

B. *Saving clause.* Shipments of commodities removed from general license as a result of changes set forth in Part A above which were on dock for lading, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to actual orders for export prior to 12:01 a.m. January 22, 1968, may be exported under the previous general license provisions up to February 14, 1968. Any such shipment not laden abroad the exporting carrier on or before February 14, 1968, requires a validated license for export.

[F.R. Doc. 68-741; Filed, Jan. 22, 1968, 8:45 a.m.]

Chapter X—Office of Foreign Direct Investments, Department of Commerce

PART 1000—FOREIGN DIRECT INVESTMENT REGULATIONS

Miscellaneous Amendments

In order to clarify the scope of the Foreign Direct Investment regulations, certain amendments thereto are set out below. Both the regulations and these amendments implement Executive Order 11387, 33 F.R. 47. Since a foreign affairs function of the United States is involved, the requirements of 5 U.S.C. 553 are not applicable. In any event, because of the need for immediate clarification it is hereby found that notice and public procedures prior to the promulgation of these amendments to the regulations, and making the amendments subject to the effective date limitation of subsection (d) of that section, are impracticable and contrary to the public interest.

1. In § 1000.201, paragraph (a) (introductory text) is amended to read as follows:

(a) Except as specifically authorized by the Secretary of Commerce (hereinafter referred to as the Secretary) by means of regulations, rulings, instructions, authorizations, licenses, waivers, or exemptions or otherwise, all of the following transactions directly or indirectly by or on behalf of or for the benefit of a direct investor are prohibited on or after the effective date, if any such transaction involves a direct or indirect transfer of capital to or within any foreign country:

2. Section 1000.305 is revised to read as follows:

§ 1000.305 Affiliated foreign nationals.

The term "affiliated foreign national" means any foreign national in which a person within the United States is, or shall become as a result of a transfer of capital, a direct investor.

3. Section 1000.312 is revised to read as follows:

§ 1000.312 Transfer of capital.

The term "transfer of capital" shall mean a transfer of capital, directly or indirectly, by or on behalf of, or for the benefit of, a direct investor directly or indirectly to or on behalf of, or for the benefit of an affiliated foreign national

or in connection with the acquisition of an interest in an affiliated foreign national (including any foreign national which shall become affiliated as a result of or in connection with such transfer or acquisition), including, but not by way of limitation:

(a) A net contribution to the capital of an affiliated foreign national;

(b) The acquisition of an interest in, or an increase in net interest in, an affiliated foreign national;

(c) The acquisition of an obligation of an affiliated foreign national, regardless of the maturity date of the obligation, to the extent the principal amount of all such obligations exceeds that of obligations of the direct investor acquired by such foreign national, except obligations acquired by a direct investor by subrogation in connection with transfers described in paragraphs (e) and (f) of this section;

(d) A net increase in loans or advances upon open account to an affiliated foreign national;

(e) A transfer to a foreign national in satisfaction of an obligation of a direct investor incurred as a result of (1) a guarantee of an obligation of an affiliated foreign national to a foreign national, or (2) the assumption of a liability of an affiliated foreign national to a foreign national;

(f) A transfer to any other person wheresoever located in satisfaction of an obligation of a direct investor incurred as a result of (1) a guarantee of an obligation of an affiliated foreign national to a person within the United States, or (2) the assumption of a liability of an affiliated foreign national to a person within the United States;

(g) A transfer of funds or other property to a foreign national in repayment or satisfaction of indebtedness incurred before or after the effective date to the extent the use of the proceeds of such indebtedness, whether occurring before or after the effective date constituted a transfer of capital.

4. Section 1000.315 is revised to read as follows:

§ 1000.315 General authorization and exemption.

The terms "general authorization" and "general exemption" mean those authorizations and exemptions, the terms of which are set forth in this part or published in the FEDERAL REGISTER.

§ 1000.504 [Amended]

5. In § 1000.504, paragraphs (a) and (b) are revised to read as follows:

(a) Subject to the provisions of paragraphs (b) and (c) of this section, the following provisions of this section shall apply to the whole of aggregate direct investment in any year if such aggregate investment is in excess of \$100,000.

(b) (1) In determining the existence, or the extent, of a transfer of capital during any year within the meaning of this section and in determining the extent to which a transfer of capital during any year is authorized by this section, both the amount of direct investment during the year or years and the average amount of direct investment during the years 1965 and 1966 inclusive shall be

calculated by deducting such portion of net borrowings (whether incurred in such year or any previous year) by the direct investor from foreign nationals other than affiliated foreign nationals as is or was expended in such direct investment (including for this purpose borrowings occurring after the date of such direct investment but as part of one transaction or a group of integrated transactions, provided the borrowing occurs within 90 days after such transfer of capital and during the same year): *Provided, however,* That amounts so borrowed with an original maturity of less than 12 months from the original date of borrowing shall not be so deducted unless, in the case of a borrowing after the effective date, there exists provision for renewal, extension or continuance of such borrowing for a total term of at least 12 months, and the direct investor certifies to the Secretary that it reasonably expects that such borrowing will not be repaid in less than 12 months from its original date or, in the case of a borrowing expended in direct investment during 1965 and 1966 inclusive, such borrowing was not in fact repaid in less than 12 months from the original date of such borrowing;

(2) In determining the existence, or extent, of a transfer of capital by or on behalf of, or for the benefit of, a person within the United States who is a direct investor directly or indirectly to or on behalf of, or for the benefit of, a foreign national which is an affiliated foreign national during any year within the meaning of this section, there shall be included any transfer of capital by which such person within the United States becomes a direct investor and all transfers to or on behalf of, or for the benefit of, such foreign national (which were not transfers of capital) by or on behalf of, or for the benefit of, such person within the United States within 12 months (whether or not during the same year) prior to the date of the transfer of capital by which it became a direct investor.

§ 1000.505 [Amended]

7. Section 1000.505 is amended by inserting "(a)" before the first paragraph thereof, by redesignating paragraphs (a) and (b) as subparagraphs (1) and (2), respectively, and by adding at the end thereof a new paragraph (b) reading as follows:

(b) Nothing contained in this section shall prohibit a direct investor, although such direct investor is also a foreign national, from transferring the proceeds of any borrowing from or other credit extended by a foreign national outside the United States (other than an affiliated foreign national) to a national or nationals of any country or countries listed in any Schedule or Schedules but such exemption shall not be deemed to exempt such direct investor from compliance with § 1000.504(a).

Dated: January 22, 1968.

A. B. TROWBRIDGE,
Secretary of Commerce.

[F.R. Doc. 68-949; Filed, Jan. 23, 1968; 3:11 p.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department

SUBCHAPTER C—INTERNATIONAL MAIL

APPENDIX—DIRECTORY OF INTERNATIONAL MAIL

Miscellaneous Amendments

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

I. In the appendix to Subchapter C—The Directory of International Mail under Individual Country regulations make the following changes:

A. Under the country item Afghanistan make the following changes:

1. Under Postal Union mail, add a new item for Insurance after the item Registration.

Postal Union Mail

Insurance. Not applicable to postal union mail.

2. Under Parcel Post, the weight limit is increased to 22 pounds and items Registration and Insurance are added.

Parcel Post

Weight limit. 22 pounds.

Registration. No provision.

Insurance. No provision.

B. Under Parcel Post in the country item Argentina, the items Observations and Prohibitions are revised to read as follows:

Observations. Parcels may be addressed to banks or other organizations for ultimate delivery to second addressees. The latter however may not take delivery without written authority from the first addressee, unless the sender arranges for change of address as provided in Part 247 of this chapter.

Commercial parcels exceeding 550 Argentine pesos in value must be accompanied by an invoice in duplicate which does not require consular legalization but must include a declaration signed by the seller or his representative reading: "I declare under oath that all the information given in this invoice is true and that the prices are those actually paid (or to be paid). I also declare that no agreement exists whereby these prices can be changed."

Used clothing addressed to individuals is limited to 22 pounds per parcel. Each parcel containing used clothing must have endorsed a notarized and legalized statement from a dry-cleaning or disinfecting establishment that the clothing has been thoroughly cleaned or disinfected. After the statement has been notarized, the notarization must be certified by the county clerk or other competent official. The statement must then be sent to an Argentine consulate accompanied by a fee of \$7.40 for legalization. After the consulate returns the legalized statement, it must be enclosed in the

parcel with the clothing. The wrapper of the parcel must be marked "Legalized disinfection certificate enclosed."

Prohibitions.—For the protection of animals or plants: Bees unless accompanied by an official sanitary certificate visaed by an Argentine consul.

Furs and skins of chinchillas and vicunas.

For other reasons: Coins, banknotes, values payable to bearer, jewels, precious stones and other precious articles.

Used clothing unless accompanied by a legalized disinfection certificate as set forth in "Observations," and the wrapper is endorsed as prescribed.

Radio and television receivers, phonographs and combinations.

C. Under the country item Ascension make the following changes:

1. Under Postal Union Mail, the item Air rates is revised to show a new fee of 15 cents per half ounce for letters and a new item Insurance is inserted after the item Registration.

Postal Union Mail

Air rates. Letters, 15 cents per half ounce. (See Chart 3, Table III.)

Single post cards and aerogrammes, 13 cents each; printed matter, matter for the blind, samples of merchandise, and small packets, 50 cents first 2 ounces; 20 cents each additional 2 ounces or fraction. (See Chart 3, Table VI.)

Insurance. Not applicable to postal union mail.

2. Under Parcel Post the item Weight limit is revised to show a new allowable weight of 22 pounds. In addition, the item Indemnity is deleted and two new items, Registration and Insurance are inserted in lieu thereof.

Parcel Post

Weight limit. 22 pounds.

Registration. No provision.

Insurance. No provision.

D. Under the country item Austria, make the following changes:

1. Under Postal Union Mail, make the following changes:

a. A new item Insurance is added directly following the item Registration which reads as follows:

Postal Union Mail

Insurance. Not applicable to Postal Union mail.

b. The item Prohibition and import restrictions is revised, which reads as follows:

Postal Union Mail

Prohibitions and import restrictions. The articles prohibited or restricted as parcel post are prohibited or restricted in the postal union mail.

2. Under Parcel Post make the following changes:

a. A new item Registration is added directly following the item Special handling.

Parcel Post

Registration. No provision.

b. The items Prohibitions and Import restrictions are revised to read as follows:

Parcel Post

Prohibitions. Articles of gold, silver, or platinum which are not of the fineness required by the Austrian regulations. Articles bearing marking such as "14k gold filled", "gold plated", or others which may give a false impression that they consist of precious metal.

Poisonous substances for medical, scientific, industrial, agricultural or household use, unless addressed to pharmacists or dealers authorized to sell poisons.

Meat and animal products, unless accompanied by an official certificate of origin and health, except for individual shipments of meat or preparations thereof of not exceeding three kilograms (6 lbs. 9 oz.) in weight, which are exempt from the requirement.

Import restrictions. The attention of senders should be called to the following requirements, which must be met by addressees:

Import licenses are required for many types of merchandise. Gift shipments are exempt up to a value of 1,000 schillings (\$38.50).

Special permission must be obtained to take delivery of the following:

Firearms other than sporting guns; silencers or searchlights for firearms; guns for discharging gas or liquid; black-jacks, brass knuckles and daggers.

Tobacco products. Licenses are granted without difficulty if the value does not exceed 100 schillings (\$3.85).

Austrian coins.

Postage stamps of other countries than Austria exceeding 500 schillings (\$19.25) in value.

Radio receivers.

Medicinal preparations of all kinds, including cosmetic and dietetic products sold as remedies; serums and vaccines; veterinary medicines.

E. Under Postal Union Mail in the country item Canada insert a new sentence at the beginning of the explanation for the item Observations.

Postal Union Mail

Observations. The address of mail for Canada should include the province. * * *

F. In the country item Ecuador make the following changes.

1. Under Postal Union Mail insert a new item Insurance immediately following the item Registration.

Postal Union Mail

Insurance. Not applicable to Postal Union Mail.

2. Under Parcel Post insert a new sentence immediately following the first sentence in the item *Observations*.

Parcel Post

Observations. * * *

Certificates of mailing on Form 3817 or 3877 in quadruplicate must be submitted to the Consulate with the invoices. See Part 248 of this chapter. * * *

G. Under Parcel Post in the country item France, the material beginning with the words "For other reasons" and ending at the end of the country item under *Prohibitions* is amended to read as follows:

Parcel Post

Prohibitions. * * *

For other reasons: Goods bearing false marks of French manufacture or origin.

Books in the French language printed abroad, unless the names of the publisher and printer are shown as prescribed by the French copyright laws.

Canned vegetables, fish, plums and nuts not bearing an indication of the country of origin by stamping, in plain raised or sunken letters at least 4 millimeters high, in the middle of the top or bottom and in a place not bearing any inscription.

Pure powdered saccharine may be imported only by the French Government. Other artificial sweetening materials are prohibited.

Measuring instruments marked in units not complying with French law.

Funeral urns.

H. The name of the country "French Somaliland" is changed to "French Territory of the Afars and Issas."

I. In the country item Germany make the following changes:

1. Under Postal Union Mail the sixth paragraph under the item *Prohibitions* is amended to read as follows:

Postal Union Mail

Prohibitions. * * *

Postage stamps, canceled or not, stamped paper and stamps in bulk, unless ordered for specific addresses by the Deutsche Buch-Export und -Import GmbH, or sent as exchange material to members of the East German philatelic organization under special conditions prescribed by the customs authorities.

2. Under Parcel Post insert the words "phonograph records" between the phrases "medicaments of any kind" and "tape recordings" found in the fourth paragraph of the material under the item *Observations*.

J. Under the country item Gibraltar make the following changes:

1. Under Postal Union Mail the item *Import restrictions* is changed to *Pro-*

hibitions and import restrictions and reads as follows:

Postal Union Mail

Prohibitions and import restrictions. Articles prohibited or restricted as parcel post and prohibited or restricted in the postal union mail.

2. Under Parcel Post a new item *Prohibitions* is inserted immediately preceding the item *Import restrictions* and reads as follows:

Parcel Post

Prohibitions. Lighters containing butane gas and refills therefor.

K. Under the country item Gilbert and Ellice Islands Colony make the following changes:

1. Under Postal Union Mail a new item *Insurance* is inserted immediately preceding the item *Special Delivery* and reads as follows:

Postal Union Mail

Insurance. Not applicable to Postal Union mail.

2. Under Parcel Post the weight limit is increased to 22 pounds and two new items *Registration* and *Insurance* supersede the item *Indemnity* which is deleted.

Parcel Post

Weight limit. 22 pounds.

Indemnity. [Deleted]

Registration. No provision.

Insurance. No provision.

L. In the country item India the item *Prohibitions and import restrictions* under Postal Union is revised to read as follows:

Postal Union Mail

Prohibitions and import restrictions. Works of art (including photographs), forms ruled or printed, account and manuscript books, labels, advertising matter (except trade catalogs and circulars), almanacs in sheets or in cards, and other cards, as well as waste paper and old newspaper for packing, are not admitted as printed matter when sent as merchandise, inasmuch as they are liable to customs duty.

Coins, banknotes, paper money, manufactured or unmanufactured platinum, gold or silver, precious stones, jewels and other precious articles.

Articles prohibited or restricted as parcel post are prohibited or restricted in the postal union mail.

M. In the country item Ireland (Eire) make the following changes:

1. Under Postal Union mail make the following changes:

a. A new item *Insurance* is inserted immediately after the item *Registration*.

Postal Union Mail

Insurance. Not applicable to Postal Union mail.

b. The last sentence of the material under *Prohibitions and import restrictions* is deleted.

2. Under Parcel Post make the following changes:

a. A new item *registration* is inserted immediately following the item *Special handling*.

Parcel Post

Registration. No provision.

b. *Prohibitions* is revised to read as follows:

Parcel Post

Prohibitions. For sanitary reasons: Circulars or advertisements relating to the prevention or treatment of venereal disease, unless addressed to physicians or pharmacists.

Tea, unless imported by "Tea Importers (1958) Ltd."

Margarine, skimmed milk, and other diluted or adulterated foodstuffs, unless suitably labeled.

State monopolies, etc.: Coins, other than those of Ireland.

For other reasons: Coins exceeding £5 in value unless declared to be for ornament.

Tobacco, cigars, or cigarettes packed with other articles. Extracts, essences, or concentrations of tobacco, coffee, tea, or chicory. Tobacco cut and compressed, sweetened or adulterated. See also "Import restrictions" below.

Oiled or varnished cloth or similar articles, unless accompanied by a certificate as follows: "The oilcloth or similar articles in this parcel have been stoved at a temperature of 140° F. until completely dried, and then cured for at least a month before packing."

Carbon paper, except for typewriter carbon paper which must be described on the customs declaration as follows: "Typewriter carbon paper coated with wax and containing no oxidizable or fatty substance."

Saccharine and similar substances, unless sent in 11-pound parcels containing no other merchandise.

Articles bearing false trademarks or lacking the indication of origin required by the Irish regulations.

c. The last sentence of the material under *Import restrictions* is deleted.

N. In the country item Jamaica (including Cayman Islands) under Parcel Post, the item *Prohibitions* is revised to read as follows:

Parcel Post

Prohibitions.—For the protection of animals and plants: Uncooked pork, including ham and bacon, and all uncooked pork products.

Bees (except queens by permission of the Ministry of Agriculture), honey, and material already used by bee raisers.

Citrus fruits, coconuts in their husks.
Cotton, including cotton lint, cottonseed, and any part of the cotton plant.
For other reasons: Coffee and coffee products.

O. In the country item Kenya make the following changes:

1. Under Postal Union mail make the following changes:

a. A new item *Insurance* is inserted after the item *Registration*.

Postal Union Mail

Insurance. Not applicable to Postal Union Mail.

b. The item *Prohibitions and import restrictions* is revised to read as follows:

Postal Union Mail

Prohibitions and import restrictions. Articles prohibited or restricted as parcel post are prohibited or restricted in the postal union mail, except that registered letters may contain coins up to 100 shillings (\$14) in value, banknotes, coupons, values payable to bearer, manufactured or unmanufactured platinum, gold or silver, precious stones, jewelry, or other precious articles.

2. Under Parcel Post make the following changes:

a. The item *Indemnity* is deleted and new items *Registration* and *Insurance* are inserted in lieu thereof.

Parcel Post

Indemnity. [Deleted]
Registration. No Provision.
Insurance. No provision.

b. The item *Prohibitions* is revised to read as follows:

Parcel Post

Firearms and articles resembling deadly weapons.

Military or civil uniforms and clothing resembling them, except by permit of the Kenya government.

Used clothing, bedding and similar articles for sale, unless accompanied by a certificate of disinfection.

Articles bearing false markings or accompanied by false guarantees.

Coins, banknotes, coupons, values payable to bearer, manufactured or unmanufactured platinum, gold or silver, precious stones, jewelry, or other precious articles. The foregoing, except for coins over 100 shillings (\$14) in value, are admitted in registered letters only.

Traps capable of killing or capturing any domestic animal, except with permission of the Chief Game Warden of Kenya.

Articles bearing Boy Scout or Girl Scout insignia, except with authorization of the Kenya Boy Scout or Girl Guide Commissioner.

P. In the country item Kuwait under Parcel Post, the item *Import restrictions* is revised to read as follows:

Parcel Post

Import restrictions. Addressees are required to obtain import licenses for preserved meat, dairy products, drugs, serums and vaccines.

Commercial importations of the following require approval of the Ministry of Commerce and Industry of Kuwait: Manufactured or unmanufactured gold, silver and platinum; precious stones, jewelry and other precious articles; jewelers' scales, weights, assay material and appraising equipment.

Q. In the country item Madagascar (Malagasy Republic) under Parcel Post the item *Weight Limit* is changed to 44 pounds.

Parcel Post

Weight limit. 44 pounds.

R. In the country item Malawi under Parcel Post, the item *Prohibitions* is revised to read as follows:

Parcel Post

Prohibitions. Pharmaceutical specialties unless plainly marked with composition and dosage.

S. In country item Mauritius and Dependencies (including Rodrigues) make the following changes:

1. Under Postal Union Mail a new item *Insurance* is inserted following the item *Registration*.

Postal Union Mail

Insurance. Not applicable to Postal Union Mail.

2. Under Parcel Post the item *Indemnity* is deleted and new items *Registration* and *Insurance* are inserted in lieu thereof.

Parcel Post

Indemnity. [Deleted]
Registration. No provision.
Insurance. No provision.

T. In the country item Mexico under Postal Union mail the item *Prohibitions and import restrictions* is revised to read as follows:

Postal Union Mail

Prohibitions and import restrictions. Banknotes and values payable to bearer unless addressed to Mexican banks. The Mexican postal authorities assume no responsibility in case of loss of registered articles containing such items.

Works reprinted abroad in violation of the Mexican copy right laws.

Perishable biological materials.
Articles prohibited or restricted as parcel post are prohibited or restricted in the postal union mail.

U. In the country item Netherlands under Parcel Post the item *Import restrictions* is revised to read as follows:

Parcel Post

Import restrictions. Authorization from the Nederlandsche Bank is required to be obtained by the addressee for the importation of gold, manufactured or not; gold coins; current instruments of payment; securities; acknowledgements of debt; and shares of stock.

V. In the country item Rhodesia under Parcel Post the item *Prohibitions* is revised to read as follows:

Parcel Post

Prohibitions. Medicines not labeled with the name, formula and composition in English.

Advertisements concerning the treatment of venereal disease, unless addressed to physicians or pharmacists for professional use.

Vaccines, sera, and similar substances, unless labeled with the name and address of the manufacturer and the date of manufacture or the date after which the preparation is not to be used.

Bank notes as well as gold, platinum, silver, jewels, and other precious articles.

W. In the country item St. Helena make the following changes:

1. Under Postal Union Mail, a new item *Insurance* is inserted following the item *Registration*.

Postal Union Mail

Insurance. Not applicable to Postal Union Mail.

2. Under Parcel Post make the following changes:

a. The item *Weight limit* is revised to show a 22 pound limit.

Parcel Post

Weight limit. 22 pounds.

b. The item *Indemnity* is deleted and two new items *Registration* and *Insurance* are inserted in lieu thereof.

Parcel Post

Indemnity. [Deleted.]
Registration. No provision.
Insurance. No provision.

X. In the country item Santa Cruz Islands make the following changes:

1. Under Postal Union Mail a new item *Insurance* is inserted following the item *Registration*.

Postal Union Mail

Insurance. Not applicable to Postal Union Mail.

2. Under Parcel Post make the following changes:

a. The item *Weight limit* is revised to show a new 22 pound limit.

Parcel Post

Weight limit. 22 pounds.

- b. The item *Air parcel post* is deleted.
c. The item *Indemnity* is deleted and two new items, *Registration* and *Insurance* are inserted in lieu thereof.

Parcel Post

Indemnity. [Deleted.]
Registration. No provision.
Insurance. No provision.

Y. In the country item *Seychelles* make the following changes:

1. Under Postal Union Mail a new item *Insurance* is inserted following the item *Registration*.

Postal Union Mail

Insurance. Not applicable to Postal Union Mail.

2. Under Parcel Post make the following changes:

- a. The item *Weight limit* is revised to show a new limit of 22 pounds.

Parcel Post

Weight limit. 22 pounds.

- b. The item *Indemnity* is deleted and two new items *Registration* and *Insurance* are inserted in lieu thereof.

Parcel Post

Indemnity. [Deleted.]
Registration. No provision.
Insurance. No provision.

Z. Under Solomon Islands item make the following changes:

1. Under Postal Union Mail a new item *Insurance* is inserted following the item *Registration*.

Postal Union Mail

Insurance. Not applicable to Postal Union Mail.

2. Under Parcel Post make the following changes:

- a. The item *Weight limit* is revised to show a new limit of 22 pounds.

Parcel Post

Weight limit. 22 pounds.

- b. The item *Indemnity* is deleted and two new items *Registration* and *Insurance* are inserted in lieu thereof.

Parcel Post

Indemnity. [Deleted.]
Registration. No provision.
Insurance. No provision.
II. In places not included in alphabetical list of countries make the following changes:

- A. Insert in proper alphabetical order the following country items:

CONGO (LEOPOLDVILLE) (CONGO [KINSHASA])**FRENCH SOMALILAND (FRENCH TERRITORY OF AFARS AND ISSAS)**

B. Amend the country item—

SOMALILAND (SOMALI REPUBLIC OR FRENCH SOMALILAND TO READ SOMALILAND (SOMALI REPUBLIC OR FRENCH TERRITORY OF AFARS AND ISSAS))

(5 U.S.C. 301, 39 U.S.C. 501, 505)

TIMOTHY J. MAY,
General Counsel.

JANUARY 17, 1968.

[F.R. Doc. 68-827; Filed, Jan. 22, 1968;
8:46 a.m.]

Title 46—SHIPPING**Chapter II—Maritime Administration, Department of Commerce****SUBCHAPTER J—MISCELLANEOUS**

[General Order 86, Rev.]

PART 380—PROCEDURES**Procedure for Filing Applications**

Subpart A of this part is hereby revised to read as follows:

Subpart A—Filing Applications Under Section 805(a), 1936 Act

- Sec.
380.1 Purpose.
380.2 Filing applications.
380.3 Notices; statements from interested parties and arrangements for hearing.
380.4 Exception to procedure.

AUTHORITY: The provisions of this Subpart A issued under sec. 204, 49 Stat. 1987, as amended; 46 U.S.C. 1114.

§ 380.1 Purpose.

To prescribe procedure to be followed for filing applications submitted to the Maritime Subsidy Board/Maritime Administration pursuant to the provisions of section 805(a), Merchant Marine Act, 1936, as amended.

§ 380.2 Filing applications.

(a) An applicant under section 805(a) shall file his application (16 copies, including three originals) with the Secretary, Maritime Subsidy Board/Maritime Administration at least 15 days in advance of the effective date of the action proposed in the application.

(b) The application shall concisely and clearly reflect:

(1) Whether the applicant holds an operating-differential subsidy contract under title VI of the Act, or has applied for such type contract, or

(2) Whether the applicant has a Government-owned vessel on charter under title VII of the Act or has applied for the charter of a Government-owned vessel thereunder;

(3) The action for which approval of the Maritime Subsidy Board/Maritime Administration is sought, stated in terms of a request for permission to, directly or

indirectly, own, operate, or charter a vessel(s) in the domestic intercoastal or coastwise service, or to own a pecuniary interest, directly or indirectly, in any person or concern that owns, charters, or operates any vessel(s) in the domestic intercoastal or coastwise service; and

(4) Whether the operator of the vessel to be engaged in the domestic trade is a citizen of the United States as required by and within the meaning of section 2 of the Shipping Act, 1916.

§ 380.3 Processing of application.

All applications under section 805(a) shall be referred to the Chief, Office of Government Aid, Maritime Administration, for consideration and such further action as may be appropriate.

§ 380.4 Notices; statements from interested parties and arrangements for hearing.

(a) A notice shall be published in the FEDERAL REGISTER which shall:

(1) Identify and abstract the subject of the application;

(2) Provide that interested parties may inspect the proposed application in the Office of Government Aid, Maritime Administration;

(3) Provide for a specific date by which parties having any interest (within the meaning of section 805(a)) in such application and desiring to be heard on issues pertinent to section 805(a) shall petition to intervene, or submit a written statement with reference to the application addressed to the Secretary, Maritime Subsidy Board/Maritime Administration.

(4) Provide that if no petitions for leave to intervene are received within the specified time, the Maritime Subsidy Board/Maritime Administration will take such action as may be deemed appropriate.

(5) Provide that in the event petitions are received from parties with standing to be heard on the application, a hearing will be held on a date specified in the notice.

(6) Indicate that the purpose of the hearing will be to receive evidence under section 805(a) relative to whether the proposed operation (i) could result in unfair competition to any person, firm, or corporation operating exclusively in the coastwise or intercoastal service or (ii) would be prejudicial to the objects and policy of the Act relative to domestic trade operations.

§ 380.5 Exception to procedure.

The Maritime Subsidy Board or the Maritime Administrator may dispense with the publication of notice when not inconsistent with applicable laws.

By order of the Acting Maritime Administrator and the Maritime Subsidy Board.

Dated: January 18, 1968.

JOHN M. O'CONNELL,
Assistant Secretary.

[F.R. Doc. 68-878; Filed, Jan. 22, 1968;
8:49 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[A 1359]

ARIZONA

Notice of Classification of Public Lands for Multiple-Use Management

1. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411-18) and to the regulations in 43 CFR Parts 2410 and 2411, the public lands within the Hualapai-Aquarius Unit described below are hereby classified for multiple-use management, together with any land therein that may become public land in the future. Publication of the notice has the effect of segregating the public land in the described unit from appropriation under the agricultural land laws (43 U.S.C. Parts 7 and 9, 25 U.S.C. 334) and from sale under section 2455 of the Revised Statutes (43 U.S.C. 1171). It also has the effect of further segregating the lands described in paragraph 3b from State exchange (43 U.S.C. 315g(c)). All the described lands shall remain open to all other forms of appropriation, including the mining and mineral leasing laws. As used in this order, the term "public lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for a Federal use or purpose.

2. The public lands classified in this notice are shown on maps on file and available for inspection in the District Office, Bureau of Land Management and Land Office, Bureau of Land Management, Federal Building, 230 North First Avenue, Phoenix, and at the Kingman Area Office, Bureau of Land Management, Kingman, Ariz. The notice of proposed classification was published in 32 F.R. 15591 and 15592, of November 9, 1967. A public hearing on the proposed classification was held on December 11, 1967 at the Holiday Inn in Kingman, Ariz. Nearly all of the comments and information received support this classification and no changes were made.

3. The lands involved are located in Mohave and Yavapai Counties and are described as follows:

GILA AND SALT RIVER MERIDIAN, ARIZONA

a. As provided in paragraph 1 above, the following public lands are segregated from entry under the agricultural land laws and from public sale under R.S. 2455.

T. 14 N., R. 10 W.,
Secs. 1 to 12, inclusive, secs. 14 to 22, inclusive, and secs. 27 to 30, inclusive.

T. 15 N., R. 10 W.,
Sec. 1, lots 1 to 4, inclusive, S $\frac{1}{2}$ N $\frac{1}{2}$ and SW $\frac{1}{4}$;
Secs. 2 to 11, inclusive;
Sec. 14, N $\frac{1}{2}$ and SW $\frac{1}{4}$;
Secs. 15 to 22, inclusive, and secs. 25 to 36, inclusive.

T. 16 N., R. 10 W.,
Secs. 1 to 36, inclusive.
T. 16 $\frac{1}{2}$ N., R. 10 W.,
Secs. 30 to 32, inclusive;
Sec. 33, S $\frac{1}{2}$.

T. 14 N., R. 11 W.,
Secs. 1 to 18, inclusive.

T. 15 N., R. 11 W.,
Secs. 1 to 36, inclusive.

T. 16 N., R. 11 W.,
Secs. 1 to 36, inclusive.

T. 16 $\frac{1}{2}$ N., R. 11 W.,
Secs. 19 to 36, inclusive.

T. 17 N., R. 11 W.,
Secs. 22 to 27, inclusive, and secs. 34 to 36, inclusive.

T. 14 N., R. 12 W.,
Secs. 1 to 18, inclusive.

T. 15 N., R. 12 W.,
Secs. 1 to 36, inclusive.

T. 16 N., R. 12 W.,
Secs. 1 to 36, inclusive.

T. 16 $\frac{1}{2}$ N., R. 12 W.,
Secs. 19 to 36, inclusive.

T. 14 N., R. 13 W.,
Secs. 1 to 6, inclusive.

T. 15 N., R. 13 W.,
Secs. 1 to 36, inclusive.

T. 16 N., R. 13 W.,
Secs. 1 to 36, inclusive.

T. 16 $\frac{1}{2}$ N., R. 13 W.,
Secs. 19 to 36, inclusive.

T. 17 N., R. 13 W.,
Sec. 3, lots 3 and 4, S $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$;
Secs. 4 to 9, inclusive;

Sec. 10, W $\frac{1}{2}$ and W $\frac{1}{2}$ E $\frac{1}{2}$;
Sec. 15, W $\frac{1}{2}$ and W $\frac{1}{2}$ E $\frac{1}{2}$;
Secs. 16 to 21, inclusive;

Sec. 23, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 26, W $\frac{1}{2}$ W $\frac{1}{2}$;
Secs. 27 to 34, inclusive;

Sec. 35, W $\frac{1}{2}$;
T. 18 N., R. 13 W.,
Sec. 26, NW $\frac{1}{4}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$;

Secs. 33 and 34;
Sec. 35, W $\frac{1}{2}$ NW $\frac{1}{4}$.

T. 13 N., R. 14 W.,
Secs. 1 to 5, inclusive.

T. 14 N., R. 14 W.,
Secs. 1 to 36, inclusive.

T. 15 N., R. 14 W.,
Secs. 1 to 36, inclusive.

T. 16 N., R. 14 W.,
Secs. 1 to 36, inclusive.

T. 16 $\frac{1}{2}$ N., R. 14 W.,
Secs. 19 to 36, inclusive.

T. 17 N., R. 14 W.,
Secs. 4 to 10, inclusive, and secs. 12 to 36, inclusive.

T. 18 N., R. 14 W.,
Secs. 4 to 10, inclusive, secs. 14 to 23, inclusive, and secs. 26 to 34, inclusive.

T. 19 N., R. 14 W.,
Secs. 4 to 10, inclusive, secs. 14 to 24, inclusive, and secs. 26 to 34, inclusive.

T. 13 N., R. 15 W.,
Secs. 6 and 7.

T. 14 N., R. 15 W.,
Secs. 1 to 36, inclusive.

T. 15 N., R. 15 W.,
Secs. 1 to 36, inclusive.

T. 21 N., R. 15 W.,
Sec. 35, SE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$.

T. 13 N., R. 16 W.,
Secs. 1 to 12, inclusive.

T. 14 N., R. 16 W.,
Secs. 1 to 36, inclusive.

T. 15 N., R. 16 W.,
Secs. 1 to 36, inclusive.

T. 16 N., R. 16 W.,
Secs. 1 to 36, inclusive.

T. 16 $\frac{1}{2}$ N., R. 16 W.,
Secs. 19 to 21, inclusive, and secs. 28 to 33, inclusive.

T. 17 N., R. 16 W.,
Secs. 1 to 36, inclusive.

T. 14 N., R. 17 W.,
Secs. 1 to 36, inclusive.

T. 15 N., R. 17 W.,
Secs. 1 to 36, inclusive.

T. 16 N., R. 17 W.,
Secs. 1 to 36, inclusive.

T. 16 $\frac{1}{2}$ N., R. 17 W.,
Secs. 19 to 36, inclusive.

T. 17 N., R. 17 W.,
Secs. 1 to 5, inclusive, secs. 8 to 17, inclusive, secs. 20 to 29, inclusive, and secs. 32 to 36, inclusive.

T. 18 N., R. 17 W.,
Secs. 1 to 30, inclusive, and secs. 32 to 36, inclusive.

T. 19 N., R. 17 W.,
Secs. 1 to 36, inclusive.

T. 20 N., R. 17 W.,
Sec. 8, E $\frac{1}{2}$;
Secs. 9 to 17, inclusive, secs. 20 to 29, inclusive, and secs. 32 to 36, inclusive.

The lands described aggregate 454,925.70 acres of public lands.

b. As provided in paragraph 1 above, the following public lands are segregated from entry under the agricultural land laws, from public sale under R.S. 2455, and are further segregated from State exchange:

T. 20 N., R. 14 W.,
Sec. 7, lots 1 to 4, inclusive;
Secs. 18 to 20, inclusive, and secs. 28 to 33, inclusive.

T. 16 N., R. 15 W.,
Secs. 1 to 36, inclusive.

T. 16 $\frac{1}{2}$ N., R. 15 W.,
Secs. 19 to 36, inclusive.

T. 17 N., R. 15 W.,
Secs. 1 to 36, inclusive.

T. 18 N., R. 15 W.,
Secs. 1 to 36, inclusive.

T. 19 N., R. 15 W.,
Secs. 1 to 36, inclusive.

T. 20 N., R. 15 W.,
Secs. 1 to 36, inclusive.

T. 16 $\frac{1}{2}$ N., R. 16 W.,
Secs. 22 to 27, inclusive, and secs. 34 to 36, inclusive.

T. 18 N., R. 16 W.,
Secs. 1 to 36, inclusive.

T. 19 N., R. 16 W.,
Secs. 1 to 36, inclusive.

T. 20 N., R. 16 W.,
Secs. 4 to 11, inclusive;

Sec. 12, W $\frac{1}{2}$ and SE $\frac{1}{4}$;
Secs. 13 to 36, inclusive.

The lands described aggregate 128,696.62 acres of public lands.

The lands described in paragraphs (a) and (b) above aggregate 583,622.32 acres of public land.

4. For a period of 30 days from date of publication in the FEDERAL REGISTER, this classification shall be subject to the

exercise of administrative review and modification by the Secretary of the Interior as provided for in 43 CFR Section 2411.2c.

FRED J. WEILER,
State Director.

JANUARY 16, 1968.

[F.R. Doc. 68-822; Filed, Jan. 22, 1968;
8:46 a.m.]

[A 1360]

ARIZONA

Notice of Classification of Public Lands for Multiple-Use Management

1. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411-18) and to the regulations in 43 CFR Parts 2410 and 2411, the public lands within the Mohave Mountains Unit described below are hereby classified for multiple-use management, together with any land therein that may become public land in the future. Publication of this notice has the effect of segregating the public land in the described unit from appropriation under the agricultural land laws (43 U.S.C. Parts 7 and 9, 25 U.S.C. 334) and from sale under section 2455 of the Revised Statutes (43 U.S.C. 1171). All the described lands shall remain open to all other forms of appropriation, including the mining and mineral leasing laws. As used in this order, the term "public lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for a Federal use or purpose.

2. The public lands classified in this notice are shown on maps on file and available for inspection in the District Office, Bureau of Land Management and Land Office, Bureau of Land Management, Federal Building, 230 North First Avenue, Phoenix, and at the Kingman Area Office, Bureau of Land Management, Kingman, Ariz. The notice of proposed classification was published in 32 F.R. 15592, of November 9, 1967. A public hearing on the proposed classification was held on December 11, 1967 at the Holiday Inn in Kingman, Ariz. Nearly all of the comments and information received support this classification and no changes were made.

3. The lands involved are located in Mohave County and are described as follows:

GILA AND SALT RIVER MERIDIAN, ARIZONA

- T. 12 N., R. 10 W.,
Secs. 6, 7 and 18.
- T. 13 N., R. 10 W.,
Secs. 6, 7, 18, 19, 30, and 31.
- T. 14 N., R. 10 W.,
Sec. 31.
- T. 12 N., R. 11 W.,
Secs. 1 to 18, inclusive.
- T. 13 N., R. 11 W.,
Secs. 1 to 36, inclusive.
- T. 14 N., R. 11 W.,
Secs. 19 to 36, inclusive.

- T. 12 N., R. 12 W.,
Secs. 1 to 16, inclusive;
Sec. 17, E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$, and NW $\frac{1}{4}$ NW $\frac{1}{4}$;
Sec. 20, E $\frac{1}{2}$ and E $\frac{1}{2}$ W $\frac{1}{2}$;
Secs. 21 to 27, inclusive;
Sec. 28, N $\frac{1}{2}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 29, NE $\frac{1}{4}$;
Sec. 33, E $\frac{1}{2}$ E $\frac{1}{2}$;
Secs. 34 and 35.
- T. 13 N., R. 12 W.,
Secs. 1 to 36, inclusive.
- T. 14 N., R. 12 W.,
Secs. 19 to 36, inclusive.
- T. 12 N., R. 13 W.,
Sec. 1;
Sec. 2, lot 4, N $\frac{1}{2}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Secs. 3 to 10, inclusive;
Sec. 11, NE $\frac{1}{4}$ NE $\frac{1}{4}$;
Sec. 12, N $\frac{1}{2}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 13, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$;
Secs. 14 to 18, inclusive.
- T. 13 N., R. 13 W.,
Secs. 1 to 35, inclusive.
- T. 14 N., R. 13 W.,
Secs. 7 to 36, inclusive.
- T. 12 N., R. 14 W.,
Secs. 1 to 36, inclusive.
- T. 13 N., R. 14 W.,
Secs. 6 to 36, inclusive.
- T. 12 N., R. 15 W.,
Secs. 1 to 5, inclusive, and secs. 9 to 12, inclusive.
- T. 13 N., R. 15 W.,
Secs. 1 to 5, inclusive, and secs. 8 to 36, inclusive.
- T. 13 N., R. 16 W.,
Sec. 13;
Sec. 14, E $\frac{1}{2}$;
Sec. 23, E $\frac{1}{2}$;
Secs. 24 and 25;
Sec. 26, E $\frac{1}{2}$.
- T. 12 N., R. 17 W.,
Secs. 29 to 31, inclusive.
- T. 13 N., R. 17 W.,
Sec. 6.
- T. 12 N., R. 18 W.,
Secs. 2, 3, 10 and 11;
Secs. 13 to 15, inclusive, secs. 22 to 27, inclusive, and secs. 34 to 36, inclusive.
- T. 13 N., R. 18 W.,
Secs. 1 to 5, inclusive, and secs. 8 to 10, inclusive;
Secs. 15, 16, 21 and 22;
Secs. 26 to 28, inclusive;
Secs. 34 and 35.
- T. 14 N., R. 18 W.,
Secs. 1 to 36, inclusive.
- T. 15 N., R. 18 W.,
Secs. 1 to 36, inclusive.
- T. 16 N., R. 18 W.,
Secs. 1 to 36, inclusive.
- T. 16 $\frac{1}{2}$ N., R. 18 W.,
Secs. 21 to 29, inclusive, and secs. 31 to 36, inclusive.
- T. 14 N., R. 19 W.,
Secs. 1 to 28, inclusive;
Sec. 29, N $\frac{1}{2}$ and SE $\frac{1}{4}$;
Sec. 30, lots 1 and 2, NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$;
Secs. 34 to 36, inclusive.
- T. 15 N., R. 19 W.,
Secs. 1 to 36, inclusive.
- T. 16 N., R. 19 W.,
Secs. 12 to 36, inclusive.
- T. 14 N., R. 20 W.,
Secs. 1 and 2;
Secs. 11 to 14, inclusive;
Secs. 24 and 25.
- T. 15 N., R. 20 W.,
Secs. 1 to 3, inclusive, secs. 10 to 15, inclusive, secs. 22 to 27, inclusive, and secs. 34 to 36, inclusive.
- T. 16 N., R. 20 W.,
Secs. 13 to 36, inclusive.

The lands described aggregate approximately 334,830 acres.

4. For a period of 30 days from date of publication in the FEDERAL REGISTER, this

classification shall be subject to the exercise of administrative review and modification by the Secretary of the Interior as provided for in 43 CFR 2411.2c.

FRED J. WEILER,
State Director.

JANUARY 16, 1968.

[F.R. Doc. 68-823; Filed, Jan. 22, 1968;
8:46 a.m.]

[A 1361]

ARIZONA

Notice of Classification of Public Lands for Multiple-Use Management

1. Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411-18) and to the regulations in 43 CFR Parts 2410 and 2411, the public lands within the Music Mountains Unit described below are hereby classified for multiple-use management, together with any land therein that may become public land in the future. Publication of this notice has the effect of segregating the public land in the described unit from appropriation under the agricultural land laws (43 U.S.C. Parts 7 and 9, 25 U.S.C. 334) and from sale under section 2455 of the Revised Statutes (43 U.S.C. 1171), and from state exchange (43 U.S.C. 315g(c)). All the described lands shall remain open to all other forms of appropriation, including the mining and mineral leasing laws. As used in this order, the term "public lands" means any lands withdrawn or reserved by Executive Order No. 6910 of November 26, 1934, as amended, or within a grazing district established pursuant to the Act of June 28, 1934 (48 Stat. 1269), as amended, which are not otherwise withdrawn or reserved for a Federal use or purpose.

2. The public lands classified in this notice are shown on maps on file and available for inspection in the District Office, Bureau of Land Management and Land Office, Bureau of Land Management, Federal Building, 230 North First Avenue, Phoenix, and at the Kingman Area Office, Bureau of Land Management, Kingman, Ariz. The notice of proposed classification was published in 32 F.R. 15592 and 15593, of November 9, 1967. A public hearing on the proposed classification was held on December 11, 1967 at the Holiday Inn in Kingman, Ariz. Nearly all of the comments and information received support this classification and no changes were made.

3. The lands involved are located in Mohave County and are described as follows:

GILA AND SALT RIVER MERIDIAN, ARIZONA

- T. 23 N., R. 11 W.,
Secs. 3 to 9, inclusive, secs. 16 to 21, inclusive, and secs. 28 to 33, inclusive.
- T. 24 N., R. 11 W.,
Secs. 1 to 35, inclusive, outside Hualapai Indian Reservation.
- T. 23 N., R. 12 W.,
Secs. 1 to 30, inclusive;
Sec. 31, lots 2 to 7, inclusive, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, and W $\frac{1}{2}$ SE $\frac{1}{4}$;
Secs. 33 to 36, inclusive.