cared policy of the Act for the months of July and August 1963:

(1) In § 1133.12(c)(1) the phrase "during the months of December through June."

(2) In § 1133.15(c)(1) the phrase "during any of the months of December through June."

(b) Notice of proposed rule making, public procedure thereon, and 30 days notice of effective date hereof are impractical, unnecessary, and contrary to the public interest in that:

(1) This suspension order does not require of persons affected substantial or extensive preparation prior to the effective date.

(2) This suspension order is necessary to reflect current marketing conditions and to maintain orderly marketing conditions in the marketing area.

(3) This suspension will permit handlers, including cooperative associations, to divert producer milk to nonpool plants during July and August. The order presently provides for diversion only during the months of December through June. However, a pool distributing plant ceases operations June 25. As a result the producers who have been regularly supplying this plant have no immediately available pool outlet for their milk. This action will enable these producers to continue to have their milk pooled without undue expense during the temporary period required for re-alignment of the market supply so that their milk may be regularly received at pool plants.

(4) This suspension action is based on the request of producer associations representing more than 75 percent of the producers supplying the market.

Therefore, good cause exists for making this order effective July 1, 1963.

It is therefore ordered, That the aforesaid provisions of the order are hereby suspended for the period July 1, 1963, through August 31, 1963.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Effective date: July 1, 1963.

Signed at Washington, D.C., on June 21, 1963.

JOHN P. DUNCAN, Jr.,
Assistant Secretary.

[F.R. Doc. 63–6755; Filed, June 25, 1963; 8:49 a.m.]

Chapter XIV—Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[Amdt. 2]

PART 1468—MOHAIR

Subpart—Payment Program for Mohair

PAYMENT RATE FOR 1962 MARKETING YEAR

The regulations issued by Commodity Credit Corporation containing the requirements with respect to the Payment Program for Mohair, as amended (27 F.R. 7417; 28 F.R. 579, 1033), are hereby further amended by inserting the letter "(a)" immediately after the heading of § 1468.205 and adding the following new paragraph (b) at the end of that section:

(b) The national average price received by producers for mohair marketed during the 1962 marketing year was 71.4 cents a pound, grease basis, which was 2.6 cents a pound below the support price of 74 cents. Therefore, the rate of payment for the 1962 marketing year is 3.6 percent.

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interprets or applies sec. 5, 62 Stat. 1072, secs. 702–709, 68 Stat. 910–912, secs. 401–403, 72 Stat. 994–995, sec. 151, 75 Stat. 306; 15 U.S.C. 714c, 7 U.S.C. 1781–1787, 1446)

Effective date: Date of signature.

Signed at Washington, D.C., on June 21, 1963.

RAY FITZGERALD,
Acting Executive Vice President, Commodity Credit Corporation.

[F.R. Doc. 63–6756; Filed, June 25, 1963; 8:49 a.m.]

[Amdt. 3]

PART 1472—WOOL

Subpart—Payment Program for Shorn Wool and Unshorn Lambs (Pulled Wool)

PAYMENT RATES FOR 1962 MARKETING YEAR

The regulations issued by Commodity Credit Corporation containing the requirements with respect to the Payment Program for Shorn Wool and Unshorn Lambs (Pulled Wool), as amended (27 F.R. 933, 9714; 28 F.R. 579, 1034), are further amended as follows:

1. In § 1472.1105 the letter "(a)" is inserted immediately after the heading of that section and at the end of the section the following new paragraph (b) is added:

(b) The national average price received by producers for shorn wool marketed during the 1962 marketing year was 47.7 cents a pound, grease basis, which was 14.3 cents a pound below the incentive price of 62 cents. Therefore, the rate of incentive payment for the 1962 marketing year is 30 percent.

2. In § 1472.1121, the letter "(a)" is inserted immediately after the heading of that section, and at the end of the section the following new paragraph (b) is added:

(b) The rate of payment on unshorn lambs sold during the 1962 marketing year is 57 cents per hundredweight of live animals based on a difference of 14.3 cents a pound between the incentive price of 62 cents and the national average price of 47.7 cents a pound received by producers for shorn wool during the 1962 marketing year (§ 1472.1105(b)).

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 702–709, 68 Stat. 910–912, secs. 401–403, 72 Stat. 994–995, sec. 151, 75 Stat. 306; 15 U.S.C. 714c, 7 U.S.C. 1781–1787, 1446)

Effective date: Date of signature.

Signed at Washington, D.C., on June 21, 1963.

RAY FITZGERALD,
Acting Executive Vice President, Commodity Credit Corporation.

[F.R. Doc. 63–6757; Filed, June 25, 1963; 8:49 a.m.]

Title 13—BUSINESS CREDIT AND ASSISTANCE

Chapter I—Small Business Administration

PART 121—SMALL BUSINESS SIZE STANDARDS

Definition of Small Business for Government Procurement

Notice is hereby given that the new definitions of a small business (§ 121.3–8) which will become effective on July 1, 1963, pursuant to Amendment 4 to the Small Business Size Standards Regulation (Revison 3), as amended (28 F.R. 3323, April 5, 1963), and subsequent amendments related thereto, shall apply in the case of Government prime contracts only to those procurements for which invitations for bids or requests for proposals are issued on or after July 1, 1963.

Dated: June 18, 1963.

JOHN E. HORNE,
Administrator.

[F.R. Doc. 63–6683; Filed, June 25, 1963; 8:51 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter III—Federal Aviation Agency

SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Reg. Docket No. 1806; Amdt. 103]

PART 610—MINIMUM EN ROUTE IFR ALTITUDES

Miscellaneous Amendments

This amendment is being adopted to insure the safety of IFR operations by establishing the mimimum en route IFR altitudes for the route or portions thereof contained herein, and the altitudes which assure navigational coverage that is adequate and free of frequency interference for such routes or portions thereof.

As a situation exists which demands immediate action in the interest of safety, I find that compliance with the notice, public procedure and effective date provisions of the Administrative Procedure Act would be impracticable.

In view of the foregoing and pursuant to the authority delegated to me by the

Administrator (24 F.R. 5662), Part 610 is hereby amended as follows:

Section 610.648 *Blue Federal airway 48* is amended by adding:

From Gulfstream INT, Fla.; to Miami, Fla., LF/RBN; MEA *2,000. *1,300—MOCA.

Section 610.1001 *Direct routes—U.S.* is amended to delete:

From Elko, Nev., LF/RBN; to Boise, Idaho, LFR; MEA 12,500.
From Hampshire INT, Tenn.; to Nashville, Tenn., VOR; MEA 3,000.
From Birmingham, Ala., VOR; to LaGrange, Ga., VOR; MEA 3,900.
From Waxie INT, Tex.; to Red Bird INT, Tex.; MEA 2,700.
From Muskegon, Mich., LFR; to Chicago, Ill., LFR; MEA 2,500.

Section 610.1001 *Direct routes—U.S.* is amended by adding:

From Cold Bay, Alaska, LFR; to Nikolski, Alaska, LF/RBN; MEA 11,500.
From Nikolski, Alaska, LF/RBN; to Adak, Alaska, LFR; MEA 9,000.
From Cold Bay, Alaska, LFR; to Port Heiden, Alaska, LF/RBN; MEA 10,200.
From Cold Bay, Alaska, LFR; to Adak, Alaska, LFR; MEA 11,400.
From Todd INT, La.; to New Orleans, La., VOR via MSY 116 M rad; MEA 2,000.
From Dulac INT, La.; to New Orleans, La., VOR via MSY 208 M rad; MEA 2,200.
From Dulac INT, La.; to Tibby, La., VOR via TBD 163 M rad; MEA 2,200.
From Tibby, La., VOR; to Welcome INT, La., via TBD 002 M rad; MEA 1,500.

Section 610.1001 *Direct routes—U.S.* is amended to read in part:

From Richmond, Ind., LF/RBN; to Indianapolis, Ind., LF/RBN; MEA 2,900.
From Poughkeepsie, N.Y., LFR; to White Plains, N.Y., LOM; MEA 2,600.

Puerto Rico

From *Route 2*, Isla Verdi INT, Puerto Rico; to Fajardo INT, Puerto Rico; MEA *1,500. *1,300—MOCA.

Section 610.6004 *VOR Federal airway 4* is amended to read in part:

From Thurman, Colo., VOR via N alter.; to Goodland, Kans., VOR via N alter.; MEA *6,500. *5,800—MOCA.
From Salina, Kans., VOR; to Ft. Riley INT, Kans.; MEA *3,000. *2,800—MOCA.

Section 610.6006 *VOR Federal airway 6* is amended to read in part:

From Wells, Nev., VOR; to Lucin, Utah, VOR; MEA 11,000.
From Lucin, Utah, VOR; to *Ogden, Utah, VOR; MEA 9,000. *11,000—MCA Ogden VOR, eastbound.

Section 610.6010 *VOR Federal airway 10* is amended to read in part:

From Pueblo, Colo., VOR to Ordway INT, Colo.; MEA 6,600.
From Ordway INT, Colo.; to Lamar, Colo., VOR; MEA 6,000.

Section 610.6012 *VOR Federal airway 12* is amended to read in part:

From Gage, Okla., VOR; to *Capron INT, Okla.; MEA 3,500. *5,000—MRA.

Section 610.6015 *VOR Federal airway 15* is amended to read in part:

From Fairbanks INT, Tex.; to Magnolia INT. Tex.; MEA *3,000. *1,600—MOCA.
From Magnolia INT, Tex.; to College Station, Tex., VOR; MEA 2,000.

Section 610.6016 *VOR Federal airway 16* is amended to read in part:

From Ontario, Calif., VOR; to *Edgemont INT, Calif.; MEA 5,500. *7,000—MRA.
From Edgemont INT, Calif.; to *Moreno INT Calif.; MEA 5,500. *12,000—MCA Moreno INT, eastbound.

Section 610.6018 *VOR Federal airway 18* is amended to read in part:

From Jackson, Miss., VOR via S alter.; to Johns INT, Miss., via S alter.; MEA *2,000. *1,700—MOCA.

Section 610.6019 *VOR Federal airway 19* is amended to read in part:

From Pueblo, Colo., VOR via E alter.; to Kiowa, Colo., VOR via E alter.; MEA 8,200.
From Denver, Colo., VOR; to *Platte INT, Colo.; MEA **7,500. *10,500—MRA. **6,900—MOCA.
From Platte INT, Colo.; to Nunn INT, Colo., MEA *7,500. *6,900—MOCA.
From Nunn INT, Colo.; to Cheyenne, Wyo., VOR; MEA 7,800.
From Cheyenne, Wyo., VOR via E alter.; to Douglas, Wyo., VOR via E alter.; MEA 7,800.
From Douglas, Wyo., VOR via E alter.; to Casper, Wyo., VOR via E alter.; MEA 7,700.
From Cimarron, N. Mex., VOR via E alter.; to *Earl INT, Colo., via E alter.; MEA 11,000. *10,600—MCA Earl INT, southbound.

Section 610.6023 *VOR Federal airway 23* is amended to delete:

From Los Angeles, Calif., VOR; to Valley INT, Calif., northbound; MEA 5,000; southbound; MEA 4,000.
From Valley INT, Calif.; to *Lang INT, Calif.; MEA 6,500. *7,000—MRA.
From Lang INT, Calif.; to Saugus INT, Calif.; MEA 7,000.
From Saugus INT, Calif.; to Lake Hughes, Calif.; MEA 9,000.
From Lake Hughes, Calif., VOR; to VOR Whitman INT, Calif.; MEA 9,000.
From Whitman INT, Calif.; to *Lamont INT, Calif., northbound; MEA 6,000; southbound; MEA 9,000. *6,100—MCA Lamont INT, southbound.
From Lamont INT, Calif.; to Bakersfield, Calif., VOR northbound; MEA 3,000; southbound; MEA 4,000.
From Bakersfield, Calif., VOR via E alter.; to Dinuba INT, Calif., via E alter.; MEA 3,500.
From Dinuba INT, Calif., via E alter.; to Fresno, Calif., VOR via E alter.; northwestbound; MEA 2,000; southeastbound; MEA 3,500.

Section 610.6023 *VOR Federal airway 23* is amended by adding:

From *Los Angeles, Calif., VOR; to Canoga INT, Calif., northbound; MEA 5,000; southbound; MEA 4,000. *3,000—MCA Los Angeles VOR, northbound.
From Canoga INT, Calif.; to *Castaic INT, Calif.; MEA 6,000. *9,000—MCA Castaic INT, northbound.
From Castaic INT, Calif.; to Gorman, Calif., VOR; MEA 10,000.
From Gorman, Calif., VOR; to Grapevine INT, Calif.; MEA 10,000.
From Grapevine INT, Calif.; to *River INT, Calif., northbound; MEA 5,000; southbound; MEA 10,000. *5,400—MCA River INT, southbound.
From River INT, Calif., to Bakersfield, Calif., VOR northbound; MEA 3,000; southbound; MEA 4,000.
From *Los Angeles, Calif., VOR; via E alter.; to Valley INT, Calif., via E alter. northbound; MEA 5,000; southbound; MEA 4,000. *3,000—MCA Los Angeles VOR, northbound.
From Valley INT, Calif., via E alter.; to *Lang INT, Calif., via E alter. northbound; MEA 7,000; southbound; MEA 6,500. *7,000—MRA.
From Lang INT, Calif. via E alter.; to Saugus INT, Calif., via E alter.; MEA 7,000.
From Saugus INT, Calif., via E alter.; to Lake Hughes, Calif., VOR via E alter.; MEA 8,000.
From Lake Hughes, Calif., VOR via E alter.; to Lamont INT, Calif., via E alter.; MEA 9,000.
From *Lamont INT, Calif., via E alter.; to Bakersfield, Calif., VOR via E alter.; MEA 3,000. *7,200—MCA Lamont INT, southbound.
From Bakersfield, Calif., VOR via E alter.; to Porterville, Calif., VOR via E alter.; MEA 3,000.
From Porterville, Calif., VOR via E alter.; to Exeter INT, Calif., via E alter.; MEA 3,500.
From Exeter INT, Calif., via E alter.; to Dinuba INT, Calif., via E alter.; MEA 3,500.
From Dinuba INT, Calif., via E alter.; to Fresno, Calif., VOR via E alter; northwestbound, MEA 2,500; southeastbound, MEA 3,500.

Section 610.6024 *VOR Federal airway 24* is amended to read in part:

From Waukon, Iowa, VOR via S alter.; to Lone Rock, Wis., VOR via S alter.; MEA *3,000. *2,500—MOCA.

Section 610.6030 *VOR Federal airway 30* is amended to read in part:

From Waterville, Ohio, VOR to Attica, Ohio, VOR; MEA 2,400.

Section 610.6032 *VOR Federal airway 32* is amended to read in part:

From Elko, Nev., VOR via N alter.; to *Wells, Nev., VOR via N alter.; MEA 12,000. *12,000—MCA Wells VOR, southwestbound.

Section 610.6037 *VOR Federal airway 37* is amended to read in part:

From Allendale, S.C., VOR; to *North INT, S.C.; MEA **1,800. *2,000—MRA. **1,700—MOCA.
From North INT, S.C.; to Columbia, S.C., VOR; MEA *1,800. *1,700—MOCA.

Section 610.6053 *VOR Federal airway 53* is amended to read in part:

From St. George INT, S.C.; to Columbia, S.C., VOR; MEA *1,800. *1,700—MOCA.

Section 610.6054 *VOR Federal airway 54* is amended to read in part:

From *Dodson INT, Ark.; to Memphis, Tenn., VOR; MEA **1,800. *5,000—MRA. **1,700—MOCA.
From Memphis, Tenn., VOR via S alter.; to Miller INT, Miss., via S alter.; MEA 1,900.

Section 610.6056 *VOR Federal airway 56* is amended to read in part:

From Monetta INT, S.C., via N alter.; to *Summit INT, S.C., via N alter.; MEA **1,800. *2,300—MRA. **1,700—MOCA.
From Summit INT, S.C., via N alter.; to Columbia, S.C., VOR via N alter.; MEA *1,800. *1,700—MOCA.

Section 610.6057 *VOR Federal airway 57* is amended to read in part:

From Muscle Shoals, Ala., VOR; to Graham, Tenn., VOR; MEA 3,100.

Section 610.6068 *VOR Federal airway 68* is amended to read in part:

From Skidmore INT, Tex.; to Sinton INT, Tex.; MEA *2,000. *1,500—MOCA.
From Sinton INT, Tex.; to Corpus Christi, Tex., VOR; MEA 1,700.

Section 610.6082 *VOR Federal airway 82* is amended to read in part:

From Bemidji, Minn., VOR; to Brainerd, Minn., VOR; MEA 3,400.

Section 610.6085 *VOR Federal airway 85* is amended to read in part:

From Medicine Bow, Wyo., VOR; to Mountain INT, Wyo.; MEA 11,000.
From Mountain INT, Wyo.; to *Casper, Wyo., VOR; northbound, MEA 8,000; southbound, MEA 11,000. *9,500—MCA Casper VOR, southbound.

Section 610.6089 *VOR Federal airway 89* is amended to read in part:

From Gill, Colo., VOR via E alter.; to Cheyenne, Wyo., VOR via E alter.; MEA 7,800.
From Cheyenne, Wyo., VOR; to Chadron, Nebr., VOR; MEA 7,800.

Section 610.6091 *VOR Federal airway 91* is amended to read in part:

From *Medway INT, N.Y.; to Albany, N.Y., VOR; MEA 2,600. *3,000—MRA.

Section 610.6092 *VOR Federal airway 92* is amended to read in part:

From Waterville, Ohio, VOR; to Attica, Ohio, VOR; MEA 2,400.

Section 610.6097 *VOR Federal airway 97* is amended to read in part:

From *Crystal INT, Fla.; to Shrimp INT, Fla.; MEA **2,700. *2,200—MRA. **1,000—MOCA.

Section 610.6101 *VOR Federal airway 101* is amended to read in part:

From Ogden, Utah, VOR; to Hansel INT, Utah; MEA 9,000.

Section 610.6108 *VOR Federal airway 108* is amended to read in part:

From Hugo, Colo., VOR; to Goodland, Kans., VOR; MEA *7,000. *6,000—MOCA.

Section 610.6115 *VOR Federal airway 115* is amended to read in part:

From Crestview, Fla., VOR; to Andalusia INT, Ala.; MEA *2,200. *1,500—MOCA.

Section 610.6132 *VOR Federal airway 132* is amended to read in part:

From Akron, Colo., VOR; to Int. 072 M rad Thruman VOR and 292 M rad Goodland VOR; MEA *6,500. *5,500—MOCA.
From Int. 072 M rad Thurman VOR and 292 M rad Goodland VOR; to Goodland, Kans., VOR; MEA *6,500. *5,800—MOCA.
From Cheyenne, Wyo., VOR; to Carpenter INT, Wyo.; MEA 7,800.

Section 610.6141 *VOR Federal airway 141* is amended to read in part:

From Concord, N.H., VOR via E alter.; to Int .027 M rad Concord VOR and 298 M rad Kennebunk VOR via E alter.; MEA *4,000. *3,800—MOCA.
From Int .027 M rad Concord VOR and 298 M rad Kennebunk VOR via E alter.; to Lebanon, N.H., VOR via E alter.; MEA *6,000. *5,200—MOCA.

Section 610.6148 *VOR Federal airway 148* is amended to read in part:

From Kiowa, Colo., VOR; to Thurman, Colo., VOR; MEA *8,000. *7,800—MOCA.

Section 610.6176 *VOR Federal airway 176* is amended to read in part:

From Memphis, Tenn., VOR via S alter.; to Miller INT, Miss., via S alter.; MEA 1,900.

Section 610.6190 *VOR Federal airway 190* is amended to read in part:

From Gage, Okla., VOR; to *Capron INT, Okla.; MEA 3,500. *5,000—MRA.
From Capron INT, Okla.; to Ponca City, Okla., VOR; MEA *5,000. *2,500—MOCA.

Section 610.6216 *VOR Federal airway 216* is amended to read in part:

From Mankato, Kans., VOR; to O'Dell INT, Nebr.; MEA 3,000.
From O'Dell INT, Nebr.; to Pawnee City, Nebr., VOR; MEA *3,000. *2,700—MOCA.

Section 610.6230 *VOR Federal airway 230* is amended by adding:

From Fresno, Calif., VOR; to Friant, Calif., VOR; MEA 5,000.

Section 610.6244 *VOR Federal airway 244* is amended to read in part:

From Pueblo, Colo., VOR; to Ordway INT, Colo.; MEA 6,600.
From Ordway INT, Colo.; to Lamar, Colo., VOR; MEA 6,000.
From LaSal, Utah, VOR; to *Gunnison, Colo., VOR; MEA 12,000. *12,500—MCA Gunnison VOR, eastbound.
From Int. 262 M rad Pueblo VOR and 351 M rad Alamosa VOR; to Florence INT, Colo., eastbound only; MEA *12,000. *Westbound not authorized.
From Florence INT, Colo.; to Pueblo, Colo., VOR, eastbound only; MEA *8,000. *Westbound not authorized.

Section 610.6257 *VOR Federal airway 257* is amended to read in part:

From Promontory Point INT, Utah, via W alter.; to Malad City, Idaho VOR via W alter., MEA 10,000.

Section 610.6264 *VOR Federal airway 264* is amended to read in part:

From Ontario, Calif., VOR; to *Edgemont INT, Calif.; MEA 5,500. *7,000—MRA.
From Edgemont INT, Calif.; to *Moreno INT, Calif.; MEA 5,500. *12,000—MCA Moreno INT, eastbound.

Section 610.6280 *VOR Federal airway 280* is amended to read in part:

From Dover INT, Kans.; to Topeka, Kans., VOR; MEA *3,100. *3,000—MOCA.

Section 610.6299 *VOR Federal airway 299* is amended to read:

From *Los Angeles, Calif., VOR to Bay INT, Calif., westbound, MEA 5,000; eastbound, MEA 4,000. *2,400—MCA Los Angeles VOR, westbound.
From Bay INT, Calif.; to Fillmore, Calif., VOR; MEA 5,000.
From *Fillmore, Calif., VOR; to Gorman, Calif,. VOR; MEA 10,000. *8,000—MCA Fillmore VOR, northbound.

Section 610.6436 *VOR Federal airway 436* is amended to read in part:

From King Salmon, Alaska, VOR; to Battle INT, Alaska; MEA 5,000.
From Battle INT, Alaska; to Augustine INT, Alaska; MEA 7,000.
From Augustine INT, Alaska; to Ninilchik INT, Alaska; MEA *7,000. *1,700—MOCA.
From Ninilchik INT, Alaska; to Kenai, Alaska VOR; MEA *2,000. *1,700—MOCA.
From Augustine INT, Alaska, via E alter.; to Homer, Alaska, VOR via E alter.; MEA *7,000. *3,600—MOCA.

Section 610.6459 *VOR Federal airway 459* is amended to read:

From *Long Beach, Calif., VOR; to Berry INT, Calif., northwestbound, MEA 8,000; southeastbound, MEA 3,700. *2,500—MCA Long Beach VOR, northbound.
From Berry INT, Calif.; to Lake Hughes, Calif., VOR; MEA 8,000.
From Lake Hughes, Calif., VOR; to Woody INT, Calif.; MEA 9,000.
From Woody INT, Calif.; to Porterville, Calif., VOR; MEA 5,000.
From Porterville, Calif., VOR; to Exeter INT, Calif.; MEA 3,500.
Exeter INT, Calif., to Friant, Calif., VOR; MEA 5,000.

Section 610.6477 *VOR Federal airway 477* is amended to read in part:

From Fairbanks INT, Tex., via W alter.; to Bedias INT, Tex., via W alter.; MEA *3,000. *1,600—MOCA.

Section 610.6484 *VOR Federal airway 484* is amended to read in part:

From Grand Junction, Colo., VOR via S alter.; to *Cerro INT, Colo., via S alter.; MEA **11,000. *12,000—MCA Cerro INT, eastbound. **10,500—MOCA.
From Cerro INT, Colo., via S alter.; to Gunnison, Colo., VOR via S alter.; MEA 12,000.

Section 610.6489 *VOR Federal airway 489* is amended to read in part:

From *Medway INT, N.Y.; to Albany, N.Y., VOR; MEA 2,600. *3,000—MRA.

Section 610.6494 *VOR Federal airway 494* is amended to read in part:

From Elko, Nev., VOR; to *Wells, Nev., VOR; MEA 13,000. *12,000—MCA Wells VOR, southwestbound.

Section 610.6819 *VOR Federal airway 819* is amended to read in part:

From Miami, Fla., VOR; to *Hammock INT, Fla.; MEA 1,200. *2,000—MRA.

Section 610.6839 *VOR Federal airway 839* is amended to read in part:

From Allendale, S.C., VOR; to *North INT, S.C.; MEA **1,800. *2,000—MRA. **1,700—MOCA.
From North INT, S.C., to Columbia, S.C., VOR; MEA *1,800. *1,700—MOCA.

Section 610.1625 *VOR Federal airway 1625* is amended to delete:

From Truth or Consequences, N. Mex., VOR; to St. Johns, Ariz., VOR; MEA 14,500, MAA 24,000.
From St. Johns, Ariz., VOR; to Zuni, N. Mex., VOR; MEA 14,500, MAA 24,000.

Section 610.1645 *VOR Federal airway 1645* is amended to delete:

From Las Vegas, N. Mex., VOR; to Tobe, Colo., VOR; MEA 14,500, MAA 24,000.
From Tobe, Colo., VOR; to Lamar, Colo., VOR; MEA 14,500, MAA 24,000.
From Lamar, Colo., VOR; to Hayes Center, Nebr., VOR; MEA 14,500, MAA 24,000.
From Hayes Center, Nebr., VOR; to North Platte, Nebr., VOR; MEA 14,500, MAA 24,000.

Section 610.1671 *VOR Federal airway 1671* is amended to read in part:

From Pittsburgh, Pa., VOR; to Akron, Ohio, VOR; MEA 14,500, MAA 24,000.

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

These rules shall become effective July 25, 1963.

Issued in Washington, D.C., on June 20, 1963.

W. LLOYD LANE,
Acting Director,
Flight Standards Service.

[F.R. Doc. 63-6647; Filed, June 25, 1963; 8:45 a.m.]

Title 15—COMMERCE AND FOREIGN TRADE

Chapter V—Weather Bureau, Department of Commerce

PART 503—SCHEDULE OF CHARGES FOR SERVICES

Charges for Furnishing Copies of Weather Records

Part 503 of Chapter V of Subtitle B of Title 15 of the Code of Federal Regulations is revised to read as follows:

§ 503.1 Charges for furnishing copies of weather records.

(a) *Duplicating machine copies.*

(1) Ozalid, Bruning, and similar processes:
(i) Synoptic maps and charts:
(a) Up to 360 sq. inches $0.29 per copy.
(b) 361 to 510 sq. inches $0.30 per copy.
(c) 511 to 800 sq. inches $0.31 per copy.
(d) 801 to 1000 sq. inches $0.32 per copy.
(e) 1001 to 1220 sq. inches $0.34 per copy.
(f) Above 1220 sq. inches $0.34 for first 1220 sq. inches and $0.02 for each additional 144 sq. inches.

(ii) Other than synoptic maps and charts:

8x10½ (per print)	0.10
Over 8x10½ (per sq. ft.)	0.07

(2) Photocopy prints (photostat, etc.):

8½x11 or smaller	0.35
9x12 to 12x17	0.50
14x17 to 18x24	0.85

(3) Thermofax copies or direct contact prints:

8½x11	0.11
Larger than 8½x11 (per sq. ft.)	0.16

(4) Transcopy prints:

8½x10	0.40
10x12	0.40

(5) Xerox copies (maximum size 9x14) 0.12

(b) *Photography.*

(1) Prints, black and white:
(i) Contact:

8x10	0.35
11x14	0.50
14x17	0.70
16x20	1.00
20x24	1.25
30x40	2.25

(ii) Enlargements by conventional processes:

5x7	0.45
8x10	0.60
11x14	1.00
20x24	1.50

(iii) Enlargements from available microfilm using microfilm-printing equipment, e.g. 3M Reader-Printer:

Up to 8½x11	0.35

(2) Microfilm:
Negative film (one or two pages to exposure on panchromatic contrast film):

Per frame or exposure	35 mm	0.05
	16 mm	0.04

Positive silver halide film copy (unsprocketed) from negative of uniform density:

Per 100 ft	35 mm	10.00
	16 mm	8.00

Diazo process or Kalvar process film copy (unsprocketed) from negative of uniform density:

Per 100 ft	35 mm	6.00
	16 mm	5.00

For sprocketed film, for Diazo or Kalvar process:

Per 100 ft	35 mm	6.50

(Price per 100 ft. includes metal spool and box.)

(c) *Labor entailed in furnishing copies.* Time spent by field station and National Weather Records Center employees in performing the following services will be charged at the rate of $4.20 per hour if services are performed during normal working hours, or at the rate of $5.30 per hour if performed on overtime.

(1) Hand transcription of official meteorological records.

(2) Searching map or record files to assemble material.

(3) Unbinding and reassembling bound volumes of maps or records preparatory to making ozalid, photostat, or other reproductions.

(d) Preparation and Reproduction of Punched Cards: Production of punched cards will be charged on the basis of actual costs, including those of selection, inventory, duplication, refiling, and packing. Requests for estimates should be directed to Director, National Weather Records Center, Asheville, North Carolina. Shipments of punched cards will be made shipping charges collect, FOB duplication point.

A minimum charge of $2.00 will be made for a single order on any of the above items.

(59 Stat. 1067, Sec. 501, 65 Stat. 290, 5 U.S.C. 606, 140)

Effective date: July 1, 1963.

J. W. OSMUN,
Acting Chief of Bureau.

[F.R. Doc. 63-6719; Filed, June 25, 1963; 8:56 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

SUBCHAPTER A—PROCEDURES, RULES OF PRACTICE, AND ORDERS

[Docket C-505]

PART 13—PROHIBITED TRADE PRACTICES

Oz Publishing Corp. et al.

Subpart—Discriminating in price under Sec. 2, Clayton Act—Price discrimination under 2(a): § 13.715 *Charges and price differentials.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 2, 49 Stat. 1526; 15 U.S.C. 13) [Cease and desist order, Oz Publishing Corporation et al., New York, N.Y., Docket C-505, June 12, 1963]

In the Matter of Oz Publishing Corporation, a Corporation, Oz Greeting Cards, Inc., a Corporation, Oz Cardlines, Inc., a Corporation, Harry Friedgut, Oscar D. Freedgood, and Milton Warshaw, Individually and as Officers and Directors of Respondent Corporations

Consent order requiring a New York City manufacturer of greeting cards, souvenir postcards, calendars, etc., and its corporate sales subsidiaries, with annual sales in excess of $2 million, to cease violating section 2(a) of the Clayton Act by such practices as selling their products to the F. W. Woolworth Co. variety chain and to Cunningham Drug Stores, Inc., drug store chain operating in Ohio and Michigan, at list price less 50 percent and 5 percent while selling to numerous retail competitors of the two chains at list less 50 percent.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents, Oz Publishing Corporation, Oz Greeting Cards, Inc., Oz Cardlines, Inc., their officers, agents, representatives and employees, and Harry Friedgut, Oscar D. Freedgood and Milton Warshaw, individually and as officers and directors of each of respondent corporations, directly or through any corporate or other device, in or in connection with the offering for sale, sale or distribution of greeting cards and related products in commerce, as "commerce" is defined in the amended Clayton Act, do forthwith cease and desist from: Discriminating, directly or indirectly, in the price of such products of like grade and quality by selling such products to any purchaser at net prices higher than the net prices charged any other purchaser who competes with the purchaser paying the higher price in the resale or distribution of such products.

It is further ordered, That the respondents herein 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 this order.

Issued: June 12, 1963.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 63-6680; Filed, June 25, 1963; 8:49 a.m.]

SUBCHAPTER C—REGULATIONS UNDER SPECIFIC ACTS OF CONGRESS

PART 302—RULES AND REGULATIONS UNDER FLAMMABLE FABRICS ACT

APPLICATION OF ACT TO PARTICULAR TYPES OF PRODUCTS

On April 24, 1963, a notice of proposed rule making was issued by the Commission and published in the FEDERAL REGISTER on April 25, 1963. Such notice stated that the Commission would on May 15, 1963 at its offices in the City of Washington, District of Columbia, give considera-

tion to an amendment of § 302.6 (Rule 6) of Part 302, Rules and Regulations under Flammable Fabrics Act. Such notice provided that interested parties might participate by submitting in writing to the Commission on or before such date, their views, arguments, or other data, and further provided that written rebuttal could be submitted until May 22, 1963.

Pursuant to such notice, interested parties were afforded an opportunity to submit their views, arguments, or other data in writing through May 15, 1963. An opportunity was afforded for the submission of written rebuttal until May 22, 1963.

After due consideration of the proposed amendment, suggested revisions, deletions and additions thereto, together with all views, arguments or other data submitted, the following amendment of § 302.6 (Rule 6) of Part 302, Rules and Regulations under the Flammable Fabrics Act (67 Stat. 111, 15 U.S.C. 1191) is hereby promulgated. Such amendment shall become effective thirty days after publication in the FEDERAL REGISTER.

The amendment is as follows:

An amendment of § 302.6 (Rule 6) of the Rules and Regulations under the Flammable Fabrics Act so as to change the title thereof and so as to add two new paragraphs thereto to clarify and delineate the application of such Act to handkerchiefs and other articles affixed to, incorporated in, or sold as a part of articles of wearing apparel or intended or sold for such purposes.

Section 302.6 shall hereafter read:

§ 302.6 Application of act to particular types of products.

(a) Fabrics intended for processing into interlinings or other covered or unexposed parts of articles of wearing apparel shall not be subject to the provisions of section 3 of the Act, providing an invoice or other paper covering the marketing or handling of such fabrics is given which specifically designates their intended end use.

(b) Fabrics intended or sold for use in those hats, gloves and footwear which are excluded under the definition of articles of wearing apparel in section 2(d) of the Act, shall not be subject to the provisions of section 3 of the Act, providing an invoice or other paper covering the marketing or handling of such fabrics is given which specifically designates their intended use in such products.

(c) Except as provided in paragraph (d) of this section, handkerchiefs not exceeding a finished size of twenty-four (24) inches on any side or not exceeding five hundred seventy-six (576) square inches in area are not deemed "articles of wearing apparel" as that term is used in the Act.

(d) Handkerchiefs or other articles affixed to, incorporated in, or sold as a part of articles of wearing apparel as decoration, trimming, or for any other purpose, are considered an integral part of such articles of wearing apparel, and the articles of wearing apparel and all parts thereof are subject to the provisions of the Act. Handkerchiefs or other articles intended or sold to be affixed to, incorporated in, or sold as a part of articles of wearing apparel as aforesaid constitute "fabric" as that term is defined in section 2(e) of the Act and are subject to the provisions of the Act where such handkerchiefs or other articles constitute textile fabrics as the term "textile fabric" is defined in paragraph (a) (6) of § 302.1.

(Sec. 5, 67 Stat. 112; 15 U.S.C. 1194)

Issued: June 25, 1963.

By direction of the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 63-6761; Filed, June 25, 1963; 8:51 a.m.]

Title 25—INDIANS

Chapter I—Bureau of Indian Affairs, Department of the Interior

SUBCHAPTER R—IRRIGATION PROJECTS

PART 218—REIMBURSEMENT OF CONSTRUCTION COSTS WAPATO-SATUS UNIT, WAPATO INDIAN IRRIGATION PROJECT, WASHINGTON

There was published in the FEDERAL REGISTER on February 7, 1963 (27 F.R. 1226), a notice to add a new Part 218 to the Code of Federal Regulations, Title 25—Indians. The purpose of this new part is to establish the total construction costs for the Wapato-Satus Unit, Wapato Indian Irrigation Project, Washington, and prescribe regulations for the collection of construction costs due the Federal Government.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed amendment. No comments, suggestions or objections have been received, and the proposed new Part is hereby adopted without change and is set forth below. This amendment shall become effective at the beginning of the 30th calendar day following the date of this publication in the FEDERAL REGISTER.

STEWART L. UDALL,
Secretary of the Interior.

JUNE 20, 1963.

The new Part 218 is to read as follows:

Sec.
218.1 Construction costs and assessable acreage.
218.2 Repayment of construction costs.
218.3 Payments.
218.4 Deferment of assessment of lands remaining in Indian ownership.
218.5 Assessment after the Indian title has been extinguished.

AUTHORITY: §§ 281.1 to 218.5 issued under 41 Stat. 409, 45 Stat. 210, 75 Stat. 680.

§ 218.1 Construction costs and assessable acreage.

The construction program has been completed on the Wapato-Satus Unit of the Wapato Indian Irrigation Project, and the construction costs have been established by Designation Report dated August 1962 as $7,903,823.12 for the project and $1,499,073.62 for the "B" lands share of the construction costs of the Bureau of Reclamation reservoirs on the Yakima River. The area benefited by this development has been established at 136,559.59 acres divided into 79,025.68 acres of "A" land and 57,533.91 acres of "B" land. Under the requirements of the acts of February 14, 1920 (41 Stat. 409), and March 7, 1928 (45 Stat. 210), these costs are to be repaid to the United States Treasury by the owners of the lands benefited.

§ 218.2 Repayment of construction costs.

The cost per acre of the construction under § 218.1 is, therefore, calculated at $57.8782 for "A" lands and $83.9337 for "B" lands in non-Indian ownership as established by Designation Report dated August 1962. Under the provisions of the acts cited in § 218.1 the annual per acre assessment for forty equal annual payments, is hereby fixed at $1.45 per acre for "A" lands and $2.10 per acre for "B" lands for the year 1962 and each succeeding year, until the entire cost for each tract shall have been repaid to the United States Treasury. On those tracts where payments have been made pursuant to uncodified special regulations, annual assessments beginning with the year 1962 at the rate of $1.45 per acre for "A" lands and $2.10 per acre for "B" lands will be made until the entire cost of $57.8782 per acre for "A" lands and $83.9337 per acre for "B" lands shall have been repaid to the United States Treasury. Landowners may pay at any time the total of the then remaining indebtedness. Under the act of March 10, 1928 (45 Stat. 210), the unpaid charges stand as a lien against the lands until paid.

§ 218.3 Payments.

Payments are due on December 31 of each year and shall be made to the official in charge of collections for the project.

§ 218.4 Deferment of assessments on lands remaining in Indian ownership.

In conformity with the act of July 1, 1932 (47 Stat. 564; U.S.C. 386(a)), no assessment shall be made on behalf of construction costs against Indian-owned land within the project until the Indian title thereto has been extinguished.

§ 218.5 Assessments after the Indian title has been extinguished.

Indian-owned lands passing to non-Indian ownership shall be assessed for construction costs and the first assessment shall be due on December 31 of the year that the Indian title is extinguished. The construction costs against this land will be established as provided by section 5 of the act of September 26, 1961 (75 Stat. 680). The annual per acre assessment rate will be determined by dividing the established construction cost per acre into forty equal payments. "B" lands will also be assessed for reservoir construction costs at the annual per acre rate as established in the Designation Report dated August 1962. Assessments against this land will continue

until the entire established construction costs shall have been repaid to the United States Treasury. Landowners may pay at any time the total of the then remaining indebtedness. Under the act of March 10, 1928 (45 Stat. 210), the unpaid charges stand as a lien against the lands until paid.

[F.R. Doc. 63-6663; Filed, June 25, 1963; 8:45 a.m.]

Title 29—LABOR

Chapter XIII—Bureau of Labor Standards, Department of Labor

PART 1500—CHILD LABOR REGULATIONS, ORDERS AND STATEMENTS OF INTERPRETATION

State Certificates of Age

The age, employment, or working certificates or permits of several States are designated in 29 CFR 1500.21 as having the same force and effect as Federal certificates of age issued under section 3(1) of the Fair Labor Standards Act of 1938 (52 Stat. 1061 as amended; 29 U.S.C. 203).

In a document promulgated on June 22, 1962, and published in the FEDERAL REGISTER on June 29, 1962 (27 F.R. 6120) it was provided that these designations would expire on June 30, 1963.

Pursuant to subsection 3(1) and subsection 11(b) of the Fair Labor Standards Act of 1938 (52 Stat. 1061 and 1066 as amended; 29 U.S.C. 203 and 211), and Reorganization Plan No. 2 of 1946 (3 CFR 1943–1948 Comp., p. 1064), I hereby extend the designations contained in 29 CFR 1500.21 until June 30, 1964.

Signed at Washington, D.C., this 20th day of June 1963.

W. WILLARD WIRTZ,
Secretary of Labor.

[F.R. Doc. 63-6667; Filed, June 25, 1963; 8:46 a.m.]

Title 32—NATIONAL DEFENSE

Chapter XVII—Office of Emergency Planning

PART 1710—FEDERAL DISASTER ASSISTANCE

Certification of Minimum State and Local Expenditures

1. Section 1710.15 is amended by adding the following paragraph:

(c) The certification by the Governor of total State and local expenditures and obligations shall contain the following provisions:

Pursuant to Section 1710.15, Federal Disaster Assistance Regulations, I certify that the total of expenditures and obligations (or resources utilized) by the Government of the State of _____, its local governments or other public agencies thereof, for disaster relief purposes for this disaster and all other disasters during the twelve-month period immediately preceding this request, and for which no Federal reimbursement has been or will be received, exceeds $_____.

These disaster relief expenditures and obligations, all of which were over and above normal, consist of the following categories:

Category	Amount	
	State	Local
Personnel	$	
Materials and supplies		
Equipment rental		
Contracted work		
Other		
Total		

2. This amendment shall be effective July 1, 1964.

Dated: June 5, 1963.

EDWARD A. MCDERMOTT,
Director,
Office of Emergency Planning.

[F.R. Doc. 63-6693; Filed, June 25, 1963; 8:51 a.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 27—OFFICIAL MAIL

PART 28—FOR THE BLIND

PART 44—CONDITIONS OF DELIVERY

PART 52—INSURANCE

PART 62—NONPOSTAL STAMPS AND BONDS

Miscellaneous Amendments

The regulations of the Post Office Department are amended as follows:

I. Section 27.7 is amended to show that free franking privilege of former Presidents is extended to matters marked "Air Mail". As so amended, § 27.7 reads as follows:

§ 27.7 Former Presidents.

All mail of former United States Presidents Herbert Hoover, Harry S. Truman, and Dwight D. Eisenhower shall be accepted without prepayment of postage if it bears the written signature of sender, or a facsimile signature, in the upper right corner of the address side. Such matter may be dispatched by air if it bears the words "Air Mail" on the address side.

NOTE: The corresponding Postal Manual section is 137.7.

II. In § 28.4 paragraph (a) as amended by 28 F.R. 1473, is amended for the purpose of clarification to read as follows:

§ 28.4 Reproducers, sound recordings, other materials and appliances for the preparation of reading matter for blind persons.

(a) Reproducers, or parts thereof, for sound recordings for blind persons, braille writers, and other appliances for the preparation of reading matter for blind persons, or parts thereof, are mailable free of postage under the following conditions:

(1) Reproducers or parts thereof which are the property of United States Government when sent for repair or returned after repair, or

(2) Reproducers, braille writers, other appliances and parts thereof that are the property of:

(i) A State government or any subdivision thereof;

(ii) A public library;

(iii) A private agency for the blind not conducted for private profit; or

(iv) A blind person.

(3) They must be sent by:

(i) Organization, institution, public library, or association for blind persons, not conducted for private profit, to a blind person or to another such agency;

(ii) Blind person to an organization, institution, public library, or association for blind persons, not conducted for private profit.

NOTE: The corresponding Postal Manual section is 138.4.

III. In § 44.1 paragraph (a) is amended to provide that: (1) any person may file a written request with his local post office to detain obscene, lewd, lascivious, or indecent matter addressed to him (section 307, Public Law 87-793); (2) refused matter, including mail withheld from delivery in accordance with the addressee's request, will be treated as undeliverable as provided in Part 48 of this chapter. As so amended, paragraph (a) reads as follows:

§ 44.1 Delivery to persons.

(a) *Delivery to addressee.* The addressee may control delivery of his mail. In the absence of a contrary order, the mail is delivered as addressed. Mail addressed to several persons may be delivered to any one of them. The addressee may refuse to accept a piece of mail at the time it is offered for delivery. Also, he may request his postmaster in writing to withhold from delivery for a period not to exceed 2 years specifically described items of foreign printed matter or any obscene, lewd, lascivious, or indecent matter. After delivery, he may mark a piece of mail "Refused" and return it unopened to the mails, except registered, insured, certified and COD mail which may not be returned after delivery has been effected. Refused matter, including mail withheld from delivery in accordance with the addressee's request, will be treated as undeliverable as provided in Part 48 of this chapter. Where a person claiming to be the addressee of certain mail is unknown to the postmaster, the mail may be withheld pending identification of the claimant.

NOTE: The corresponding Postal Manual section is 154.11.

IV. In § 52.3, paragraph (f) is amended to show that rural carriers will issue a receipt at the time they accept insured mail. As so amended, paragraph (f) reads as follows:

§ 52.3 Mailing.

* * * * *

(f) *Mailing on rural routes.* Mailers may give the mail to the rural carriers; or they may leave the mail in rural mail boxes, provided stamps are affixed for

postage and fee, or money for postage and fee is left in the box. Mailers must leave a note stating the amount of insurance desired. The carrier will issue a receipt at the time the mail is received. The Postal Service assumes no responsibility for articles or money left in rural mail boxes until the articles are receipted for by the carrier.

NOTE: The corresponding Postal Manual section 162.36.

V. In § 62.5, paragraph (d) is amended by redesignating subparagraphs (1) through (4) as subparagraphs (2) through (5) respectively; and by inserting a new subparagraph (1) to read as follows:

§ 62.5 United States savings bonds.

* * * * *

(d) *Issuance of bonds—(1) Authority to issue.* Bonds may be issued at post offices in the names of natural persons in their own right only. Persons desiring to purchase them in other forms of registration authorized by Treasury Department Circular 530 may obtain them from Federal Reserve Banks and Branches and from the Treasury Department, Washington, D.C. 20220.

NOTE: The corresponding Postal Manual section is 172.541.

(R.S. 161 as amended; 5 U.S.C. 22, 39 U.S.C. 501)

LOUIS J. DOYLE,
General Counsel.

[F.R. Doc. 63-6721; Filed, June 25, 1963; 8:56 a.m.]

Title 41—PUBLIC CONTRACTS

Chapter 1—Federal Procurement Regulations

MISCELLANEOUS AMENDMENTS TO CHAPTER

Part 1-1 is amended as follows:

PART 1-1—GENERAL

Subpart 1-1.7—Small Business Concerns

1. The table of contents is revised as follows:

Sec.
1-1.700 General.
1-1.701 Definitions.
1-1.701-1 Small business concern (for Government procurement).
1-1.701-2 Affiliates.
1-1.701-3 Dominance in field of operation.
1-1.701-4 Non-manufacturer.
1-1.701-5 Number of employees.
1-1.701-6 Industry.
1-1.701-7 Certificate of competency.
1-1.701-8 Set-aside for small business.
1-1.701-9 Small business restricted advertising.
1-1.702 Small business policies.
1-1.703 Determination of status as a small business concern.
1-1.703-1 Representation by bidder or offeror.
1-1.703-2 Protest regarding small business status.
1-1.704 Agency program direction and operation [Reserved].
1-1.705 Cooperation with the Small Business Administration.
1-1.705-1 General.
1-1.705-2 SBA representatives.
1-1.705-3 Screening of procurements.
1-1.705-4 Access to information.
1-1.705-5 Joint small business set-asides.
1-1.705-6 Certificates of competency.
1-1.705-7 Performance of contract by SBA.
1-1.706 Procurement set-asides for small business.
1-1.706-1 General.
1-1.706-2 Review of SBA set-aside proposals.
1-1.706-3 Withdrawal or modification of set-asides.
1-1.706-4 Reporting for Department of Commerce Procurement Synopsis.
1-1.706-5 Total set-asides.
1-1.706-6 Partial set-asides.
1-1.706-7 Automatic dissolution of set-asides.
1-1.706-8 Contract authority.
1-1.707 [Reserved]
1-1.708 Certificate of competency program.
1-1.708-1 General.
1-1.708-2 Applicability and procedure.
1-1.708-3 Conclusiveness of certificate of competency.
1-1.709 Records and reports.
1-1.710 Subcontracting with small business concerns.
1-1.710-1 General.
1-1.710-2 Small business subcontracting program.
1-1.710-3 Required clauses.
1-1.710-4 Review of subcontracting program.

2. Sections 1-1.701-1, 1-1.701-5, and 1-1.701-6 are amended to read as follows:

§ 1-1.701-1 Small business concern (for Government procurement).

(a) *General.* A small business concern for the purpose of Government procurement is a concern, including its affiliates, which is independently owned and operated, is not dominant in the field of operation in which it is bidding on Government contracts, and can further qualify under the criteria set forth in this section. ("Concern" means any business entity organized for profit with a place of business located in the United States, its possessions, and Puerto Rico, including but not limited to, an individual, partnership, corporation, joint venture, association, or cooperative. "Annual receipts" means the annual receipts less returns and allowances of a concern and its affiliates.) For the purpose of a procurement of a product classified into two or more industries with different size standards, the smallest of such size standards shall be used in determining a bidder's size status.

(b) *Construction.* Any concern bidding on a contract for construction, alteration, or repair (including painting and decorating) of buildings, bridges, roads, or other real property is classified:

(1) As small if its average annual receipts for its preceding three fiscal years do not exceed $7,500,000 (except that if the concern is located in Alaska, such receipts do not exceed $9,375,000).

(2) As small if it is bidding on a contract for dredging and its average annual receipts for its preceding three fiscal years do not exceed $5,000,000 (except that if the concern is located in Alaska, such receipts do not exceed $6,250,000).

(c) *Manufacturing.* Any concern bidding on a contract for a product it manufactured is classified:

(1) As small if it is bidding on a contract for food canning and preserving and its number of employees does not exceed 500 persons, exclusive of agricultural labor as defined in the Federal Unemployment Tax Act, 26 U.S.C. 3306 (k).

(2) As small if it is bidding on a contract for petroleum, other than lubricants and miscellaneous petroleum products, and its number of employees does not exceed 1,000 persons and it does not have more than 30,000 barrels per day crude oil capacity from owned or leased facilities. ("Crude-oil capacity" means the minimum daily average crude throughput of a refinery in complete operation, with allowance for necessary shutdown time for routine maintenance, repairs, etc. It approximates the maximum daily average crude runs to stills that can be maintained for an extended period.)

(3) As small if it is bidding on a contract for a product classified within an industry set forth in paragraph (h) of this section and its number of employees does not exceed the size standard established for that industry.

(4) As small if it is bidding on a contract for a product classified within an industry not set forth in paragraph (h) of this section and its number of employees does exceed 500 persons.

(d) *Small business non-manufacturer.* Any concern which submits a bid or offer in its own name, other than for a construction or service contract, but which proposed to furnish a product not manufactured by itself, is deemed to be a small business concern when:

(1) It is a small business concern within the meaning of § 1-1.701-1(a);

(2) Its number of employees does not exceed 500 persons; and

(3) In the case of Government procurement reserved for or involving the preferential treatment of small business concerns (including equal low bids), such non-manufacturer shall furnish in the performance of the contract products (i) of a small business manufacturer or producer, and (ii) which are manufactured or produced in the United States, its possessions, or Puerto Rico. However, if the goods to be furnished are wool, worsted, knitwear, duck, webbing, and thread (spinning and finishing), non-manufacturers (dealers and converters) shall furnish such products which have been manufactured or produced by a small weaver (small knitter for knitwear) and, if finishing is required, by a small finisher.

(e) *Services.* Any concern bidding on a contract for services, not elsewhere defined in this section, is classified as small if its average annual sales or receipts for its preceding three fiscal years do not exceed $1,000,000 (except that if the concern is located in Alaska, such receipts do not exceed $1,250,000).

(f) *Transportation.* Any concern bidding on a contract for passenger or

freight transportation, not elsewhere defined in this section, is classified:

(1) As small if its number of employees does not exceed 500 persons.

(2) As small if it is bidding on a contract for air transportation and its number of employees does not exceed 1,000 persons.

(3) As small if it is bidding on a contract for trucking and/or warehousing and its annual receipts do not exceed $3,000,000 (except that if the concern is located in Alaska, such receipts do not exceed $3,750,000). No concern will be denied small business status for the purpose of Government procurement solely because of its contractual relationship with a large interstate van line, provided that its annual receipts have not exceeded $3,000,000 during the concern's most recently completed fiscal year and provided further no more than 50 percent of such annual receipts are directly attributable to the applicant's relationship with an interstate van line.

(g) *Small business Government subcontractors.*

(1) Any concern, in connection with subcontracts of $2,500 or less which relate to Government procurement, will be considered a small business concern if, including its affiliates, its number of employees does not exceed 500 persons.

(2) Any concern, in connection with subcontracts exceeding $2,500 which relate to Government procurement, will be considered a small business concern if it qualifies as such under this § 1-1.701-1.

(h) *Table of specific industry employment size standards for the purpose of Government procurement.* (See footnotes at end of table.)

MANUFACTURING

MAJOR GROUP 19—ORDNANCE AND ACCESSORIES

Census classification code	Industry	Employment size standard (number of employees) [1]
1931	Tanks and tank components	1,000
1951	Small arms	1,000
1961	Small arms ammunition	1,000

MAJOR GROUP 20—FOOD AND KINDRED PRODUCTS

2032	Canned specialties	1,000
2043	Cereal preparations	1,000
2046	Wet corn milling	750
2052	Biscuit, crackers, and pretzels	750
2062	Cane sugar refining	750
2063	Beet sugar	750
2085	Distilled, rectified, and blended liquors	750
2093	Vegetable oil mills, except cottonseed and soybean	1,000
2096	Shortening, table oils, margarine and other edible fats and oils, not elsewhere classified	750

MAJOR GROUP 21—TOBACCO MANUFACTURES

2111	Cigarettes	1,000

MAJOR GROUP 22—TEXTILE MILL PRODUCTS

2211	Broad woven fabric mills, cotton	1,000
2271	Woven carpets and rugs	750
2296	Tire cord and fabric	1,000

See footnotes at end of table.

MANUFACTURING—Continued

MAJOR GROUP 26—PAPER AND ALLIED PRODUCTS

Census classification code	Industry	Employment size standard (number of employees) [1]
2611	Pulp mills	750
2621	Paper mills, except building paper mills	750
2631	Paperboard mills	750
2646	Pressed and molded pulp goods	750
2654	Sanitary food containers	750
2661	Building paper and building board mills	750

MAJOR GROUP 28—CHEMICALS AND ALLIED PRODUCTS

2812	Alkalies and chlorine	1,000
2813	Industrial gases	1,000
2815	Dyes, dye (cyclic) intermediates, and organic pigments (lakes and toners)	750
2816	Inorganic pigments	1,000
2818	Industrial organic chemicals, not elsewhere classified	1,000
2819	Industrial inorganic chemicals, not elsewhere classified	750
2821	Plastics materials, synthetic resins, and nonvulcanizable elastomers	750
2822	Synthetic rubber (vulcanizable elastomers)	1,000
2823	Cellulose man-made fibers	1,000
2824	Synthetic organic fibers, except cellulosic	1,000
2833	Medicinal chemicals and botanical products	750
2834	Pharmaceutical preparations	750
2841	Soap and other detergents, except specialty cleaners	750
2892	Explosives	750

MAJOR GROUP 29—PETROLEUM REFINING AND ALLIED PRODUCTS

2911	Petroleum refining [3]	1,000
2952	Asphalt felts and coatings	750

MAJOR GROUP 30—RUBBER AND MISCELLANEOUS PLASTICS PRODUCTS

3011	Tires and inner tubes	1,000
3021	Rubber footwear	1,000
3031	Reclaimed rubber	750

MAJOR GROUP 32—STONE, CLAY, AND GLASS PRODUCTS

3211	Flat glass	1,000
3221	Glass containers	750
3229	Pressed and blown glass and glassware, not elsewhere classified	750
3241	Cement, hydraulic	750
3261	Vitreous china plumbing fixtures and china, and earthenware fittings and bathroom accessories	750
3275	Gypsum products	1,000
3292	Asbestos products	750
3296	Mineral wool	750
3297	Nonclay refractories	750

MAJOR GROUP 33—PRIMARY METAL INDUSTRIES

3312	Blast furnaces (including coke ovens), steel works, and rolling mills	1,000
3313	Electrometallurgical products	750
3315	Steel wire drawing and steel nails and spikes	1,000
3316	Cold rolled sheet, strip and bars	1,000
3317	Steel pipe and tubes	1,000
3331	Primary smelting and refining of copper	1,000
3332	Primary smelting and refining of lead	1,000
3333	Primary smelting and refining of zinc	750
3334	Primary production of aluminum	1,000
3339	Primary smelting and refining of nonferrous metals, not elsewhere classified	750
3351	Rolling, drawing, and extruding of copper	750
3352	Rolling, drawing, and extruding of aluminum	750

MANUFACTURING—Continued

MAJOR GROUP 33—PRIMARY METAL INDUSTRIES—continued

Census classification code	Industry	Employment size standard (number of employees) [1]
3356	Rolling, drawing, and extruding of nonferrous metals, except copper and aluminum	750
3357	Drawing and insulating of nonferrous wire	1,000
3399	Primary metal industries, not elsewhere classified	750

MAJOR GROUP 34—FABRICATED METAL PRODUCTS, EXCEPT ORDNANCE, MACHINERY, AND TRANSPORTATION EQUIPMENT

3411	Metal cans	1,000
3431	Enameled iron and metal sanitary ware	750

MAJOR GROUP 35—MACHINERY, EXCEPT ELECTRICAL

3511	Steam engines, steam, gas and hydraulic turbines; and steam gas, and hydraulic turbine generator set units	1,000
3519	Internal combustion engines, not elsewhere classified	1,000
3531	Construction machinery and equipment	750
3562	Ball and roller bearings	750
3571	Computing and accounting machines, including cash registers	1,000
3572	Typewriters	1,000
3585	Refrigerators, refrigeration machinery, except household; and complete air conditioning units	750

MAJOR GROUP 36—ELECTRICAL MACHINERY, EQUIPMENT AND SUPPLIES

3612	Power, distribution, and specialty transformers	750
3613	Switchgear and switchboard apparatus	750
3621	Motors and generators	1,000
3622	Industrial controls	750
3624	Carbon and graphite products	750
3631	Household cooking equipment	750
3632	Household refrigerators and home and farm freezers	1,000
3633	Household laundry equipment	1,000
3634	Electric housewares and fans	750
3635	Household vacuum cleaners	750
3636	Sewing machines	750
3641	Electric lamps	1,000
3651	Radio and television receiving sets, except communication types	750
3652	Phonograph records	750
3661	Telephone and telegraph apparatus	1,000
3662	Radio and television transmitting, signaling, and detection equipment and apparatus	750
3671	Radio and television receiving type electron tubes, except cathode ray	1,000
3672	Cathode ray picture tubes	750
3673	Transmitting, industrial, and special purpose electron tubes	750
3692	Primary batteries, dry and wet	1,000
3694	Electrical equipment for internal combustion engines	750

MAJOR GROUP 37—TRANSPORTATION EQUIPMENT

3717	Motor vehicles and parts [3]	1,000
3721	Aircraft [4]	1,000
3722	Aircraft engines and engine parts [4]	1,000
3723	Aircraft propellers and propeller parts	1,000
3729	Aircraft parts and auxiliary equipment, not elsewhere classified [5]	1,000
3731	Shipbuilding and repairing	1,000
3741	Locomotives and parts	1,000
3742	Railroad and street cars	750

MANUFACTURING—Continued

MAJOR GROUP 39—MISCELLANEOUS MANUFACTURING INDUSTRIES

Census classification code	Industry	Employment size standard (number of employees) [1]
3982	Linoleum, asphalted-felt-base, and other hard surface floor coverings, not elsewhere classified	750

[1] The "number of employees" means the average employment of any concern and its affiliates based on the number of persons employed during the pay period ending nearest the last day of the 3d month in each calendar quarter for the preceding 4 quarters.

[2] Together with its affiliates does not employ more than 1,000 persons and does not have more than 30,000 barrels-per-day capacity from owned and leased facilities.

[3] The three Standard Industrial Classification industries (3711, 3712, and 3714) have been combined because of a major problem of defining the reporting unit in terms of these industries. This difficulty arises from the fact that many large establishments have integrated operations which include the production of parts or bodies and the assembly of complete vehicles at the same location.

[4] Includes maintenance as defined in the Federal Aviation Regulations (14 CFR 1.1) but excludes contracts solely for preventive maintenance as defined in 14 CFR 1.1. As defined in the Federal Aviation Regulations:

" 'Maintenance' means inspection, overhaul, repair, preservation, and the replacement of parts, but excludes preventive maintenance."

" 'Preventive maintenance' means simple or minor preservation operations and the replacement of small standard parts not involving complex assembly operations."

[5] Guided missile engines and engine parts are classified in SIC 3722. Missile control systems are classified in SIC 3662.

§ 1–1.701–5 Number of employees.

In connection with the determination of small business status, "number of employees" means the average employment of any concern, including the employees of its domestic and foreign affiliates, based on the number of persons employed on a full time, part time, temporary, or other basis during the pay period ending nearest the last day of the third month in each calendar quarter for the preceding four quarters. If a concern has not been in existence for four full calendar quarters, "number of employees" means the average employment of such concern and its affiliates during the period such concern has been in existence based on the number of persons employed during the pay period ending nearest the last day of each month.

§ 1–1.701–6 Industry.

"Industry" means a grouping of establishments primarily engaged in similar lines of activity as listed and described in the Standard Industrial Classification Manual prepared and published by the Bureau of the Budget, Executive Office of the President.

3. Sections 1–1.703–1 and 1–1.703–2 are amended to read as follows:

§ 1–1.703–1 Representation by bidder or offeror.

In the absence of a written protest or question, the contracting officer shall accept as conclusive for the purpose of a specific procurement a representation by the bidder or offeror that it is a small business concern as defined by SBA.

§ 1–1.703–2 Protest regarding small business status.

(a) Any responsive bidder or offeror may, before award, question the small business status of any apparently low bidder or offeror by sending a written protest, as defined in (b) of this § 1–1.703–2, to the contracting officer responsible for the particular procurement. Any contracting officer who receives such protest, or who wishes to question the small business status of a bidder or offeror, shall forward such protest record (or submit his protest) to the SBA regional office serving the area in which the protested concern is located.

(b) As used in this section, "protest" means a statement in writing which contains the basis for the protest together with specific detailed evidence supporting the protestant's claim that such bidder is not a small business concern. A complaint received after award of a contract or a complaint received that a concern is not a small business concern, but which does not meet the requirements of this paragraph, will not be considered a "protest" and will not be acted upon.

(c) Upon receipt of a protest, the SBA Regional Director or his delegate will promptly notify the contracting officer of the date it was received, and will inform the affected bidder or offeror that its size status is under review.

(d) SBA will, within 10 working days, if possible, after receipt of a protest, investigate and determine the small business status of the protested bidder or offeror and notify the contracting officer, the protestant, and the protested bidder or offeror of its decision.

(e) Procurement action shall be suspended pending SBA's determination or expiration of the 10-day period, whichever is earlier, unless unusual conditions make it necessary that an award be made. If SBA's determination is not received by the contracting officer within 10 working days after SBA's receipt of the protest, the contracting officer shall ascertain when such determination can be expected. In cases where further delay in awarding the contract would be disadvantageous to the Government, it shall be presumed that the questioned bidder or offeror is a small business concern.

4. Section 1–1.704 is amended to read as follows:

§ 1–1.704 Agency program direction and operation. [Reserved]

5. Paragraph (c) of § 1–1.706–5, and paragraph (b) of the Notice of Total Small Business Set-Aside prescribed therein, are amended to read as follows:

§ 1–1.706–5 Total set-asides.

* * * * *

(c) In procurements involving total set-asides for small business, each invitation for bids or request for proposals shall contain the following notice, except that such notice may be modified to include the applicable specific small business definition.

NOTICE OF TOTAL SMALL BUSINESS SET-ASIDE

* * * * *

(b) *Definition.* A "small business concern" is a concern, including its affiliates, which is independently owned and operated, is not dominant in the field of operation in which it is bidding on Government contracts, and can further qualify under the criteria set forth in regulations of the Small Business Administration (13 CFR 121.3–8). In addition to meeting these criteria, a manufacturer or a regular dealer submitting bids or proposals in his own name must agree to furnish in the performance of the contract end items manufactured or produced in the United States, its possessions, or Puerto Rico, by small business concerns: *Provided,* That this additional requirement does not apply in connection with construction or service contracts.

6. Paragraph (c) of § 1–1.706–6, and paragraph (b) (1) of the Notice of Partial Small Business Set-Aside prescribed therein, are amended to read as follows:

§ 1–1.706–6 Partial set-asides.

* * * * *

(c) *Short-form notice.* In invitations for bids or requests for proposals, involving partial set-asides pursuant to this subpart, shall contain a notice substantially as set forth in this paragraph or in paragraph (d) of this § 1–1.706–6. The notice used may be appropriately modified to include the applicable specific small business definition.

NOTICE OF PARTIAL SMALL BUSINESS SET-ASIDE

* * * * *

(b) *Definitions.*

(1) A "small business concern" is a concern, including its affiliates, which is independently owned and operated, is not dominant in the field of operation in which it is bidding on Government contracts, and can further qualify under the criteria set forth in regulations of the Small Business Administration (13 CFR 121.3–8). In addition to meeting these criteria, a manufacturer or a regular dealer submitting bids or proposals in his own name must agree to furnish in the performance of the contract end items manufactured or produced in the United States, its possessions, or Puerto Rico, by small business concerns: *Provided,* That this additional requirement does not apply in connection with construction or service contracts.

7. In § 1–1.706–6(d), paragraph (d) (1) of the Notice of Partial Small Business Set-Aside prescribed therein, is amended to read as follows:

§ 1–1.706–6 Partial set-asides.

* * * * *

(d) *Long-form notice.* * * *

NOTICE OF PARTIAL SMALL BUSINESS SET-ASIDE

* * * * *

(d) *Definitions.*

(1) A "small business concern" is a concern, including its affiliates, which is independently owned and operated, is not dominant in the field of operation in which it is bidding on Government contracts, and can further qualify under the criteria set forth in regulations of the Small Business Administration (13 CFR 121.3–8). In addition to meeting these criteria, a manufacturer or a regular dealer submitting bids or proposals in his own name must agree to furnish in the performance of the contract end items manufactured or produced in the United States, its possessions, or Puerto Rico, by small business concerns: *Provided,* That this additional requirement does not apply in connection with construction or service contracts.

Subpart 1–1.8—Labor Surplus Area Concerns

8. Paragraph (a) of § 1–1.804–2 and paragraph (b) (3) of the Notice of Labor

Surplus Area Set-Aside in § 1–1.804–2(b) are amended to read as follows:

§ 1–1.804–2 Notice to bidders or offerors.

(a) Invitations for bids or requests for proposals, involving set-asides pursuant to this subpart, shall contain a notice substantially as set forth in either paragraph (b) or (c) below. The notice may be modified to include the applicable specific small business definition. The notice used shall be made a part of each contract under the set-aside portion of the procurement.

(b) *Short-form notice.*

NOTICE OF LABOR SURPLUS AREA SET-ASIDE

* * * * *

(b) *Definitions.* * * *

(3) A "small business concern" is a concern, including its affiliates, which is independently owned and operated, is not dominant in the field of operation in which it is bidding on Government contracts, and can further qualify under the criteria set forth in regulations of the Small Business Administration (13 CFR 121.3–8). In addition to meeting these criteria, a manufacturer or a regular dealer submitting bids or proposals in his own name must agree to furnish in the performance of the contract end items manufactured or produced in the United States, its possessions, or Puerto Rico, by small business concerns: *Provided*, That this additional requirement does not apply in connection with construction or service contracts.

9. In § 1–1.804–2(c), paragraph (d) (3) of the Notice of Labor Surplus Area Set-Aside prescribed therein, is amended to read as follows:

§ 1–1.804–2 Notice to bidders or offerors.

* * * * *

(c) *Long-form notice.* * * *

NOTICE OF LABOR SURPLUS AREA SET-ASIDE

* * * * *

(d) *Definitions.* * * *

(3) A "small business concern" is a concern, including its affiliates, which is independently owned and operated, is not dominant in the field of operation in which it is bidding on Government contracts, and can further qualify under the criteria set forth in regulations of the Small Business Administration (13 CFR 121.3–8). In addition to meeting these criteria, a manufacturer or a regular dealer submitting bids or proposals in his own name must agree to furnish in the performance of the contract end items manufactured or produced in the United States, its possessions, or Puerto Rico, by small business concers: *Provided*, That this additional requirement does not apply in connection with construction or service contracts.

PART 1–2—PROCUREMENT BY FORMAL ADVERTISING

Subpart 1–2.2—Solicitation of Bids

Section 1–2.201 is amended by adding subparagraph (a)(26), as follows:

§ 1–2.201 Preparation of invitations for bids.

* * * * *

(26) Pending revision of paragraph 10 of the Terms and Conditions of the Invitation for Bids on the back of Standard Form 30 (October 1957 edition) and Standard Form 33 (October 1957 edition), the following shall be substituted, as to each form, for the cited paragraph:

Definition of Small Business. A small business concern for the purpose of Government procurement is a concern, including its affiliates, which is independently owned and operated, is not dominant in the field of operation in which it is bidding on Government contracts and can further qualify under the criteria concerning number of employees, average annual receipts, or other criteria, as prescribed by the Small Business Administration. (See Code of Federal Regulations, Title 13, Part 121, as amended, which contains detailed industry definitions and related procedures.)

PART 1–16—PROCUREMENT FORMS

Subpart 1–16.1—Forms for Advertised Supply Contracts

1. Paragraphs (b) and (e) of section 1–16.101 are amended to read as follows:

§ 1–16.101 Forms prescribed.

* * * * *

(b) Invitation and Bid (Supply Contract) (Standard Form 30, October 1957 edition.) Pending revision of this form, the provisions contained in § 1–2.201(a)(23), (a)(26), and (b)(13) shall be substituted for paragraphs 4, 10, and 6, respectively, of the Terms and Conditions of the Invitation for Bids on the back of the form.

* * * * *

(e) Invitation, Bid, and Award (Supply Contract) (Standard Form 33, October 1957 edition.) Pending revision of this form, the provisions contained in § 1–2.201(a)(23), (a)(26), and (b)(13) shall be substituted for paragraphs 4, 10, and 6, respectively, of the Terms and Conditions of the Invitation for Bids on the back of the form.

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

Effective date. These regulations are effective July 1, 1963.

Dated: June 19, 1963.

BERNARD L. BOUTIN,
Administrator of General Services.

[F.R. Doc. 63–6685; Filed, June 25, 1963; 9:02 a.m.]

Chapter 5—General Services Administration

PART 5–1—GENERAL

Subpart 5–1.7—Small Business Concerns

Subpart 5–1.7 is revised to read as follows:

Sec.

5–1.700	General.
5–1.702	Small business policies.
5–1.704	Agency program direction and operations.
5–1.704–1	Program direction.
5–1.704–2	Program operations.
5–1.705–3	Screening of procurements.
5–1.706	Procurement set-asides for small business.
5–1.706–1	General.
5–1.706–6	Partial set-asides.
5–1.708	Certificate of competency program.

AUTHORITY: §§ 5–1.700 to 5–1.708 issued under sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c).

§ 5–1.700 General.

This subpart implements and supplements FPR 1–1.7 by setting forth the GSA small business program and assigning responsibility for its implementation, evaluation, and administration. The GSA small business program applies to all procurement activities of GSA.

§ 5–1.702 Small business policies.

It is the policy of GSA to carry out, to the maximum extent, the small business policy expressed in the Federal Property and Administrative Services Act of 1949 and the Small Business Act, that a fair proportion of Government contracts be placed with small business concerns.

§ 5–1.704 Agency program direction and operations.

§ 5–1.704–1 Program direction.

(a) The Office of the Assistant Administrator is responsible for the overall administration of the GSA small business program.

(b) The legislative, public information, and business services aspects of the GSA small business program shall be carried out under the direction of the Office of the Assistant Administrator, in coordination with the Central Office operating services.

(c) The procurement and contracting aspects of this program shall be carried out under the direction of Central Office operating services.

(d) Field implementation of the public information and business services aspects of the program shall be effected by the regional Business Service Centers, under the technical direction and guidance of the Office of the Assistant Administrator, and under the direct administrative and operational control of the Regional Administrators.

§ 5–1.704–2 Program operations.

(a) Each procuring activity and each Business Service Center shall use its best efforts to identify commodities and services where a potential exists for increasing the small business share of contract awards. Business Service Centers and contracting offices shall cooperate in developing effective methods for identifying such categories.

(b) Each procuring activity shall arrange for the making of small business set-asides in accordance with the procedures contained in § 1–1.706.

(c) Each Business Service Center shall keep all other Business Service Centers and the Director of Business Services and Small Business continuously informed on a timely basis as to the commodities and services identified under paragraph (a) of this section.

(d) Each Business Service Center, with respect to the commodities and services identified under paragraph (a) of this section, and with respect to small business concerns doing business in such commodities and services in their regional areas, shall:

(1) Take appropriate actions to publicize advance and current information

about regional and national GSA business opportunities to the maximum extent feasible.

(2) Provide maximum advance and current information, assistance, and counseling of such nature, extent, and timeliness as to enable small business concerns to take full advantage of the available GSA business opportunities and to compete for contracts.

(3) Develop and conduct public information and business relation techniques designed to obtain maximum interest and participation of small business concerns. Such activity shall include, but not be limited to, the following:

(i) Arranging for and participating in meetings with business groups such as Chambers of Commerce, trade associations and similar organizations, State development corporations, Governors' and Mayors' advisory groups, local business and civic organizations, and small business councils.

(ii) Developing, preparing, and distributing informational material designed to stimulate interest on the part of trade publications and the local press, and other media.

§ 5–1.705–3 Screening of procurements.

(a) *Individual set-asides.* Where SBA representatives are not available to screen proposed procurements and to initiate joint small business set-asides, unilateral small business set-asides shall be made by the contracting officer as appropriate.

(b) *Class set-asides.* Class set-asides may be entered into jointly with SBA representatives for any group, type, or category of items. Joint class set-asides shall be effective until revoked or amended by agreement between the procuring activity and the SBA representative. Contracting officers shall review each joint class set-aside periodically, and initiate action for its extension, amendment, or revocation based on operating experience. When SBA representatives are not available, procuring activities shall periodically review individual set-asides made unilaterally pursuant to paragraph (a) of this section, and other appropriate procurements to develop recommendations for class set-asides. SBA representatives shall be requested to visit the procuring activity (or the data shall be forwarded to the SBA) for the purpose of initiating joint class set-asides as appropriate.

(c) *Contracts for construction, alteration, maintenance, and repair.* An understanding has been reached with the Small Business Administration under which it is agreed that the Small Business Administration has initiated a joint set-aside for small business on each proposed contract for new construction, alteration, maintenance, or repair having an estimated value from $2,500 up to $500,000. When in the judgment of the contracting officer a particular contract falling within these dollar limits is determined unsuitable for a set-aside for exclusive small business participation, he shall notify the appropriate SBA representative of this decision. Unless SBA appeals the decision, pursuant to the provisions of § 1–1.706–2, the contracting officer shall proceed to process the procurement on an unrestricted basis. Proposed contracts for construction, alteration, maintenance, and repair having an estimated value of more than $500,000 shall be handled on a case-by-case basis pursuant to § 1–1.705–3(a).

§ 5–1.706 Procurement set-asides for small business.

§ 5–1.706–1 General.

(a) Where a small business set-aside is feasible under Subpart 1–1.7, such set-aside shall be made unless a labor surplus area set-aside is required by Subpart 1–1.8.

(b) When a total or partial small business set-aside is made, a statement to that effect shall be placed on the face of the invitation for bids. In this regard, the following statements are recommended for use, as appropriate:

(1) Notice of total small business set-aside applies to all items of this invitation.

(2) Notice of total small business set-aside applies to items _____ through _____ in this invitation.

(3) The attached notice of partial small business set-aside (GSA Form 1773) applies to all items in this invitation. The form requires certain information to be furnished by the bidder.

(4) The attached notice of partial small business set-aside (GSA Form 1773) applies to items _____ through _____ in this invitation. The form requires certain information to be furnished by the bidder.

(5) Notice of total small business set-aside applies to items _____ through _____ and the attached notice of partial small business set-aside (GSA Form 1773) applies to items _____ through _____ in this invitation. The form requires certain information to be furnished by the bidder.

(c) By agreement with SBA, joint set-aside determinations shall be documented on SBA Form 70, Joint Set-Aside for Small Business, or on SBA Form 412, Joint Class Set-Aside for Small Business, as appropriate. When unilateral set-asides are made on individual procurements, this fact will be noted in the procurement case file (see § 1–3.201(c)(2)).

§ 5–1.706–6 Partial set-asides.

(a) The short-form notice of partial small business set-aside prescribed in FPR 1–1, 706–6(c) is printed on GSA Form 1773, Notice of Partial Small Business Set-Aside, together with spaces for each bidder to provide certain information required by the notice. When this short-form notice is used, GSA Form 1773 shall be made a part of invitations for bids and requests for proposals by means of a statement substantially as set forth in § 5–1.706–1(b).

(b) Where the short-form notice has been used and bids or offers are received which appear designed to take unfair advantage of other bidders, by devices such as unrealistically low bids on mere token quantities, the matter shall be referred to the head of the procuring activity in the Central Office for resolution.

§ 5–1.708 Certificate of competency program.

The certificate of competency procedure does not apply where the contracting officer has found that a small business concern is not a responsible bidder for a reason other than lack of capacity or credit. Normally, the contracting officer should obtain the advice of counsel before determining that the certificate of competency procedure does not apply.

Effective date. These regulations are effective upon publication in the FEDERAL REGISTER.

Dated: June 19, 1963.

BERNARD L. BOUTIN,
Administrator of General Services.

[F.R. Doc. 63–6696; Filed, June 25, 1963; 8:51 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management: Department of the Interior

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 3106]

[Idaho 013936]

IDAHO

Partly Revoking Public Land Order No. 783 of January 2, 1952

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Public Land Order No. 783 of January 2, 1952, which withdrew lands for the protection of the water supply for the City of Sandpoint, Idaho, is hereby revoked so far as it affects the following described lands:

BOISE MERIDIAN

T. 58 N., R. 2 W.,
Sec. 20, N½NW¼.

Containing approximately 80 acres.

2. The land is situated about eight miles northwest of Sandpoint, Idaho. It is typical mountain land lying at approximately 5,800 feet elevation. Vegetation consists of some scattered timber with an understory of brush and grasses.

3. Subject to valid existing rights and equitable claims, the requirements of applicable law, and the provisions of any existing withdrawals, the land is hereby opened to filing of applications and selections. All valid applications and selections under the nonmineral public land laws, and applications and offers under the mineral leasing laws, presented prior to 10:00 a.m. on July 1, 1963, will be considered as simultaneously filed at that hour. Rights under such applications and selections filed after that hour will be governed by the time of filing.

4. The land will be open to location under the United States mining laws at 10:00 a.m. on December 19, 1963.

5. The State of Idaho has waived the preference right of application granted to certain states under the provisions of the Act of August 27, 1958 (72 Stat. 928; 43 U.S.C. 851, 852).

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Boise, Idaho.

JOHN A. CARVER, Jr.,
Assistant Secretary of the Interior.

JUNE 20, 1963.

[F.R. Doc. 63-6666; Filed, June 25, 1963; 8:45 a.m.]

Title 46—SHIPPING

Chapter I—Coast Guard, Department of the Treasury

SUBCHAPTER S—NUMBERING OF UNDOCUMENTED VESSELS, STATISTICS ON NUMBERING AND "BOATING ACCIDENT REPORTS" AND ACCIDENT STATISTICS

[CGFR 63-41]

PART 171—STANDARDS FOR NUMBERING

Subpart 171.10—Application for Number

WYOMING SYSTEM OF NUMBERING APPROVED

Acting under the authority delegated by Treasury Department Order 167-32 dated September 23, 1958 (23 F.R. 7605) the Commandant, United States Coast Guard, on June 1, 1963, approved the Wyoming system for numbering of motorboats.

As provided in this approval, the Wyoming system shall be operative on and after June 1, 1963. On that date the authority to number motorboats principally used in the State of Wyoming passed to the State of Wyoming.

On and after June 1, 1963, the reports of "boating accidents" which involved motorboats numbered in the State of Wyoming, which were required to be reported to the Coast Guard, will be reported to the Game and Fish Commission, State of Wyoming, Cheyenne, Wyoming, pursuant to the Wyoming Enrolled Act No. 86 (House Bill No. 23 approved February 25, 1963) and implementing rules and regulations promulgated by the Game and Fish Commission for numbering of motorboats.

Because the amendment to § 171.10-1(a)(1) and (b), as set forth in this document, is an informative rule about official acts performed by the Commandant, it is hereby found that compliance with the Administrative Procedure Act (respecting notice of proposed rule making, public rule-making procedures thereon, and effective date requirements thereof) is unecessary.

By virtue of the authority vested in me as Commandant, United States Coast Guard, by Treasury Department Orders 120 dated July 31, 1950 (15 F.R. 6521), and 167-17 dated June 29, 1955 (20 F.R. 4976), to promulgate rules in accordance with the statutes cited with the informative rule below, the following amendment is prescribed:

In § 171.10-1 *To whom made* paragraph (a)(1) is amended by deleting from the list of States the name "Wyoming"; and paragraph (b) is amended by inserting in the list of States having approved numbering systems the name "Wyoming" to follow after the State of "Wisconsin."

(Sec. 3, 60 Stat. 238, and sec. 633, 63 Stat. 545; 5 U.S.C. 1002, 14 U.S.C. 633)

Dated: June 19, 1963.

[SEAL] D. McG. MORRISON,
Vice Admiral, U.S. Coast Guard,
Acting Commandant.

[F.R. Doc. 63-6728; Filed, June 25, 1963; 8:57 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket No. 14993 (RM-403); FCC 63-571]

PART 3—RADIO BROADCAST SERVICES

Table of Assignments, Television Broadcast Stations; Bellingham, Wash.

1. The Commission has before it for consideration its notice of proposed rule making, released March 8, 1963 (FCC 63-220), proposing that Channel 18+ presently assigned to Bellingham, Washington, be reserved for noncommercial educational use in Bellingham, as requested by Western Washington State College.

2. At the present time, Bellingham, Washington, a community of 34,688, has Channels 12+, 18+ and 24— assigned to it. Channel 12+ is presently operating as KVOS-TV. Neither Channel 18+ nor Channel 24— are presently licensed, and no applications are pending for their use.

3. No comments or reply comments were received in this proceeding.

4. Petitioner has stated that, if Channel 18+ is reserved, it would apply for a license to operate on that channel. The Radio and Television Committee, a standing committee of the petitioner's faculty, has made a number of studies of the television medium with a view to its use by the College. "* * * The station would carry programs covering a broad spectrum of educational interest, including instructional broadcasts for in-class reception by elementary and secondary schools during morning and afternoon, in-service programs for teachers and cadet-teachers, telecourses for college credit, children's programs, and general adult programs * * *" Petitioner intends to finance the station in part by applying to the Washington State Legislature and the Federal Government for grants.

5. In Docket No. 14229 the Commission announced that it would examine the present Table of Assignments and method of making assignments with a view toward fostering the expanded use of UHF channels and making the most efficient use of such channels. Although no final decision has been reached in this proceeding, we are concluding the subject proceeding so as to avoid delaying Western Washington State College, petitioner, from proceeding with its television plans. In the future it may become necessary to change the specific channels assigned. If this becomes necessary, every effort will be made to avoid changing those channels on which stations are operating or where authorized construction has reached a stage where a change in channel assignment would require the expenditure of additional funds.

6. Authority for the amendment adopted herein is contained in sections 4 (i) and (j), 303, and 307(b) of the Communications Act of 1934, as amended.

7. In view of the foregoing: *It is ordered,* That effective August 1, 1963, the Table of Assignments contained in § 3.606 of the Commission rules and regulations is amended to change the Bellingham entry under the State of Washington to read:

City:	*Channel No.*
Bellingham, Wash	12+, *18+, 24—

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interpret or apply secs. 303, 307, 48 Stat. 1082, 1083; 47 U.S.C. 303, 307)

Adopted: June 19, 1963.

Released: June 20, 1963.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 63-6739; Filed, June 25, 1963; 9:00 a.m.]

[1] Commissioners Bartley, Ford, and Loevinger, absent.