 33 U.S.C. 466i. Interprets or applies sec. 6, 70 Stat. 502; 33 U.S.C. 466e)

Dated: December 30, 1959.

[SEAL]

L. E. BURNEY,
Surgeon General.

Approved: January 14, 1960.

BERTHA ADKINS,
Acting Secretary.

[F.R. Doc. 60-535; Filed, Jan. 19, 1960; 8:47 a.m.]

NOTICES

DEPARTMENT OF THE TREASURY

Foreign Assets Control

FIRECRACKERS

Available Certification by the Government of Viet-Nam

Certificates of origin issued by the Ministry of National Economy of the Government of Viet-Nam under procedures agreed upon between that Govern-

ment and the Foreign Assets Control are now available with respect to the importation into the United States directly, or on a through bill of lading, from Viet-Nam of the following commodity:

Firecrackers.

[SEAL]

ELTING ARNOLD,
Acting Director,
Foreign Assets Control.

[F.R. Doc. 60-553; Filed, Jan. 19, 1960; 8:49 a.m.]

DEPARTMENT OF DEFENSE

Department of the Army

WILLIAM J. RUSHTON

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955,