

FAIRCHILD HILLER. Applies to F-27 airplanes, Serial Nos. 1 through 124 inclusive and FH-227 airplanes Serial Nos. 501 to 555 inclusive, 557 to 561 inclusive, 564 to 566 inclusive, incorporating Hartman MC815 series motor controller.

Compliance required as follows:

To prevent hazards associated with flap drive system failure whereby the flaps are driven off the drive screwjacks, accomplish the following:

(a) Within the next 200 hours' time in service after the effective date of this AD, and thereafter at 200-hour intervals from the date of the last inspection, inspect flap system motor controller in accordance with Fairchild Hiller Corp. Alert Service Bulletin F27-27-55A dated September 7, 1967, or FAA-approved equivalent. This inspection may be terminated upon completion of the requirement of paragraph (b) of this AD.

(b) Within the next 500 hours' time in service after the effective date of the AD, unless already accomplished, rewire the flap drive circuit in accordance with Fairchild Hiller F-27 Service Bulletin 27-56 Revision 1 dated October 26, 1967, for F-27 aircraft and Fairchild Hiller FH-227 Service Bulletin 27-13 Revision 1 dated October 26, 1967, for FH-227 aircraft or later revisions approved by the Chief, Engineering and Manufacturing Branch, FAA Eastern Region, or perform an equivalent modification approved by the Chief, Engineering and Manufacturing Branch, FAA Eastern Region.

(c) Upon request with substantiating data submitted through an FAA Maintenance Inspector, compliance time may be increased by the Chief, Engineering and Manufacturing Branch, FAA Eastern Region.

This amendment becomes effective January 9, 1968.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958, 49 U.S.C. 1354(a), 1421, 1423)

Issued in Jamaica, N.Y., on December 28, 1967.

GEORGE M. GARY,
Director, Eastern Region.

[F.R. Doc. 68-341; Filed, Jan. 8, 1968; 8:52 a.m.]

[Docket No. 67-EA-143, Amdt. 39-536]

PART 39—AIRWORTHINESS DIRECTIVES

General Electric Aircraft Engines

The Federal Aviation Administration is amending § 39.13 of Part 39 of the Federal Aviation Regulations so as to revise AD 67-1-2 as it applies to General Electric CT58 aircraft engines.

AD 67-1-2, Amendment 39-332, required the removal of first stage compressor rotor discs within a certain cycle life. Due to subsequent service experience the Administrator has determined that cracks are still appearing in the discs at a lower cycle life. This amendment will, therefore, lower the cycle life and include an alternate hour life.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impractical and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator 14 CFR 11.89, 39 F.R. 13697, § 39.13 of Part 39 of the

Federal Aviation Regulations is amended as follows:

1. Revise AD 67-1-2 to read as follows:

GENERAL ELECTRIC Type CT58-100-1, CT58-100-2, CT58-110-1, and T58-GE-1 Engines.

Compliance required as indicated.

To ensure adequate life limit margin for first stage compressor rotor discs, remove from service G.E. P/N's 37D400218P101, 37D400218P101 CEB No. 148, 37D400359P101 and 37D400359P102 as follows:

(a) Discs with more than 10,800 cycles or 2,850 hours on the effective date of this AD, prior to the accumulation of 200 additional cycles or within the next 50 hours whichever occurs first.

(b) Discs with 10,800 cycles or less or 2,850 hours or less on the effective date of this AD, before 11,000 cycles or 2,900 hours whichever occurs first.

For the purposes of this AD a cycle is considered as any engine operating sequence involving engine start, at least one acceleration to a power required for take off, and shutdown.

This amendment is effective January 9, 1968.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958, 49 U.S.C. 1354(a), 1421, 1423)

Issued in Jamaica, N.Y., on December 28, 1967.

GEORGE M. GARY,
Director, Eastern Region.

[F.R. Doc. 68-342; Filed, Jan. 8, 1968; 8:52 a.m.]

[Docket No. 67-EA-129, Amdt. 39-537]

PART 39—AIRWORTHINESS DIRECTIVES

Canadair Aircraft

The Federal Aviation Administration is amending § 39.13 of Part 39 of the Federal Aviation Regulations so as to delete AD 65-11-2 (Amdt. 39-65) and substitute therefor a similar but less restrictive directive applicable to Canadair CL-44D4 type airplanes.

Airworthiness Directive 65-11-2, Amdt. 39-65, as amended effective November 1, 1965, required repetitive inspections of the main landing gear bogie beams of CL-44 airplanes for cracks and replacement where necessary. The Canadian Department of Transportation has indicated that due to service experience the dye penetrant inspection may be relaxed for beams modified in accordance with Canadair Service Bulletin CL 44D4-398. Therefor AD 65-11-2 is being superseded and therefor revoked by a new airworthiness directive which references Canadair Information Circular No. 341 of April 21, 1967, and an increased inspection interval for certain bogie beams.

Since this amendment relieves a restriction and imposes no additional burden on any person, notice and public procedure hereon are unnecessary and the amendment may be made effective in less than 30 days.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator, 14 CFR 11.89, 31 F.R. 13697, § 39.13 of Part 39 of the Federal Aviation Regulations is amended as follows:

CANADAIR. Applies to CL-44D4 Type Airplanes.

To detect cracks in the main landing gear bogie beam, P/N 44-87574, accomplish the following after the effective date of this AD as indicated.

(a) Inspect the left and right main landing gear bogie beam for cracks in accordance with the "Inspection Procedure" outlined in Canadair Service Information Circular (SIC) No. 341, Issue No. 4, dated April 21, 1967, or later FAA-approved revision, or FAA-approved equivalent method. Disregard the term, "after receipt of this Special Inspection" where mentioned in the subject Canadair SIC. Prior to each inspection, remove foreign matter from the area to be inspected.

(b) Replace cracked parts before further flight with a part of the same part number or an FAA-approved equivalent part. Inspect replacement parts in accordance with subparagraphs 1.3.2 and 1.3.3 or 2.3.1 and 2.4.2 as applicable of the subject Canadair SIC prior to installation, or FAA-approved equivalent inspection. All repetitive inspections required by this AD also apply to replacement parts.

(c) Equivalent inspections may be approved by an FAA maintenance inspector. Equivalent parts and SIC revisions must be approved by the Chief, Engineering and Manufacturing Branch, FAA Eastern Region.

(d) Upon request with substantiating data submitted through an FAA maintenance inspector, the compliance times specified in this AD may be increased by the Chief, Engineering and Manufacturing Branch, FAA Eastern Region.

This supersedes AD 65-11-2, Amdt. 39-65 as revised November 6, 1965.

This amendment is effective January 9, 1968.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1423)

Issued in Jamaica, N.Y., on December 28, 1967.

GEORGE M. GARY,
Director, Eastern Region.

[F.R. Doc. 68-343; Filed, Jan. 8, 1968; 8:52 a.m.]

[Docket No. 8616, Amdt. 47-6]

PART 47—AIRCRAFT REGISTRATION

Temporary Authority To Operate Extension of Validity Period

Correction

In F.R. Doc. 68-13 appearing at page 11 of the issue for Wednesday, January 3, 1968, the first sentence of the second paragraph is corrected to read as follows: "After an applicant submits an Application for Aircraft Registration under § 47.31(a), § 47.31(b) requires him to carry the second duplicate copy (pink) in the aircraft as temporary authority to operate it without registration."

[Docket No. 8629, Amdt. 151-21]

PART 151—FEDERAL AID TO AIRPORTS

Runway Clear Zones

The purpose of this amendment to Part 151 of the Federal Aviation Regulations is to amend § 151.9(b) to reflect the pertinent portion of the description of a runway clear zone formerly prescribed in § 77.19(c).

Section 151.9(b) describes a runway clear zone as the innermost part of the runway approach area, and states that the standard configuration and length of each runway clear zone is prescribed in § 77.19(c). Amendment 77-4 deleted that provision from § 77.19(c), but the cross-reference remained in § 151.9(b). Accordingly, the FAA is substituting the pertinent portion of the provision formerly in § 77.19(c) for present § 151.9(b).

Since this amendment relates to public grants, benefits, and contracts, it is excepted from the procedural and effective date provisions of section 553 of Title 5, United States Code, and makes no substantive change. Therefore, it may be made effective immediately.

In consideration of the foregoing, effective January 9, 1968, Part 151 of the Federal Aviation Regulations is amended by amending § 151.9(b) to read as follows:

§ 151.9 Runway clear zones: general.

(b) For the purpose of this part, a runway clear zone is an area at ground level which begins at the end of each primary surface defined in § 77.27(a) and extends with the width of each approach surface defined in § 77.27 (b) and (c), to terminate directly below each approach surface slope at the point, or points, where the slope reaches a height of 50 feet above the elevation of the runway or 50 feet above the terrain at the outer extremity of the clear zone, whichever distance is shorter.

(Secs. 1-15, 17-21, Federal Airport Act; 49 U.S.C. 1101-1114, 1116-1120)

Issued in Washington, D.C., on January 2, 1968.

WILLIAM F. MCKEE,
Administrator.

[F.R. Doc. 68-251; Filed, Jan. 8, 1968; 8:47 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. C-77]

PART 13—PROHIBITED TRADE PRACTICES

Swiss Laboratory Inc., and Leon W. Diamond

Subpart—Advertising falsely or misleadingly: § 13.30 *Composition of goods*; § 13.170 *Qualities or properties of product or service*; § 13.170-58 *Non-irritating*; § 13.195 *Safety*; § 13.195-60 *Product*. Subpart—Misbranding or Mislabeling: § 13.1290 *Qualities or properties*. Subpart—Misrepresenting oneself and goods—Goods: § 13.1710 *Qualities or properties*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1890 *Safety*. Subpart—Using misleading name—Goods: § 13.2325 *Qualities or properties*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Modified order to cease and desist, Swiss Laboratory Inc., et al., Cleveland, Ohio, Docket C-77, Dec. 13, 1967]

In the Matter of Swiss Laboratory Inc., a Corporation, and Leon W. Diamond, Individually and as an Officer of Said Corporation

Order modifying, to conform with the Guides Against Deceptive Labeling and Advertising of Adhesive Compositions, adopted June 30, 1965, the Commission's cease and desist order, 27 F.R. 6384, issued February 14, 1962.

The modified order to cease and desist, is as follows:

It is ordered, That paragraph 2 of the cease and desist order of February 14, 1962, be, and it hereby is, modified to read as follows:

2. Using the word "solder" to describe any product which does not form a metallic seal or bond: *Provided, however*, That nothing herein contained shall prohibit the use of the word "solder" in describing such a product if it is clearly disclosed in conjunction therewith that the product is nonmetallic; or otherwise misrepresenting the composition of the product.

Issued: December 13, 1967.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 68-246; Filed, Jan. 8, 1968; 8:46 a.m.]

[Docket No. C-1277]

PART 13—PROHIBITED TRADE PRACTICES

Noga Waste Co., Inc., et al.

Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely*; § 13.1108-80 *Textile Fiber Products Identification Act*. Subpart—Misbranding or mislabeling: § 13.1170 *Advertising and promotion*; § 13.1185 *Composition*; § 13.1185-80 *Textile Fiber Products Identification Act*; § 13.1212 *Formal regulatory and statutory requirements*; § 13.1212-80 *Textile Fiber Products Identification Act*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements*; § 13.1852-70 *Textile Fiber Products Identification Act*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, 72 Stat. 1717; 15 U.S.C. 45, 70) [Cease and desist order, North Georgia Waste Co. trading as Noga Waste Co., Inc., et al., LaFayette, Ga., Docket C-1277, Dec. 13, 1967]

In the Matter of North Georgia Waste Co., Inc., a Corporation, Trading Under Its Own Name and as Noga Waste Co., Inc., and William M. Parnell and Dewey W. Hammond, Individually and as Officers of Said Corporation

Consent order requiring a LaFayette, Ga., fabrics manufacturer to cease mis-

branding its textile fiber products and failing to maintain required records.

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

It is ordered, That respondents North Georgia Waste Co., Inc., a corporation, trading under its own name or as Noga Waste Co., Inc., or any other name or names, and its officers, and William M. Parnell and Dewey W. Hammond, individually and as officers of said corporation, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, delivery for introduction, manufacture for introduction, sale, advertising, or offering for sale, in commerce, or the transportation or causing to be transported in commerce, or the importation into the United States, of any textile fiber product; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, of any textile fiber product which has been advertised or offered for sale in commerce; or in connection with the sale, offering for sale, advertising, delivery, transportation, or causing to be transported, after shipment in commerce, of any textile fiber product, whether in its original state or contained in other textile fiber products, as the terms "commerce" and "textile fiber product" are defined in the Textile Fiber Products Identification Act, do forthwith cease and desist from:

A. Misbranding textile fiber products by:

1. Falsely or deceptively stamping, tagging, labeling, invoicing, advertising, or otherwise identifying such products as to the name or amount of constituent fibers contained therein.

2. Failing to affix a stamp, tag, label, or other means of identification to each such product showing in a clear, legible, and conspicuous manner each element of information required to be disclosed by section 4(b) of the Textile Fiber Products Identification Act.

B. Failing to maintain and preserve proper records showing the fiber content of the textile fiber products manufactured by said respondents, as required by section 6 of the Textile Fiber Products Identification Act and Rule 39 of the regulations promulgated thereunder.

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: December 13, 1967.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 68-245; Filed, Jan. 8, 1968; 8:46 a.m.]

Title 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

[Release Nos. 33-4889, 34-8209, 39-242, A.D. 1]

PART 287—GENERAL RULES AND REGULATIONS PURSUANT TO SECTION 11(a) OF THE ASIAN DEVELOPMENT BANK ACT

The Securities and Exchange Commission today adopted rules and regulations specifying the periodic and other reports to be filed with it by the Asian Development Bank. This action is taken pursuant to section 11(a) of the Asian Development Bank Act.

Section 11 of the above-mentioned Act exempts from registration under both the Securities Act of 1933 and the Securities Exchange Act of 1934 securities issued in connection with the raising of funds for inclusion in the Bank's ordinary capital resources and securities guaranteed as to both principal and interest by the Bank. However, the Bank is required to file with the Commission such annual and other reports with respect to such securities as the Commission shall determine to be appropriate in view of the special character of the Bank and its operations and necessary in the public interest or for the protection of investors. It would appear that an exemption is available under the Trust Indenture Act of 1939.

The new rules and regulations adopted today require the Bank to file with the Commission substantially the same information, documents, and reports as would be required if the Bank had securities registered under the Securities Exchange Act of 1934. The Bank is also required to file a report with the Commission not less than 7 days prior to the date on which any of its primary obligations are sold to the public in the United States, or such shorter period as the Commission may authorize. This report and the periodic reports to be filed will make available at the Commission information quite similar to the information which would be required in a registration statement under the Securities Act of 1933.

The Commission is informed by the Bank that no public offering of securities guaranteed by the Bank is presently contemplated. Accordingly, the new rules, insofar as they require the reporting of the proposed public sale of securities, are limited to the sale of primary obligations of the Bank. Rules with respect to reporting the proposed sale of securities guaranteed by the Bank will be adopted by the Commission when the need therefor arises.

The new regulation, which is designated Part 287 of Title 17 of the Code of Federal Regulations (Regulation AD), is adopted pursuant to section 11(a) of the Asian Development Bank Act, the

Commission finding such action appropriate in view of the special character of the Asian Development Bank and its operations and necessary in the public interest and for the protection of investors.

Commission action. Part 287 of Title 17 of the Code of Federal Regulations is adopted to read as follows:

- Sec.
- 287.1 Applicability of this part.
- 287.2 Periodic reports.
- 287.3 Reports with respect to proposed distribution of primary obligations.
- 287.4 Preparation and filing of reports.
- 287.101 Schedule A. Information required in a report pursuant to § 287.3.

AUTHORITY: The provisions of this Part 287 are issued under section 11(a), 80 Stat. 73, and 22 USC 285(h).

§ 287.1 Applicability of this part.

This part (Regulation AD) prescribes the reports to be filed with the Securities and Exchange Commission by the Asian Development Bank pursuant to section 11(a) of the Asian Development Bank Act.

§ 287.2 Periodic reports.

(a) Within 60 days after the end of each of its fiscal quarters, the Bank shall file with the Commission the following information:

(1) Information as to any purchases or sales by the Bank of its primary obligations during such quarter.

(2) Copies of the Bank's regular quarterly financial statement.

(3) Copies of any material modifications or amendments during such quarter of any exhibits (other than (i) constituent documents defining the rights of holders of securities of other issuers guaranteed by the Bank, and (ii) loans and guaranty agreements to which the Bank is a party) previously filed with the Commission under any statute.

(b) Copies of each annual report of the Bank to its Board of Governors shall be filed with the Commission within 10 days after the submission of such report to the Board of Governors.

§ 287.3 Reports with respect to proposed distribution of primary obligations.

The Bank shall file with the Commission, not less than seven days prior to the date on which it proposes to sell any of its primary obligations in connection with a distribution of such obligations in the United States, or such shorter period as the Commission may authorize, a report containing the information and documents specified in Schedule A (17 CFR 287.101) below. The term "sell" as used in this rule and in Schedule A means the making of a completed sale or a firm commitment to sell.

§ 287.4 Preparation and filing of reports.

(a) Every report required by this regulation shall be filed under cover of a letter of transmittal which shall state the nature of the report and indicate the particular rule and subdivision thereof pursuant to which the report is filed. At least the original of every such letter

shall be signed on behalf of the Bank by a duly authorized officer thereof.

(b) Two copies of every report, including the letter of transmittal, exhibits and other papers and documents comprising a part of the report, shall be filed with the Commission.

(c) The report shall be in the English language. If any exhibit or other paper or document filed with the report is in a foreign language, it shall be accompanied by a translation into the English language.

(d) Reports pursuant to Rule 3 (17 CFR 287.3) may be filed in the form of a prospectus to the extent that such prospectus contains the information specified in Schedule A (17 CFR 287.101).

§ 287.101 Schedule A. Information required in reports pursuant to § 287.3.

This schedule specifies the information and documents to be furnished in a report pursuant to Rule 3 (17 CFR 287.3) with respect to a proposed distribution of primary obligations of the Bank. Information not available at the time of filing the report shall be filed as promptly thereafter as possible.

Item 1. Description of obligations.

As to each issue of primary obligations of the Bank which is to be distributed, furnish the following information:

(a) The title and date of the issue.

(b) The interest rate and interest payment dates.

(c) The maturity date or, if serial, the plan of serial maturities. If the maturity of the obligation may be accelerated, state the circumstances under which it may be so accelerated.

(d) A brief outline of (1) any redemption provisions and (2) any amortization, sinking fund or retirement provisions, stating the annual amount, if any, which the Bank will be under obligation to apply for the satisfaction of such provisions.

(e) If secured by any lien, the kind and priority thereof, and the nature of the property subject to the lien; if any other indebtedness is secured by an equal or prior lien on the same property, state the nature of such other liens.

(f) If any obligations issued or to be issued by the Bank will, as to the payment of interest or principal, rank prior to the obligations to be distributed, describe the nature and extent of such priority.

(g) Outline briefly any provisions of the governing instruments under which the terms of the obligations to be distributed may be amended or modified by the holders thereof or otherwise.

(h) Outline briefly any other material provisions of the governing instruments pertaining to the rights of the holders of the obligations to be distributed or pertaining to the duties of the Bank with respect thereto.

(i) The name and address of the fiscal or paying agent of the Bank, if any.

Item 2. Distribution of obligations.

(a) Outline briefly the plan of distribution of the obligations and state the amount of the participation of each principal underwriter, if any.

(b) Describe any arrangements known to the Bank or to any principal underwriter named above designed to stabilize the market for the obligations for the account of the Bank or the principal underwriters as a group and indicate whether any transactions have already been effected to accomplish that purpose.

(c) Describe any arrangements for withholding commissions, or otherwise, to hold each underwriter or dealer responsible for the distribution of his participation.

Item 3. Distribution spread.

The following information shall be given, in substantially the tabular form indicated, as to all obligations which are to be offered for cash (estimate, if necessary):

	Price to the public	Selling discounts and commissions	Proceeds to the bank
Per unit			
Total			

Item 4. Discounts and commissions to sub-underwriters and dealers.

State briefly the discounts and commission to be allowed or paid to dealers. If any dealers are to act in the capacity of sub-underwriters and are to be allowed or paid any additional discounts or commissions for acting in such capacity, a general statement to that effect will suffice, without giving the additional amounts to be so paid.

Item 5. Other expenses of distribution.

Furnish a reasonably itemized statement of all expenses of the Bank in connection with the issuance and distribution of the obligations, except underwriters' or dealers' discounts and commissions.

Instruction. Insofar as practicable, the itemization shall include transfer agents' fees, cost of printing and engraving, and legal and accounting fees. The information may be given as subject to future contingencies. If the amounts of any items are not known, estimates, designated as such, shall be given.

Item 6. Application of proceeds.

Make a reasonably itemized statement of the purposes, so far as determinable, for which the net proceeds to the Bank from the obligations are to be used, and state the approximate amount to be used for each such purpose.

Item 7. Exhibits to be furnished.

The following documents shall be attached to or otherwise furnished as a part of the report:

(a) Copies of the constituent instruments defining the rights evidenced by the obligations.

(b) Copies of an opinion of counsel, in the English language, as to the legality of the obligations.

(c) Copies of all material contracts pertaining to the issuance or distributions of the obligations, to which the Bank or any principal underwriter of the obligations is or is to be a party, except selling group agreements.

(d) Copies of any prospectus or other sales literature to be provided by the Bank or any of the principal underwriters for general use in connection with the initial distribution of the obligations to the public.

Effective date. Because of the limited applicability of Regulation AD (17 CFR 287), on which the views and comments of the Bank have been received and considered, the Commission finds that notice and procedure pursuant to the Administrative Procedure Act are unnecessary.

The foregoing action of the Commission shall become effective upon publication, December 18, 1967.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

DECEMBER 18, 1967.

[F.R. Doc. 68-301; Filed, Jan. 8, 1968; 8:51 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 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Diuron

A petition (PP 8F0626) was filed with the Food and Drug Administration by E. I. du Pont de Nemours & Co., Inc., Wilmington, Del. 19898, proposing the establishment of a tolerance of 7 parts per million for residues of the herbicide diuron (3-(3,4-dichlorophenyl)-1,1-dimethylurea) in or on the raw agricultural commodity Bermudagrass.

The Secretary of Agriculture has certified that this pesticide chemical is useful for the purpose for which the tolerance is being established.

Based on consideration given the data submitted in the petition, and other relevant material, the Commissioner of Food and Drugs concludes that the tolerance established by this order will protect the public health. Therefore, by virtue of the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2)) and delegated by him to the Commissioner (21 CFR 2.120), § 120.106 is amended to establish the subject tolerance by revising the second and third paragraphs to read as follows:

§ 120.106 Diuron; tolerances for residues.

* * * * *

7 parts per million in or on asparagus, Bermudagrass, and Bermudagrass hay.

2 parts per million in or on alfalfa; corn fodder, or forage (including sweet corn, field corn, and popcorn); grass crops (other than Bermudagrass); grass hay (other than Bermudagrass hay); hay, forage, and straw of barley, oats, rye, and wheat; hay, and forage or birds-foot trefoil, clover, peas, and vetch; sorghum fodder, and forage.

* * * * *

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. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2))

Dated: December 29, 1967.

R. E. DUGGAN,
Acting Associate Commissioner
for Compliance.

[F.R. Doc. 68-282; Filed, Jan. 8, 1968; 8:49 a.m.]

PART 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

ETHYL 4,4'-DICHLOROENZILATE

A petition (PP 7F0615) was filed with the Food and Drug Administration by the Geigy Chemical Corp., Ardsley, N.Y. 10502, proposing the establishment of tolerances for residues of the insecticide ethyl 4,4'-dichloroethylate in or on raw agricultural commodities as follows: Almond hulls at 15 parts per million; whole almonds (meat plus shell) at 5 parts per million (of which not more than 1 part per million shall be in or on the nut meats when shell is removed); and meat, fat, and meat byproducts of cattle and sheep at 0.5 part per million.

Subsequently, the petitioner changed the proposal for a tolerance on whole almonds from that described above to a tolerance of 0.25 part per million in or on almond meats with shell removed.

The Secretary of Agriculture has certified that this pesticide chemical is useful for the purposes for which the tolerances are being established.

Based on consideration given the data submitted in the petition, and other relevant material, the Commissioner of Food and Drugs concludes that the tolerances established by this order will protect the public health. Therefore, by virtue of the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(2), 68 Stat. 512; U.S.C. 346a(d)(2)) and delegated by him to the Commissioner (21 CFR 2.120), § 120.109 is revised to read as follows to establish the subject tolerances:

§ 120.109 Ethyl 4,4'-dichloroethylate; tolerances for residues.

Tolerances for residues of the insecticide ethyl 4,4'-dichloroethylate (Chlorobenzilate) are established in or on raw agricultural commodities as follows:

15 parts per million in or on almond hulls.

5 parts per million in or on apples, citrus fruits, melons, pears.

0.5 part per million in meat, fat, and meat byproducts of cattle and sheep.

0.25 part per million in or on almonds.

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