

Rules and Regulations

Title 32—NATIONAL DEFENSE

Chapter XVII—Office of Emergency Preparedness

PART 1712—FEDERAL DISASTER ASSISTANCE—SETTLEMENT OF CLAIMS

Administrative Collection Activity

Pursuant to the authority vested in me by the Act of July 19, 1966, 80 Stat. 309, 31 U.S.C. 952; the Federal Disaster Act, as amended (42 U.S.C. 1855-1855hh); and 4 C.F.R. ch. II, § 1712.5 (a) (3) and (4) are amended by deleting the words "by reason of the same disaster" in the first sentence of each subparagraph.

Dated: November 27, 1970.

G. A. LINCOLN,
Director,

Office of Emergency Preparedness.

[F.R. Doc. 70-16148; Filed, Dec. 1, 1970;
8:50 a.m.]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

[Docket No. 70-306]

PART 76—HOG CHOLERA AND OTHER COMMUNICABLE SWINE DISEASES

Areas Quarantined

Pursuant to provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, the Act of September 6, 1961, and the Act of July 2, 1962 (21 U.S.C. 111-113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f), Part 76, Title 9, Code of Federal Regulations, restricting the interstate movement of swine and certain products because of hog cholera and other communicable swine diseases, is hereby amended in the following respects:

In § 76.2, in paragraph (e) (9) relating to the State of Missouri, subdivision (i) relating to Stoddard County is deleted, and subdivision (iii) relating to Bates County is amended to read:

(iii) That portion of Bates County bounded by a line beginning at the junction of the Johnstown-Butler Airport Road, State Highway TT, and U.S. Highway 71; thence, following State Highway TT in a westerly direction to the dividing line between Range 32W and Range 31W; thence, following the dividing line between Range 32W and Range 31W in a

northerly direction to State Highway F; thence, following State Highway F in a westerly direction to State Highway FF; thence, following State Highway FF in a northerly direction to State Highway 18; thence, following State Highway 18 in an easterly direction to U.S. Highway 71; thence, following U.S. Highway 71 in a southerly direction to State Highway 18; thence, following State Highway 18 in an easterly direction to the dividing line between Range 31W and Range 30W; thence, following the dividing line between Range 31W and Range 30W in a southerly direction to the Long Mound Road; thence, following the Long Mound Road in an easterly direction to the East Mound Creek; thence, following the west bank of the East Mound Creek in a generally southerly direction to the Johnstown-Butler Airport Road; thence, following the Johnstown-Butler Airport Road in a westerly direction to its junction with State Highway TT and U.S. Highway 71.

(Secs. 4-7, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791-792, as amended, secs. 1-4, 33 Stat. 1264, 1265, as amended, sec. 1, 75 Stat. 481, secs. 3 and 11, 76 Stat. 130, 132; 21 U.S.C. 111, 112, 113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f; 29 F.R. 16210, as amended)

Effective date. The foregoing amendment shall become effective upon issuance.

The amendment excludes portions of Bates and Stoddard Counties in Missouri from the areas quarantined because of hog cholera. Therefore, the restrictions pertaining to the interstate movement of swine and swine products from or through quarantined areas as contained in 9 CFR Part 76, as amended, will not apply to the excluded areas, but will continue to apply to the quarantined areas described in § 76.2(e). Further, the restrictions pertaining to the interstate movement of swine and swine products from nonquarantined areas contained in said Part 76 will apply to the excluded areas.

The amendment relieves certain restrictions presently imposed and must be made effective immediately to be of maximum benefit to affected persons. Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and unnecessary, and good cause is found for making it effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 25th day of November 1970.

F. J. MULHERN,
Acting Administrator,
Agricultural Research Service.

[F.R. Doc. 70-16116; Filed, Dec. 1, 1970;
8:48 a.m.]

[Docket No. 70-306]

PART 76—HOG CHOLERA AND OTHER COMMUNICABLE SWINE DISEASES

Areas Quarantined

Pursuant to provisions of the Act of May 29, 1884, as amended, the Act of February 2, 1903, as amended, the Act of March 3, 1905, as amended, the Act of September 6, 1961, and the Act of July 2, 1962 (21 U.S.C. 111-113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f), Part 76, Title 9, Code of Federal Regulations, restricting the interstate movement of swine and certain products because of hog cholera and other communicable swine diseases, is hereby amended in the following respects:

1. In § 76.2, in paragraph (e) (15) relating to the State of Texas, a new subdivision (xx) relating to Eastland County is added to read:

(15) Texas. * * *

(xx) That portion of Eastland County bounded by a line beginning at the junction of the Eastland-Stephens County line and State Highway 6; thence, following State Highway 6 in a southeasterly direction to Farm to Market Road 2526; thence, following Farm to Market Road 2526 in a westerly direction to Farm to Market Road 569; thence, following Farm to Market Road 569 in a northerly direction to Farm to Market Road 1864; thence, following Farm to Market Road 1864 in a southwesterly direction to the Eastland-Callahan County line; thence, following the Eastland-Callahan County line in a northerly direction to the Eastland-Shackelford County line; thence, following the Eastland-Shackelford County line in an easterly direction to the Eastland-Stephens County line; thence, following the Eastland-Stephens County line in an easterly direction to its junction with State Highway 6.

2. In § 76.2, the reference to the State of Virginia in the introductory portion of paragraph (e), and paragraph (e) (16) relating to the State of Virginia are deleted.

(Secs. 4-7, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791-792, as amended, secs. 1-4, 33 Stat. 1264, 1265, as amended, sec. 1, 75 Stat. 481, secs. 3 and 11, 76 Stat. 130, 132; 21 U.S.C. 111, 112, 113, 114g, 115, 117, 120, 121, 123-126, 134b, 134f; 29 F.R. 16210, as amended)

Effective date. The foregoing amendments shall become effective upon issuance.

The amendments quarantine a portion of Eastland County, Tex., because of the existence of hog cholera. This action is deemed necessary to prevent further spread of the disease. The restrictions pertaining to the interstate movement of swine and swine products from

or through quarantined areas as contained in 9 CFR Part 76, as amended, will apply to the quarantined portion of such county.

The amendments also exclude a portion of Isle of Wight County, Va., from the areas quarantined because of hog cholera. Therefore, the restrictions pertaining to the interstate movement of swine and swine products from or through quarantined areas as contained in 9 CFR Part 76, as amended, will not apply to the excluded area, but will continue to apply to the quarantined areas described in § 76.2(e). Further, the restrictions pertaining to the interstate movement of swine and swine products from nonquarantined areas contained in said Part 76 will apply to the area excluded from quarantine. The amendments release Virginia from the list of States quarantined because of hog cholera.

Insofar as the amendments impose certain further restrictions necessary to prevent the interstate spread of hog cholera, they must be made effective immediately to accomplish their purpose in the public interest. Insofar as they relieve restrictions, they should be made effective promptly in order to be of maximum benefit to affected persons.

Accordingly, under the administrative procedure provisions in 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect to the amendments are impracticable, unnecessary, and contrary to the public interest, and good cause is found for making them effective less than 30 days after publication in the *FEDERAL REGISTER*.

Done at Washington, D.C., this 25th day of November 1970.

F. J. MULHERN,
Acting Administrator,
Agricultural Research Service.

[F.R. Doc. 70-16117; Filed, Dec. 1, 1970;
8:48 a.m.]

Title 12—BANKS AND BANKING

Chapter III—Federal Deposit Insurance Corporation

SUBCHAPTER B—REGULATIONS AND STATEMENTS OF GENERAL POLICY

PART 329—INTEREST ON DEPOSITS

Obligations Other Than Deposits

1. Effective January 1, 1971, Part 329 of the rules and regulations of the Federal Deposit Insurance Corporation (12 CFR Part 329) is amended by the addition of a new § 329.10 to read as follows:

§ 329.10 *Obligations other than deposits.*
(a) *General.* Except as provided in this section, the provisions of this Part 329 shall apply to obligations other than deposits that are issued or undertaken by insured nonmember banks for the purpose of obtaining funds to be used in

the banking business.¹⁸ The term "obligations" includes but is not limited to: Promissory notes, acknowledgments of advance, due bills, repurchase agreements, or similar obligations (written or oral).¹⁹

(b) *Exceptions.* The provisions of this Part 329 shall not apply to any obligation other than a deposit obligation of an insured nonmember bank that:

(1) Is issued to (or undertaken with respect to), and held for the account of, (i) a bank,²⁰ (ii) any organization the time deposits of which are exempt from § 329.6 pursuant to the provisions of § 329.3(g), (iii) an agency of the United States or the Government Development Bank for Puerto Rico;

(2) Evidences an indebtedness arising from a transfer of direct obligations of, or obligations that are fully guaranteed as to principal and interest by, the United States or any agency thereof, that the bank is obligated to repurchase;

(3) (i) Bears on its face, in bold-face type, the following:

This obligation is not a deposit and is not insured by the Federal Deposit Insurance Corporation;

(ii) Has an original maturity of 7 years or more and is in an amount of at least \$500;

(iii) States expressly that it is subordinated to the claims of depositors and is ineligible as collateral for a loan by the issuing bank;

(iv) Is unsecured; and

(v) Has been approved by the Federal Deposit Insurance Corporation as an addition to the bank's capital structure.²¹ *Provided,* That the restrictions on maturity set forth in subparagraph (3) (ii) of this section shall not apply to any obligation which otherwise meets all the requirements in paragraph (3) of this section and with respect to which the Federal Deposit Insurance Corporation has determined that exigent circumstances require the issuance of such obligation without regard to the provisions of this Part 329; or

(4) Arises from a borrowing by an insured nonmember bank from a dealer in securities, for one business day, of proceeds of a transfer of deposit credit in

¹⁸ The term "insured nonmember bank" includes insured nonmember mutual savings banks as defined in § 329.7(a).

¹⁹ The provisions of this section shall not apply to any obligation of a bank which is payable only at an office of the bank located outside of the United States, the District of Columbia, Puerto Rico, Guam, and the Virgin Islands.

²⁰ The term "bank" includes a member bank, a nonmember commercial bank, a savings bank (mutual or stock), a building or savings and loan association or cooperative bank, the Export-Import Bank of the United States, or a foreign bank. It also includes bank subsidiaries that engage in business in which their parents are authorized to engage and subsidiaries the stock of which is by statute explicitly eligible for purchase by national banks.

²¹ Capital notes or debentures issued by insured nonmember banks are subject to the retirement provisions of section 18(i) (1) of the Federal Deposit Insurance Act whether or not such capital notes or debentures are exempt from the provisions of Part 329.

a Federal Reserve Bank (or other immediately available funds), commonly referred to as "Federal funds", received by such dealer on the date of the loan in connection with the clearance of securities transactions.

2. The purpose of this amendment is to bring all obligations other than deposits of insured nonmember banks within the interest rate control provisions of Part 329 of the Corporation's regulations if such obligations are issued or undertaken for the purpose of obtaining funds to be used in the banking business and are not otherwise exempt under § 329.10(b).

3. A notice of proposed rule making with respect to this amendment was published in the *FEDERAL REGISTER* on July 3, 1970 (35 F.R. 10868). Interested persons were given 30 days from the date of publication to submit written data, views, or arguments thereon pursuant to section 553(b) of title 5, United States Code, and §§ 302.1-302.5 of the rules and regulations of the Federal Deposit Insurance Corporation. The amendment was adopted by the Board of Directors of the Federal Deposit Insurance Corporation after due consideration of all relevant material, including comments received from interested persons.

(Sec. 9, 18(g), 64 Stat. 881-82, 83 Stat. 371; 12 U.S.C. 1819, 1828(g))

By order of the Board of Directors,
November 25, 1970.

FEDERAL DEPOSIT INSURANCE CORPORATION,

[SEAL] E. F. DOWNEY,
Secretary.

[F.R. Doc. 70-16150; Filed, Dec. 1, 1970;
8:50 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

[Docket No. 10710, Amdt. 731]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Recent Changes and Additions

This amendment to Part 97 of the Federal Aviation Regulations incorporates by reference therein changes and additions to the Standard Instrument Approach Procedures (SIAPs) that were recently adopted by the Administrator to promote safety at the airports concerned.

The complete SIAPs for the changes and additions covered by this amendment are described in FAA Forms 3139, 8260-3, 8260-4, or 8260-5 and made a part of the public rule making dockets of the FAA in accordance with the procedures set forth in Amendment No. 97-696 (358 F.R. 5610).

SIAPs are available for examination at the Rules Docket and at the National Flight Data Center, Federal Aviation Administration, 800 Independence Avenue SW., Washington, DC 20590. Copies of

SIAPs adopted in a particular region are also available for examination at the headquarters of that region. Individual copies of SIAPs may be purchased from the FAA Public Document Inspection Facility, HQ-405, 800 Independence Avenue SW, Washington, DC 20590, or from the applicable FAA regional office in accordance with the fee schedule prescribed in 49 CFR 7.85. This fee is payable in advance and may be paid by check, draft, or postal money order payable to the Treasurer of the United States. A weekly transmittal of all SIAP changes and additions may be obtained by subscriptions at an annual rate of \$125 per annum from the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402.

Since a situation exists that requires immediate adoption of this amendment, I find that further notice and public procedure hereon is impracticable and good cause exists for making it effective in less than 30 days.

In consideration of the foregoing, Part 97 of the Federal Aviation Regulations is amended as follows, effective on the dates specified:

1. Section 97.23 is amended by establishing, revising, or canceling the following VOR-VOR/DME SIAPs, effective December 24, 1970.

Aberdeen-Amory, Miss., Monroe County Airport; VOR Runway 19, Amdt. 3; Revised.
Atlanta, Ga., Atlanta Airport; VOR Runway 3, Amdt. 4; Revised.
Atlanta, Ga., Atlanta Airport; VOR Runway 27R, Amdt. 3; Revised.
Atlanta, Ga., Atlanta Airport; VOR Runway 27L, Amdt. 2; Revised.
Bangor, Maine, Bangor International Airport; VOR Runway 15, Amdt. 3; Revised.
Barnesville, Ohio, Bradfield Airport; VOR Runway 27, Amdt. 2; Revised.
Crescent City, Calif., Jack McNamara Field; VOR Runway 11, Amdt. 2; Revised.
Ephrata, Wash., Ephrata Municipal Airport; VOR Runway 20, Amdt. 13; Revised.
Fortuna, Calif., Rohnerville Airport; VOR-1, Amdt. 1; Canceled.
Fortuna, Calif., Rohnerville Airport; VOR Runway 11, Original; Established.
Jackson, Miss., Hawkins Field; VOR-A, Amdt. 11; Revised.
Martinsville, Va., Blue Ridge Airport; VOR-A, Original; Established.
Moab, Utah, Canyonlands Airport; VOR-A, Original; Established.
Northampton, Mass., LaFleur Airport; VOR-A, Amdt. 1; Revised.
Old Town, Maine, Dewitt Field, Old Town Municipal Airport; VOR-A, Amdt. 5; Revised.
Paso Robles, Calif., Paso Robles County Airport; VOR-A, Original; Established.
Paso Robles, Calif., Paso Robles County Airport; VOR R-133, Amdt. 5; Canceled.
Phoenix, Ariz., Phoenix Sky Harbor Municipal Airport; VOR Runway 26L, Amdt. 15; Revised.
San Luis Obispo, Calif., San Luis Obispo County Airport; VOR-A, Original; Established.
Tampa, Fla., Tampa International Airport; VOR Runway 9, Amdt. 4; Revised.
Twin Falls, Idaho, Twin Falls City-County (Joslin Field); VOR Runway 7, Original; Established.
Twin Falls, Idaho, Twin Falls City-County (Joslin Field); VOR Runway 25, Amdt. 10; Revised.
Bangor, Maine, Bangor International Airport; VOR/DME Runway 33, Original; Established.

Crescent City, Calif., Jack McNamara Field; VOR/DME Runway 11, Amdt. 3; Revised.
Crescent City, Calif., Jack McNamara Field; VOR/DME Runway 35, Amdt. 3; Revised.
Ephrata, Wash., Ephrata Municipal Airport; VOR/DME Runway 2, Original; Established.
Old Town, Maine, Dewitt Field, Old Town Municipal Airport; VOR/DME Runway 22, Amdt. 1; Revised.
Paso Robles, Calif., Paso Robles County Airport; VOR/DME-A, Original; Established.
Phoenix, Ariz., Phoenix Sky Harbor Municipal Airport; VOR/DME Runway 6R, Amdt. 4; Revised.
San Luis Obispo, Calif., San Luis Obispo County Airport; VOR/DME 1, Original; Canceled.
Tracy, Calif., Tracy Municipal Airport, VOR/DME-A, Original; Established.

2. Section 97.25 is amended by establishing, revising or canceling the following LOC-LDA SIAPs, effective December 24, 1970.

Atlanta, Ga., Atlanta Airport; LOC (BC) Runway 27L, Amdt. 5; Revised.
Tampa, Fla., Tampa International Airport; LOC/DME (BC) Runway 18R, Original; Established.
Tampa, Fla., Tampa International Airport; LOC (BC) Runway 36R, Amdt. 13; Revised.

3. Section 97.27 is amended by establishing, revising or canceling the following NDB/ADF SIAPs, effective December 24, 1970.

Atlanta, Ga., Atlanta Airport; NDB Runway 9R, Amdt. 8; Revised.
Atlanta, Ga., Atlanta Airport; NDB Runway 9L, Amdt. 31; Revised.
Atlanta, Ga., Atlanta Airport; NDB Runway 27R, Amdt. 2; Revised.
Atlanta, Ga., Atlanta Airport; NDB Runway 27L, Amdt. 2; Revised.
Atlanta, Ga., Atlanta Airport; NDB Runway 33, Amdt. 11; Revised.
Bangor, Maine, Bangor International Airport; NDB Runway 33, Amdt. 1; Revised.
Bremerton, Wash., Kitsap County Airport; NDB Runway 1, Amdt. 6; Revised.
Columbus, Ohio, Ohio State University Airport; NDB-A, Amdt. 3; Revised.
Denver, Colo., Arapahoe County Airport; NDB (ADF)-1, Original; Canceled.
Denver, Colo., Arapahoe County Airport; NDB Runway 10, Original; Established.
Martinsville, Va., Blue Ridge Airport; NDB-A, Amdt. 1; Revised.
Old Town, Maine, Dewitt Field, Old Town Municipal Airport; NDB Runway 22, Amdt. 1; Revised.
Phoenix, Ariz., Phoenix Sky Harbor Municipal Airport; NDB-A, Original; Established.
Phoenix, Ariz., Phoenix Sky Harbor Municipal Airport; NDB (ADF) Runway 26R, Amdt. 2; Canceled.
San Francisco, Calif., San Francisco International Airport; NDB Runway 19L, Original; Established.
Tampa, Fla., Tampa International Airport; NDB Runway 18L, Amdt. 26; Revised.
Tampa, Fla., Tampa International Airport; NDB Runway 36L, Amdt. 8; Revised.

4. Section 97.29 is amended by establishing, revising, or canceling the following ILS SIAPs, effective December 24, 1970.

Atlanta, Ga., Atlanta Airport; ILS Runway 9R, Amdt. 12; Revised.
Atlanta, Ga., Atlanta Airport; ILS Runway 9L, Amdt. 37; Revised.
Atlanta, Ga., Atlanta Airport; ILS Runway 33, Amdt. 15; Revised.
Bangor, Maine, Bangor International Airport; ILS Runway 33, Amdt. 4; Revised.

Huntsville, Ala., Huntsville Madison County Jetport/Carl T. Jones Field; ILS Runway 18R, Amdt. 7; Revised.
Tampa, Fla., Tampa International Airport; ILS Runway 18L, Amdt. 27; Revised.
Tampa, Fla., Tampa International Airport; ILS Runway 36L, Amdt. 2; Revised.

5. Section 97.31 is amended by establishing, revising, or canceling the following Radar SIAPs, effective December 24, 1970.

Atlanta, Ga., Atlanta Airport; Radar-1, Amdt. 15; Revised.
Phoenix, Ariz., Phoenix Sky Harbor Municipal Airport; Radar-1, Amdt. 3; Revised.
Tampa, Fla., Tampa International Airport; Radar-1, Amdt. 2; Revised.

6. Section 97.33 is amended by establishing, revising, or canceling the following RNAV SIAPs effective December 24, 1970.

Bremerton, Wash., Kitsap County Airport; RNAV Runway 1, Original; Established.
Renton, Wash., Renton Municipal Airport; RNAV Runway 33, Original; Established.

(Secs. 307, 313, 601, 1110, Federal Aviation Act of 1958; 49 U.S.C. 1438, 1354, 1421, 1510, sec. 6(c), Department of Transportation Act, 49 U.S.C. 1655(c) and 5 U.S.C. 552(a)(1))

Issued in Washington, D.C., on November 20, 1970.

EDWARD C. HOBSON,
Acting Director,
Flight Standards Service.

NOTE: Incorporation by reference provisions in §§ 97.10 and 97.20 approved by the Director of the Federal Register on May 12, 1969 (35 F.R. 5610).

[F.R. Doc. 70-16036; Filed, Dec. 1, 1970; 8:45 a.m.]

Title 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of International Commerce, Department of Commerce

SUBCHAPTER B—EXPORT REGULATIONS

[13th Gen. Rev. of Export Regs., Amdt. 11]

MISCELLANEOUS AMENDMENTS TO SUBCHAPTER

Parts 368, 369, 370, 372, 373, 376, 386, and 387 of the Code of Federal Regulations are amended to read as set forth below.

(Sec. 3, 63 Stat. 7; 50 U.S.C. App. 2023; E.O. 10945, 26 F.R. 4487, 3 CFR 1959-1963 Comp.; E.O. 11038, 27 F.R. 7003, 3 CFR 1959-1963 Comp.)

Effective date: November 27, 1970.

RAUER H. MEYER,
Director,
Office of Export Control.

PART 368—U.S. IMPORT CERTIFICATE AND DELIVERY VERIFICATION PROCEDURE

In § 368.2 paragraph (a)(9), subdivision (ii) is amended to read as follows:

§ 368.2 International import certificate.

(a) * * *

(9) *Delivery, sale, or transfer of commodities to another U.S. purchaser.* * * *

(ii) Resale or transfer to another U.S. purchaser or transferee requires the prior approval of the Office of Export Control only in cases where the buyer or transferee is listed in Supplement No. 1 to Part 388, Table of Denial and Probation Orders. However, the person who obtained the international import certificate is required to notify the Office of Export Control of any change in facts or intentions relating to the transaction, and in all cases that person is held responsible for the delivery of the commodities in accordance with the export control regulations. The seller or transferor is therefore required in all cases to secure, prior to sale or transfer, and to retain in his files for 2 years, written acceptance by the purchaser or transferee of (a) all obligations undertaken by, and imposed under the export control regulations upon, the holder of the certificate; and (b) an undertaking that all subsequent sales or transfers will be made subject to the same conditions.

PART 369—RESTRICTIVE TRADE PRACTICES OR BOYCOTTS

Section 369.4 is amended to read as follows:

§ 369.4 Effect of other provisions.

Insofar as consistent with the provisions of this part, all of the provisions of the export control regulations, including Parts 387 and 388, apply equally to the reporting requirement set forth in § 369.2. Attention is called particularly to the provisions of § 387.11 under which pertinent records must be kept and made available for inspection for a 2-year period.

PART 370—EXPORT LICENSING GENERAL POLICY AND RELATED INFORMATION

In § 370.1, paragraphs (b), (c), (d), and (e) are redesignated (c), (d), (e), and (f) respectively and a new paragraph (b) is established to read as follows:

§ 370.1 General policy.

(b) *Continuing review of commodity controls.* (1) In accordance with the provisions of the Export Administration Act of 1969, it is the policy of the Department of Commerce to conduct a continuing review of commodities under its licensing jurisdiction to assure that validated export licenses are required for the purposes cited in paragraph (a) of this section. Particular emphasis is placed in the Act on the review of commodities controlled for national security reasons. In this connection, commodities presently under validated license control are reviewed to determine whether such control is still warranted; commodities that may be exported under general license

to most destinations are examined to ascertain whether validated license controls should be extended to additional country groups. While each study must, of necessity, vary in content because of the nature of the commodity under review, the following factors are generally taken into account concerning each commodity:

(i) Its essential features (distinguishing physical or operating characteristics; variations between types, models, grade, etc.; and the technical and strategic significances of these differences).

(ii) Its civilian uses.

(iii) Its military or military-support uses.

(iv) Its end-use pattern in the United States.

(v) Its technological state of development. (Whether it involves a new product and represents the current state of the art. Whether it contains advanced technology that can feasibly be extracted.)

(vi) Its availability abroad (whether the same or a comparable commodity is available from other non-Communist countries and where and by whom. Whether the foreign product is manufactured abroad with U.S.-origin technology or components).

(2) The Department welcomes recommendations from the export trade as to commodities that warrant review. Such recommendations should, if possible, identify the commodity by CCL number and provide information regarding uses (military or military support vs. civilian) and foreign availability in sufficient detail to permit thorough evaluation in accordance with the guidelines set forth above. Brochures or other literature pertaining to the production or availability abroad of a comparable commodity will prove most helpful.

PART 372—INDIVIDUAL VALIDATED LICENSES AND AMENDMENTS

In § 372.13 paragraph (c)(1)(i), (d) is amended to read as follows:

§ 372.13 Special provisions for transfer of licenses to another party.

(c) *Information from transferor and form of request—*(1) *Less than 15 licenses.* (i) When requesting the transfer of less than 15 outstanding licenses, the original licensee shall submit:

(d) The following certification:

The undersigned hereby certifies that, if license number(s) _____ is (are) transferred in accordance with my (our) request, any and all documents evidencing the order covered by this (these) license(s) will be made available upon demand and will be retained by me (us) for a period of 2 years from the time of the export from the United States, or any known reexport, transshipment, or diversion, or any other termination of the transaction whether formally in writing or by any other means, whichever is later. The undersigned will promptly report to the Office of Export Control any material or substantive changes in the terms of the order and any other facts of the export transaction

known or reported to the undersigned at any future time by any party to the export transaction.

(Signature of transferor)

(By)

(Title)

(Date)

PART 373—SPECIAL LICENSING PROCEDURES

Sections 373.3 (e)(1)(iv), and (1), 373.4(h) (1) and (3), 373.5(d), 373.7(j), and 373.8(f) (1) are amended to read as set forth below.

In § 373.3 paragraph (e)(1) subdivision (iv) and paragraph (1) are amended to read as follows:

§ 373.3 Distribution license.

(e) *Action on license applications.* * * *

(1) * * *

(iv) *Table of denial and probation orders.* The licensee under a distribution license is responsible for furnishing promptly to each approved consignee, other than an end-user of the commodities, current reprints of the "Table of Denial and Probation Orders Currently in Effect" (see Supplement No. 1 to Part 388) and each addendum thereto. The licensee is responsible for reproducing any addendum to the "Table of Denial and Probation Orders Currently in Effect" as provided in Export Control Bulletins. Copies of these reprints, generally issued semiannually, may be obtained without charge from the Office of Export Control.

(1) *Records.* * * *

(3) All records regarding a sale or reexport by a distributor who is an approved consignee under a distribution license shall be retained by the distributor for a period of 2 years from the date of sale or reexport. As a minimum, these records shall contain for each sale or reexport the following:

(i) Full name and address of individual or firm to whom sale or reexport was made;

(ii) Full description of each commodity sold or reexported;

(iii) Units of quantity or value of each commodity sold or reexported; and

In § 373.4(h) subparagraphs (1) and (3) are amended to read as set forth below:

§ 373.4 Foreign-based warehouse procedure.

(h) *Records and reports.* (1) The U.S. exporter shall retain for 2 years from the date of validation or return, one copy of each validated Form FC-143 and FC-243, or any such form that was not approved by the Office of Export Control, at his office in the United States and one copy at his distributor's office abroad

from which the distribution of the foreign-based stock is controlled.

(3) All records regarding a distribution, sale, or reexport from a foreign-based stock under this procedure (including distributions to government agencies under the provisions of paragraph (c)(3) of this section shall be retained at the office from which the distribution is controlled for a period of 2 years from the date of distribution. In addition, the original of the Swiss Blue Import Certificates and reproduced copies of the original Yugoslav End-Use Certificates obtained in accordance with the requirements of this procedure shall also be retained by the distributor for a period of 2 years from the date the commodities are distributed. As a minimum, these records shall contain for each distribution the following:

- (i) Validated Form FC-243 number assigned to the customer;
- (ii) Full description of each commodity distributed from the foreign-based stock;
- (iii) Units of quantity or value of each commodity distributed; and
- (iv) Date of shipment.

Section 373.5(d) is retitled, the introductory paragraph is designated paragraph (1), and paragraphs (1), (2), (3), (4), and (5) are redesignated (i), (ii), (iii), (iv), and (v) respectively, and a new subparagraph (2) is added to read as follows:

§ 373.5 Periodic requirements (PRL) license.

(d) *Application procedure*—(1) *Application form*. An application for a PRL license shall be prepared and submitted on Form FC-419, Application for Export License (Rev. January 1966 or later), with Form FC-420, Application Processing Card, attached, in accordance with instructions contained in § 372.4(a) except as modified below:

(2) *Supporting documentation*. An application for a PRL license shall be supported by the following for each consignee, where the destination is in Country Group V: a Form FC-843, Multiple Transactions Statement by Consignee and Purchaser, an Import Certificate, or other documentation, whichever is required by the provisions of Part 375 for the commodity and destination included on the PRL application.

In § 373.7(j), the introductory text is amended to read as set forth below:

§ 373.7 Service supply (SL) procedure.

(j) *Records*. A U.S. exporter is required to maintain records of all exports for a period of 2 years in accordance with the provisions of § 387.11. A foreign-based service facility or a foreign manufacturer is required to retain records of all reexports made under the provisions of this SL procedure for a period of 2 years and to make all such records available for inspection in accordance with

the provisions of § 387.11, upon request, by officials of the U.S. Government. As a minimum, the record of each reexport shall show:

In § 373.8(f), subparagraph (1) is amended to read as set forth below:

§ 373.8 Aircraft and vessel repair station procedure.

(f) *Records and reports*. (1) Any foreign importer approved under this procedure shall maintain records, in the detail set forth below, of commodities imported from the United States and supplied to aircraft or vessels. These records shall be kept for a period of 2 years from the date the commodities are supplied to such aircraft or vessel and shall be made available for inspection, upon demand, by the Office of Export Control or any accredited representative of the U.S. Government. In the event the foreign importer is prohibited by governmental regulation or statute from permitting a U.S. Government representative to inspect his records, the Office of Export Control will consider granting a waiver of this requirement and the substitution therefor of a calendar quarterly report setting forth the information contained in the records. Such request for waiver shall be part of the submission of Form FC-43 to the Office of Export Control, and shall include a citation to the governmental regulation or statute prohibiting the inspection of records, together with a certification that a calendar quarterly report, containing the information specified below, will be submitted to the Office of Export Control if the waiver request is granted.

PART 376—SPECIAL COMMODITIES POLICIES AND PROVISIONS

In § 376.8(b), subparagraph (2) is amended to read as set forth below:

§ 376.8 Aircraft and equipment, parts, accessories, and components therefor.

(b)

(2) *Records*. The airline that provides the U.S. commodities shall maintain records in the detail set forth below, for a period of 2 years from the date of the transaction. These records shall be available for inspection, upon demand, by the U.S. Department of Commerce, a U.S. Foreign Service post, or any other accredited representative of the U.S. Government. In the event the airline is prohibited by foreign government regulation, or statute from permitting a U.S. Government representative to inspect its records, the airline shall submit a report of such transactions at the end of each calendar quarter during which one or more transactions occur. The report shall be sent to the Office of Export Control (Attention: 852), U.S. Department of Commerce, Washington, DC 20230. As a minimum, the records and reports shall include the following information for each transaction:

PART 386—EXPORT CLEARANCE

In § 386.3(m), subparagraph (2) is amended to read as set forth below:

§ 386.3 Shipper's export declaration.

(m) *Validated license number or general license designation*.

(2) Exports under a general license. In addition to the commodity description, the general license designation shall be shown in the commodity description column of the declaration. If the commodity to be exported under the general license is shown on the commodity control list under an export control commodity number that is also used for one or more commodity entries under validated license control to Country Group T and/or V, the general license designation shall be followed by the italicized digit(s) in parentheses that follow(s) the export control commodity number. For example, hand type still cameras, fixed focus, are classified on the commodity control list under Export Control Commodity No. 86140 (8). The commodity control list shows a number of other entries under No. 86140, and the figure (8) indicates that this is the eighth entry under that number. Although the commodity control list shows that these cameras may be exported to Country Groups T and V under the provisions of General License G-DEST, it also shows a number of other commodities under No. 86140 that may not be. Therefore, an exporter who wishes to export cameras of the above-mentioned type under the provisions of General License G-DEST should enter "G-DEST (8)" in the commodity description column of the declaration. As another example, chlorendic alkyd resins are classified on the commodity control list under Export Control Commodity No. 58110(9), which means that these resins are in the ninth entry under that export control commodity number. While this commodity may not be exported to any destination under the provisions of General License G-DEST, a shipment valued at not more than \$500 may be made to any destination in Country Group V under the provisions of General License GLV. Therefore, an exporter intending to export to France a shipment of chlorendic alkyd resins are valued at not more than \$500 under the provisions of General License GLV should enter "GLV (9)" in the commodity description column of the declaration.

PART 387—ENFORCEMENT

In § 387.11, paragraphs (c) and (e) are amended to read as follows:

§ 387.11 Recordkeeping.

(c) *Records to be kept*. The records to be kept pursuant to this § 387.11 shall include memoranda, notes, correspondence, books, export control documents, and other written matter pertaining to the transactions described in paragraph (a) of this section, which may be made or obtained by a person described in

paragraph (b) of this section. In addition to the records required to be kept by this § 387.11, the provisions of §§ 368.2, 372.5, 372.6, 373.3, 373.4, 373.5, 373.6, 373.7, 373.8, 374.7, 376.8, 386.3, and 386.6 of the export control regulations require certain records to be made and kept by persons in the United States or abroad in connection with export transactions. The revocation or revision of any such provision of the export control regulations which requires the making and keeping of records shall not be retroactive in effect unless specifically provided and shall not affect the original requirement to keep such records for the prescribed period.

(c) *Period of retention.* Records required to be kept under this § 387.11 shall be kept for a period of 2 years¹ from, whichever is later, the time of: (1) The export from the United States; or (2) Any known reexport, transshipment, or diversion; or (3) Any other termination of the transaction, whether formally in writing or by any other means.

[F.R. Doc. 70-16113; Filed, Dec. 1, 1970; 8:47 a.m.]

Title 49—TRANSPORTATION

Subtitle A—Office of the Secretary of Transportation

[Docket No. 10713; Amdt. 7C-2]

PART 7—PUBLIC AVAILABILITY OF INFORMATION

Appendix C—Federal Aviation Administration

CHANGE IN TITLE OF CERTAIN OFFICIAL

The purpose of this amendment to appendix C of Part 7 of the regulations of the Office of the Secretary of Transportation (49 CFR Part 7) is to reflect a change in the title of the official in the Federal Aviation Administration to whom application is made for reconsideration of a decision not to disclose records of the FAA.

Paragraph 5 of appendix C provides that any person to whom a record is not made available within a reasonable time after his request, and any person who has been notified that a record he has requested cannot be disclosed, may apply, in writing, to the Director, Information Services at FAA Headquarters, for reconsideration of the request and that for all purposes, including that of judicial review, the decision of this official is administratively final as the decision of the Federal Aviation Administrator.

¹ Persons subject to this regulation may find it advisable to retain their records longer than the mandatory 2-year retention period because the statute of limitations (title 18, U.S.C. sec. 3282) permits criminal actions to be brought under the Export Administration Act of 1969, and its predecessor Act, within 5 years and administrative compliance proceedings may be brought more than 3 years after alleged violations.

The official formerly designated as "Director, Information Services" has now been designated, "Director, Office of Public Affairs" and this amendment makes appropriate changes in paragraph 5.

Since this amendment merely deletes obsolete regulatory material and relates to agency organization, management, and personnel, notice of rule making and public procedure thereon are not required and the action may be made effective less than 30 days after its publication.

In consideration of the foregoing, paragraph 5 of appendix C of Part 7 of the regulations of the Office of the Secretary of Transportation is amended effective December 2, 1970, to read as follows:

APPENDIX C—FEDERAL AVIATION ADMINISTRATION

5. *Reconsideration of determination not to disclose records.* Any person to whom a record is not made available within a reasonable time after his request, and any person who has been notified that a record he has requested cannot be disclosed, may apply, in writing, to the Director, Office of Public Affairs at FAA Headquarters, for reconsideration of that request. For all purposes, including that of judicial review, the decision of the Director, Office of Public Affairs is administratively final as the decision of the Federal Aviation Administrator.

(Sec. 9, Department of Transportation Act; 49 U.S.C. 1657; 5 U.S.C. 552, Section 7.1(c) of the regulations of the Office of the Secretary of Transportation; 49 CFR 7.1(c))

Issued in Washington, D.C., on November 24, 1970.

J. H. SHAFFER,
Administrator.

[F.R. Doc. 70-16094; Filed, Dec. 1, 1970; 8:45 a.m.]

Chapter X—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S.O. 1025; Amdt. 5]

PART 1033—CAR SERVICE

Regulations for Return of Covered Hopper Cars

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 23d day of November 1970.

Upon further consideration of Service Order No. 1025 (34 F.R. 7451, 9870; 35 F.R. 894, 5334) as amended, and good cause appearing therefore:

It is ordered, That § 1033.1025 *Service Order No. 1025* (Regulations for return of covered hopper cars) be, and it is hereby, amended by substituting the following paragraph (f) for paragraph (f) thereof:

(f) *Expiration date.* This order shall expire at 11:59 p.m., May 31, 1971, unless otherwise modified, changed, or suspended by order of this Commission.

Effective date. This amendment shall become effective at 11:59 p.m., November 28, 1970.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2))

It is further ordered, That copies of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order shall be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,
Secretary.

[F.R. Doc. 70-16160; Filed, Dec. 1, 1970; 8:51 a.m.]

[Second Rev. S.O. 1037]

PART 1033—CAR SERVICE

Distribution of Boxcars

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 19th day of November 1970.

It appearing, that an acute shortage of plain boxcars exists on the Bangor and Aroostook Railroad Co. and the Maine Central Railroad Co.; that shippers located on lines of these carriers are being deprived of such cars required for loading, resulting in a very severe emergency; that present rules, regulations, and practices with respect to the use, supply, control, movement, distribution, exchange, interchange, and return of boxcars owned by these railroads are ineffective. It is the opinion of the Commission that an emergency exists requiring immediate action to promote car service in the interest of the public and the commerce of the people. Accordingly, the Commission finds that notice and public procedure are impracticable and contrary to the public interest, and that good cause exists for making this order effective upon less than 30 days' notice.

It is ordered, That:

§ 1033.1037 *Service Order No. 1037.*

(a) *Distribution of boxcars.* Each common carrier by railroad subject to the Interstate Commerce Act shall observe, enforce, and obey the following rules, regulations, and practices with respect to its car service:

(1) Return to owners empty, except as otherwise authorized in subparagraphs (2) and (3) of this paragraph all plain boxcars which are listed in the Official Railway Equipment Register, I.C.C. R.E.R. 377, issued by E. J. McFarland, or reissues thereof, as having mechanical

designation XM, owned by the Bangor and Aroostook Railroad Co. and the Maine Central Railroad Co.

(2) Boxcars described in subparagraph (1) of this paragraph located in States other than Connecticut, Massachusetts, Maine, New Hampshire, Rhode Island, or Vermont may be loaded to any station in Connecticut, Massachusetts, Maine, New Hampshire, Rhode Island, or Vermont.

(3) Boxcars described in subparagraph (1) of this paragraph, located in the States of Connecticut, Massachusetts, Maine, New Hampshire, Rhode Island, or Vermont may be loaded to stations on the lines of the car owner only if routed via the car owning railroad.

(4) No common carrier by railroad subject to the Interstate Commerce Act shall accept from shipper any loaded boxcar for movements contrary to the provisions of subparagraph (2) and subparagraph (3) of this paragraph.

(b) *Application.* The provisions of this order shall apply to intrastate, interstate, and foreign commerce.

(c) *Effective date.* This order shall become effective at 11:59 p.m., November 28, 1970.

(d) *Expiration date.* This order shall expire at 11:59 p.m., May 31, 1971, unless otherwise modified, changed, or suspended by order of this Commission.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended 54 Stat. 911, 49 U.S.C. 1(10-17), 15(4), and 17(2))

It is further ordered, That a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,
Secretary.

[F.R. Doc. 70-16158; Filed, Dec. 1, 1970; 8:51 a.m.]

[Ninth Rev. S. O. 1041-A]

PART 1033—CAR SERVICE

Distribution of Boxcars

At a session of the Interstate Commerce Commission, Railroad Service Board, held in Washington, D.C., on the 23d day of November 1970.

Upon further consideration of Ninth Revised Service Order No. 1041 (35 F.R. 17842), and good cause appearing therefor:

It is ordered, That: § 1033.1041 *Service Order No. 1041* (distribution of boxcars) be, and it is hereby, vacated and set aside.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies secs. 1 (10-17), 15(4) and 17(2), 40 Stat. 101, as amended 54 Stat. 911; 49 U.S.C. 1 (10-17), 15(4), and 17(2))

It is further ordered, That this order shall become effective at 11:59 a.m., November 23, 1970, that copies of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of the order shall be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,
Secretary.

[F.R. Doc. 70-16159; Filed, Dec. 1, 1970; 8:51 a.m.]

[Rev. S.O. 1050; Amdt. 1]

PART 1033—CAR SERVICE

Demurrage and Detention Charges on Open-Top Hopper Cars

At a session of the Interstate Commerce Commission, Railroad Service Board, held at its office in Washington, D.C., on the 23d day of November 1970.

Upon further consideration of Revised Service Order No. 1050 (35 F.R.

16933) as amended, and good cause appearing therefor:

It is ordered, That: § 1033.1050 *Service Order No. 1050* (Demurrage and Detention Charges on Open-Top Hopper Cars) be, and it is hereby, amended by substituting the following paragraph (i) for paragraph (i) thereof:

(i) *Expiration date.* This order shall expire at 6:59 a.m., January 1, 1971, unless otherwise modified, changed, or suspended by order of this Commission.

Effective date. This amendment shall become effective at 6:59 a.m., December 1, 1970.

(Secs. 1, 12, 15, and 17(2), 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15, and 17(2). Interprets or applies secs. 1(10-17), 15(4), and 17(2), 40 Stat. 101, as amended 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4), and 17(2))

It is further ordered, That copies of this amendment shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order shall be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Railroad Service Board.

[SEAL] ROBERT L. OSWALD,
Secretary.

[F.R. Doc. 70-16161; Filed, Dec. 1, 1970; 8:51 a.m.]

Title 50—WILDLIFE AND FISHERIES

Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

SUBCHAPTER B—HUNTING AND POSSESSION OF WILDLIFE

PART 17—CONSERVATION OF ENDANGERED SPECIES AND OTHER FISH OR WILDLIFE

List of Endangered Foreign Fish and Wildlife

By notice of proposed rule making published in the FEDERAL REGISTER on July 30, 1970 (35 F.R. 12222-12225), notice was given that it was proposed to amend appendix A to Part 17 of Title 50 CFR by adding additional names to the list of foreign endangered species.

Interested persons were invited to submit their views, data, or arguments regarding the proposed amendment to the Director, Bureau of Sport Fisheries and Wildlife, Department of the Interior, Washington, D.C. 20240, within 30 days following the date of the publication of the notice. All relevant matters presented have been considered and the proposal is adopted as published, except that the following mammals are deleted from the list as it was proposed:

Common name	Scientific name	Where found
Spider monkey	<i>Atles Geoffroyi Geoffroyi</i>	Guatemala
Spider monkey	<i>Atles Geoffroyi ornatus</i>	Costa Rica
Kafue lechwe	<i>Kobus lechwe kafuensis</i>	Zambia

For good cause found in that 30 days were provided to receive public comment on said proposal which has in fact been available for review for more than 80 days, and after continuing consultation thereon, it is determined that further notice and public procedure thereon are impracticable, unnecessary, and contrary to the public interest and this amendment shall become effective upon publication in the FEDERAL REGISTER.

Accordingly, Appendix A of 50 CFR 17 as amended reads as follows:

AMPHIBIANS AND REPTILES

Common name	Scientific name	Where found
Israel painted frog	<i>Discoglossus nigriventris</i>	Israel.
Stephen Island frog	<i>Leiopelma hamiltoni</i>	New Zealand.
River terrapin, turtong	<i>Batagur baska</i>	Burma, India, Indonesia, Malaysia, Pakistan.
Galapagos tortoise	<i>Testudo elephantopus</i>	Galapagos (Ecuador).
Madagascar radiated tortoise	<i>Testudo radiata</i>	Madagascar.
Hawksbill turtle	<i>Eretmochelys imbricata</i>	Tropical seas.
Leatherback turtle	<i>Dermochelys coriacea</i>	Tropical and temperate seas.
Atlantic ridley turtle	<i>Lepidochelys kempi</i>	Mexico.
South American river turtle	<i>Podocnemis eximius</i>	Orinoco and Amazon River Basins.
Do	<i>Podocnemis unifilis</i>	Do.
Short-necked or swamp tortoise	<i>Pseudemys umbrina</i>	Australia.
Yacare	<i>Caiman yacare</i>	Bolivia, Argentina, Peru, Brazil.
Orinoco crocodile	<i>Crocodylus intermedius</i>	Orinoco River drainage.
Cuban crocodile	<i>Crocodylus rhombifer</i>	Cuba.
Morelet's crocodile	<i>Crocodylus moreletii</i>	Mexico, British Honduras, Guatemala.
Nile crocodile	<i>Crocodylus niloticus</i>	Africa.
Gavial	<i>Gavialis gangeticus</i>	Pakistan.
Round Island day gecko	<i>Phelsuma guentheri</i>	Mauritius.
Day gecko	<i>Phelsuma newtoni</i>	Do.
Barrington land lizard	<i>Conolophus pallidus</i>	Galapagos.
Tuatara	<i>Sphenodon punctatus</i>	New Zealand.
Jamaica boa	<i>Epicrates subflavus</i>	Jamaica.
Anegada ground iguana	<i>Cyclura pinguis</i>	Anegada Island.

Fish

Ala balik	<i>Salmo platycephalus</i>	Turkey.
Clock	<i>Acanthopoma handirschii</i>	Do.
Miyako tanago	<i>Tanaka tanago</i>	Japan.
Ayunodoki	<i>Hymenopoma curia</i>	Do.
Mexican blindcat	<i>Prioclella phreatophila</i>	Mexico.
Nekogiri	<i>Coreoperca ichikawai</i>	Japan.
Giant catfish	<i>Pangasianodon gigas</i>	Thailand.
Catfish	<i>Pangasius azuwanget</i>	Do.

MOLLUSK

Mollusk	<i>Papustyla pulcherrima</i>	Manus Island (Admiralty Island).
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(16 U.S.C. 668aa et seq.)

Effective date. Upon publication in the FEDERAL REGISTER.

SAMUEL BENJAMIN,
Acting Director, Bureau of
Sport Fisheries and Wildlife.

NOVEMBER 24, 1970.

[F.R. Doc. 70-16173; Filed, Dec. 1, 1970; 8:51 a.m.]

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 213—EXCEPTED SERVICE

Department of Health, Education, and Welfare

Section 213.3216 is amended to show that not to exceed 10 positions of HEW Fellows in grades GS-11 through 15 are excepted under Schedule B. Employment under this authority may not extend beyond 1 year. Effective on publication in the FEDERAL REGISTER, paragraph (c) is added under § 213.3216 as set out below.

§ 213.3216 Department of Health, Education, and Welfare.

(c) Not to exceed 10 positions of HEW Fellows in grades GS-11 through 15. Employment under this authority may not extend beyond 1 year.

(5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR 1954-58, Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[F.R. Doc. 70-16131; Filed, Dec. 1, 1970; 8:49 a.m.]

PART 213—EXCEPTED SERVICE

Department of the Treasury

Section 213.3305 is amended to show that one position of Confidential Assistant to the Secretary is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (34) is added under paragraph (a) of § 213.3305 as set out below.

§ 213.3305 Department of the Treasury.

(a) Office of the Secretary. * * *

(34) One Confidential Assistant to the Secretary.

(5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR 1954-58, Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[F.R. Doc. 70-16132; Filed, Dec. 1, 1970; 8:49 a.m.]

PART 213—EXCEPTED SERVICE

Office of Economic Opportunity

Section 213.3373 is amended to show that the position of Confidential Staff Assistant to the Executive Secretary (interdepartmental activities) is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (26) is added to paragraph (a) of § 213.3373 as set out below.

§ 213.3373 Office of Economic Opportunity.

(a) Office of the Director. * * *

(26) One Confidential Staff Assistant to the Executive Secretary (interdepartmental activities).

(5 U.S.C. 3301, 3302, E.O. 10577; 3 CFR 1954-58, Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,
JAMES C. SPRY,
Executive Assistant to
the Commissioners.

[F.R. Doc. 70-16133; Filed, Dec. 1, 1970; 8:49 a.m.]