

In the Matter of Super Textile Co., Inc., a Corporation

Consent order requiring a New York City distributor of fabrics to cease importing or selling fabrics so highly flammable as to be dangerous when worn.

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

It is ordered, That respondent Super Textile Co., Inc., a corporation, and its officers, and respondent's representatives, agents, and employees, directly or through any corporate or other device, do forthwith cease and desist from:

(a) Importing into the United States; or

(b) Selling, offering for sale, introducing, delivering for introduction, transporting, or causing to be transported, in commerce, as "commerce" is defined in the Flammable Fabrics Act; or

(c) Transporting or causing to be transported, for the purpose of sale or delivery after sale in commerce,

any fabric which, under the provisions of section 4 of the said Flammable Fabrics Act, as amended, is so highly flammable as to be dangerous when worn by individuals.

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

Issued: December 12, 1966.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 67-264; Filed, Jan. 10, 1967;
8:46 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

Subpart C—Food Additives Permitted in Feed and Drinking Water of Animals or for the Treatment of Food-Producing Animals

AMPROLIUM, ZINC BACITRACIN, PROCAINE PENICILLIN

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition (FAP 5C1775) filed by the Commercial Solvents Corp., Terre Haute, Ind. 47808, and other relevant material, has concluded that the food additive regulations should be amended to provide for the safe use in turkey feed of amprolium in combination with therapeutic

levels of zinc bacitracin or a combination of procaine penicillin and zinc bacitracin. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)) and under the authority delegated to the Commissioner by the Secretary of Health, Education,

and Welfare (21 CFR 2.120; 31 F.R. 3008), Part 121 is amended as follows:

1. Section 121.210(c) is amended by adding to item 1.1 in table 1 new subitems l and m, as follows:

§ 121.210 Amprolium.

(c) * * *

TABLE 1.—AMPROLIUM IN COMPLETE CHICKEN AND TURKEY FEED

Principal ingredient	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
1.1 * * *	* * *	* * *	* * *	* * *	* * *
l. 1.1.....	113.5-227	Bacitracin.....	50-300	§ 121.233(d), table 1, items 3.1, 8.1.	§ 121.233(d), table 1, items 3.1, 8.1.
m. 1.1.....	113.5-227	Penicillin plus bacitracin.	50-200	§ 121.233(d), table 1, items 3.2, 8.2.	§ 121.233(d), table 1, items 3.2, 8.2.
* * *	* * *	* * *	* * *	* * *	* * *

2. Section 121.233(d) is amended by adding to items 3.2 and 8.2 in table 1 new subitems b and a, respectively, as follows:

§ 121.233 Zinc bacitracin.

(d) * * *

TABLE 1.—ZINC BACITRACIN IN COMPLETE CHICKEN AND TURKEY FEED

Principal ingredient	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
* * *	* * *	* * *	* * *	* * *	* * *
b. 3.1, 3.2.....	50-100	Amprolium.....	113.5-227	For turkeys; as prescribed in § 121.210(c), table 1, item 1.1.	§ 121.210(c), table 1, item 1.1.
* * *	* * *	* * *	* * *	* * *	* * *
a. 8.1, 8.2.....	100-200	Amprolium.....	113.5-227	For turkeys; as prescribed in § 121.210(c), table 1, item 1.1.	§ 121.210(c), table 1, item 1.1.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, written objections thereto, preferably in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: December 30, 1966.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 67-300; Filed, Jan. 10, 1967;
8:47 a.m.]

PART 121—FOOD ADDITIVES

Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

FILTERS, RESIN-BONDED

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 6B1896) filed by American Cyanamid Co., Wayne, N.J. 07470, and other relevant material, has concluded that the food additive regulations should be amended to provide for the use of melamine-formaldehyde resins in the production of resin-bonded filters intended for use in contact with food. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120; 31 F.R. 3008), § 121.2536(d)(3) is amended by inserting alphabetically in the list of resins a new item, as follows:

§ 121.2536 Filters, resin-bonded.

(d) * * *

(3) Resins:
Melamine-formaldehyde.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, written objections thereto, preferably in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 848(c)(1))

Dated: December 30, 1966.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 67-301; Filed, Jan. 10, 1967;
8:47 a.m.]

Title 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

MISCELLANEOUS AMENDMENTS TO CHAPTER

The following amendments to Chapter I of Title 8 of the Code of Federal Regulations are hereby prescribed:

PART 103—POWERS AND DUTIES OF SERVICE OFFICERS

§ 103.5 [Amended]

The sixth sentence of § 103.5 *Reopening or reconsideration* is amended to read as follows: "A motion to reopen shall state the new facts to be proved at the reopened proceeding and shall be supported by affidavits or other evidentiary material."

PART 212—DOCUMENTARY REQUIREMENTS; NONIMMIGRANTS; WAIVERS; ADMISSION OF CERTAIN INADMISSIBLE ALIENS; PAROLE

§ 212.4 [Amended]

The sixth sentence of paragraph (c) *Terms of authorization of § 212.4 Applications for the exercise of discretion under section 212(d)(3)* is amended to read as follows: "All other authorizations shall not authorize any application for admission on any date later than 6 months from the date the au-

thorization is issued and shall be valid for applications for admission at United States ports of entry only in accordance with the terms therein, except that when multiple entries have been approved the authorization may be made valid for a maximum period of 1 year."

PART 242—PROCEEDINGS TO DETERMINE DEPORTABILITY OF ALIENS IN THE UNITED STATES; APPREHENSION, CUSTODY, HEARING, AND APPEAL

Paragraph (a) of § 242.14 is amended to read as follows:

§ 242.14 Evidence.

(a) *Sufficiency.* No deportation order may be entered unless it is found by clear, unequivocal, and convincing evidence that the facts alleged as grounds for deportation are true.

(Sec. 103, 66 Stat. 173; 8 U.S.C. 1103)

This order shall be effective on the date of its publication in the FEDERAL REGISTER. Compliance with the provisions of section 553 of Title 5 of the United States Code (P.L. 89-554, 80 Stat. 383) as to notice of proposed rule making and delayed effective date is unnecessary in this instance because the amendment to § 103.5 relates to agency procedure, the amendment to § 212.4(c) confers benefits upon persons affected thereby, and the amendment to § 242.14 (a) is interpretative in nature.

Dated: January 6, 1967.

RAYMOND F. FARRELL,
Commissioner of
Immigration and Naturalization.

[F.R. Doc. 67-298; Filed, Jan. 10, 1967;
8:47 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 204—DANGER ZONE REGULATIONS

Pacific Ocean, Hawaii

Pursuant to the provisions of section 7 of the River and Harbor Act of August 18, 1917 (40 Stat. 266; 33 U.S.C. 1), Chapter XIX of the Army Appropriations Act of July 9, 1918 (33 U.S.C. 3) and Executive Proclamation 2732, § 204.226 is hereby prescribed, establishing and governing the use of a danger zone and two warning areas in the Pacific Ocean, Hawaii, effective 30 days after publication in the FEDERAL REGISTER, as follows:

§ 204.226 Pacific Ocean at Barking Sands, Island of Kauai, Hawaii; missile range facility.

(a) *The area.* The area, subdivided into three sections as described in paragraph (b) of this section, is outlined by lines connecting points as follows:

	Latitude N	Longitude W
A.....	22 13 00	159 42 00
B.....	22 09 55	159 42 00
Thence southerly and easterly along the coastline through:		
C.....	22 03 15	159 47 15
D.....	22 02 45	159 47 18
E.....	21 59 06	159 45 52
F.....	21 57 46	159 42 00
Thence along bearing 180° True to:		
G.....	21 52 00	159 42 00
Thence along straight lines to:		
H.....	21 49 00	159 50 00
I.....	21 54 00	159 54 00
J.....	22 04 00	160 04 00
K.....	22 16 00	160 02 00
L.....	22 17 00	159 56 00
Thence to A (point of beginning).		

(b) *Sections of the area.* (1) ALFA section is a danger zone extending seaward approximately 3 miles from the coastline and enclosed by lines connecting points as follows:

	Latitude N	Longitude W
C.....	22 03 15	159 47 15
Thence southerly along the coastline to:		
D.....	22 02 45	159 47 18
Thence along straight lines to:		
N.....	22 02 30	159 51 30
M.....	22 00 30	159 49 30
Thence to C (point of beginning).		

(2) BRAVO section is a warning area enclosed by lines connecting points as follows:

	Latitude N	Longitude W
A.....	22 13 00	159 42 00
Thence along a straight line to:		
B.....	22 09 55	159 42 00
Thence southerly along the shoreline to:		
C.....	22 03 15	159 47 15
Thence along straight lines to:		
M.....	22 06 30	159 49 30
N.....	22 02 30	159 51 30
D.....	22 02 45	159 47 18
Thence southeasterly along the coastline to:		
E.....	21 59 06	159 45 52
Thence along straight lines to:		
I.....	21 54 00	159 54 00
J.....	22 04 00	160 04 00
K.....	22 16 00	160 02 00
L.....	22 17 00	159 56 00
Thence to A (point of beginning).		

(3) CHARLIE section is a warning area enclosed by lines connecting points as follows:

	Latitude N	Longitude W
F.....	21 57 46	159 42 00
Thence easterly along the shoreline to:		
F.....	21 57 46	159 42 00
Thence along straight lines to:		
G.....	21 52 00	159 42 00
H.....	21 49 00	159 50 00
I.....	21 54 00	159 54 00
Thence to F (point of beginning).		

(c) *Markers.* Range markers, as described in this paragraph, are installed at points B, C, D, E, and F for navigational purposes.

(1) At point B, two triangular markers are installed facing north, 10 feet in length on each side, with red and white diagonal stripes. The markers are mounted atop 80-foot poles, spaced 100 yards apart on a true north-south line. The northernmost marker is 20 feet below the other.

(2) At point C, two triangular markers are installed facing northwesterly, 10 feet in length on each side, with red and white diagonal stripes. The markers are mounted atop 80-foot poles, spaced 100 yards apart, on a line bearing 150°-330° True. The northwesterly marker is 20 feet below the other.

(3) At point D, two triangular markers are installed facing southwesterly, 10 feet in length on each side, with red and white diagonal stripes. The markers are mounted atop 80-foot poles, spaced 100 yards apart, on a line bearing 060°-240° True. The southwesterly marker is 20 feet below the other.

(4) At point E, two triangular markers are installed facing southwesterly, 10 feet in length on each side, with red and white diagonal stripes. The markers are mounted atop 80-foot poles, spaced 100 yards apart, on a line bearing 057°-237° True. The southernmost marker is 20 feet below the other.

(5) At point F, two triangular markers are installed facing south, 10 feet in length on each side, with red and white diagonal stripes. The markers are mounted atop 80-foot poles, spaced 100 yards apart, on a line bearing true north-south. The southernmost marker is 20 feet below the other.

(d) *Purpose.* Operations dangerous to nonparticipants, including subsurface operations and missile launches from shore, ships and aircraft, may take place within the danger zone and warning areas at any hour of any day.

(e) *The regulations—(1) ALFA section; danger zone.* Entry into the area by any person, boat, vessel, or other craft is prohibited at all times.

(2) *BRAVO and CHARLIE sections; warning areas.* When these areas are scheduled for operations, they should be considered unsafe for nonparticipating surface craft. When a scheduled operation is about to be undertaken, nonparticipating surface craft in the area(s) will be so informed by radio and/or Navy patrol boat(s) or aircraft equipped with a loudspeaker system. Requests for expeditious clearance of the area(s) will be issued by the surveillance craft.

(3) *Notices.* Notices concerning the status of the danger zone and warning areas and the schedule of operations will be given by "Notice to Mariners," local newspapers, posting on appropriate bulletin boards, and radio. Requests for information as to the schedule of operations may be addressed to the Officer-in-Charge, Barking Sands Range, Barking Sands, Kauai, Hawaii, either in person, by telephone, by mail, or by radio

on frequencies announced from time to time.

(4) *Enforcement.* The regulations in this section, as to the danger zone, shall be enforced by the Officer-in-Charge, Barking Sands Range, Barking Sands, Kauai, Hawaii, or his authorized representatives, who, in the interest of safety of navigation within the warning areas (BRAVO and CHARLIE) shall also lend full cooperation and assistance to all nonparticipating surface craft approaching or within the areas.

[Regs., Dec. 13, 1966, 1507-32 (Pacific Ocean, Hawaii) ENGCW-ON]

(Sec. 7, 40 Stat. 266, Ch. XIX, 40 Stat. 892; 33 U.S.C. 1, 3)

KENNETH G. WICKHAM,
Major General, U.S. Army,
The Adjutant General.

[F.R. Doc. 67-268; Filed, Jan. 10, 1967;
8:45 a.m.]

Title 45—PUBLIC WELFARE

Chapter VII—Commission on Civil Rights

PART 705—EMPLOYEE RESPONSIBILITIES AND CONDUCT

Pursuant to and in conformity with sections 201 through 209 of Title 18 of the United States Code, Executive Order 11222 of May 8, 1965 (30 F.R. 6469), and Title 5, Part 735 of the Code of Federal Regulations, Part 705 is added to Title 45 of the Code of Federal Regulations reading as follows:

Sec.	
705.735-1	Adoption of regulations.
705.735-2	Statements of employment and financial interests.
705.735-3	Review of statements of employment and financial interests.
705.735-4	Disciplinary and other remedial action.
705.735-5	Gifts, entertainment, and favors.
705.735-6	Outside employment.
705.735-7	Miscellaneous statutory provisions.
705.735-8	Specific provisions of Commission regulations governing special Government employees.

AUTHORITY: The provisions of this Part 705 issued under E.O. 11222, 30 F.R. 6469, 3 CFR 1965 Supp.; 5 CFR 735.101 et seq.

§ 705.735-1 Adoption of regulations.

Pursuant to 5 CFR 735.104(f), the U.S. Commission on Civil Rights (referred to hereinafter as the Commission) hereby adopts the following sections of Part 735 of Title 5, Code of Federal Regulations: 735.101-735.102, 735.202 (a), (c), (d), (e), 735.210, 735.302, 735.303(a), 735.304, 735.305(a), 735.403 (a)-(c), 735.404-735.411, 735.412 (b) and (d). These adopted sections are modified and supplemented as set forth in this part.

§ 705.735-2 Statements of employment and financial interest.

(a) In addition to the employees required to submit statements of employment and financial interests under 5 CFR 735.403(a)-(c), employees in the following named positions shall submit

statements of employment and financial interests:

(1) The Executive Officer of the Commission.

(2) Special Assistants to the Staff Director.

(b) A statement of employment and financial interests is not required under this part from Members of the Commission. Members of the Commission are subject to 3 CFR 100.735.31 and are required to file a statement only if requested to do so by the Counsel to the President.

§ 705.735-3 Review of statements of employment and financial interests.

Each statement of employment and financial interests submitted under this part shall be submitted to and reviewed by the General Counsel, except that the statement of the General Counsel shall be submitted to and reviewed by the Staff Directors. When a review indicates a conflict between the interests of an employee or special Government employee of the Commission and the performance of his services for the Government, the reviewing official shall have the indicated conflict brought to the attention of the employee, grant the employee or special Government employee an opportunity to explain the indicated conflict, and attempt to resolve the indicated conflict. If, in the case of a statement (other than a statement of the Staff Director) reviewed by the General Counsel, the indicated conflict cannot be resolved, the General Counsel shall forward a written report on the indicated conflict to the Staff Director through the counselor for the Commission designated under 5 CFR 735.105(a). Should a conflict be indicated in a statement of the Staff Director or the General Counsel, and the conflict cannot be resolved, the reviewing official shall forward a written report on the indicated conflict to the Chairman of the Commission.

§ 705.735-4 Disciplinary and other remedial action.

An employee or special Government employee of the Commission who violates any of the regulations in this part or adopted under § 705.735-1 may be disciplined. The disciplinary action may be in addition to any penalty prescribed by law for the violation. In addition to or in lieu of disciplinary action, remedial action to end conflicts or appearance of conflicts of interest may include but is not limited to:

- (a) Changes in assigned duties;
- (b) Divestment by the employee or special Government employee of his conflicting interest; or
- (c) Disqualification for a particular assignment.

§ 705.735-5 Gifts, entertainment, and favors.

The Commission authorizes the exceptions to 5 CFR 735.202(a) set forth in 5 CFR 735.202(b) (1)-(4).

§ 705.735-6 Outside employment.

An employee of the Commission may engage in outside employment or other