

"With respect to the allocation of imports of residual fuel oil to be used as fuel into Puerto Rico, such regulations shall, to the extent possible, provide for a fair and equitable distribution of imports of residual fuel oil to be used as fuel among persons who were importers of that product into Puerto Rico during the base period specified by the Secretary pursuant to section 2 of this proclamation."

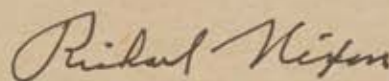
12. The third sentence of subparagraph (5) of paragraph (b) of section 3 is amended to read as follows:

"With respect to the allocation of imports into District I of residual fuel oil to be used as fuel, such regulations shall, to the extent possible, provide for a fair and equitable distribution of imports of residual fuel oil to be used as fuel (i) among persons who are in the business in District I of selling residual fuel oil to be used as fuel and who have had inputs of that product to deep-water terminals located in District I, and (ii) among persons who are in the business in District I of selling residual fuel oil to be used as fuel and have throughput agreements (warehouse agreements) with deep-water terminal operators."

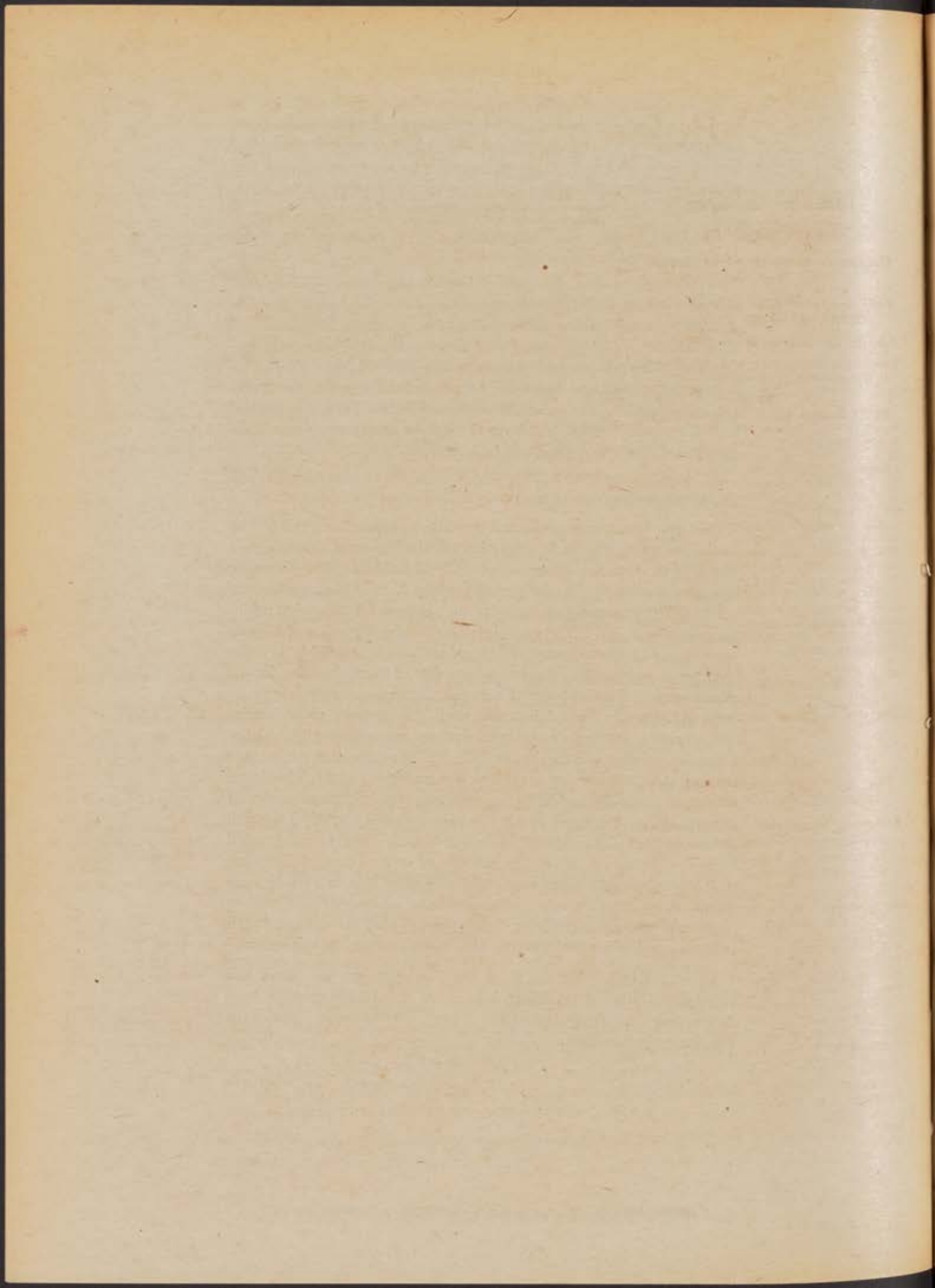
13. Proclamation No. 3279 is further amended by inserting after section 3 the following new section:

"Sec. 3A. Pending the issuance of regulations implementing this proclamation, as amended, the Secretary is authorized to make to any person who held an allocation of imports of crude oil and unfinished oils under this proclamation during the period January 1, 1970 through December 31, 1970, an interim allocation of such imports for the period beginning January 1, 1971. The quantity of an interim allocation of imports other than Canadian oil may not exceed the allocation held in 1970 by such person expressed in the average number of barrels per day for the allocation period multiplied by 31, except that such quantity may be increased to provide for a full tanker load. The quantity of an interim allocation of imports of Canadian oil shall not exceed such person's allocation for such imports for the last half of 1970 expressed in the average number of barrels per day for that period multiplied by 31. The Secretary also is authorized to make to any person who held an allocation of imports of No. 2 fuel oil during the period January 1, 1970 through December 31, 1970 an interim allocation of such imports for the period beginning January 1, 1971. The quantity of such an interim allocation shall not exceed fifty percentum of the allocation held in 1970 by such person. Any allocation subsequently made to any person who receives an interim allocation pursuant to this section, shall be reduced by an amount equal to the interim allocation made pursuant to this section."

IN WITNESS WHEREOF, I have hereunto set my hand this twenty-second day of December, in the year of our Lord nineteen hundred seventy, and the Independence of the United States of America the one hundred ninety-fifth.



[F.R. Doc. 70-17390; Filed, Dec. 22, 1970; 12:09 p.m.]



Rules and Regulations

Title 28—JUDICIAL ADMINISTRATION

Chapter I—Department of Justice [Memo No. 712]

PART O—ORGANIZATION OF THE DEPARTMENT OF JUSTICE

Subpart O—Administrative Division

DELEGATING AUTHORITY FOR SUSPENDING OR TERMINATING COLLECTION ACTION

DECEMBER 15, 1970.

Under and by virtue of the authority vested in me by Part 104, Title 4, and §§ 0.76 (a) and (k) and 0.159 of Title 28 of the Code of Federal Regulations, I hereby delegate to the Director, Office of Budget and Accounts, the authority to suspend or terminate collection action on claims not to exceed \$250. Claims in excess of \$100 shall be reviewed by the Director, Office of Judicial Examinations, and a recommendation made to the Director, Office of Budget and Accounts as to their appropriateness. Memo No. 649 is hereby rescinded.

The provisions of this memorandum shall be effective on the date of the publication of this memorandum in the FEDERAL REGISTER.

L. M. PELLERZI,
Assistant Attorney General
for Administration.

[F.R. Doc. 70-17248; Filed, Dec. 22, 1970;
8:48 a.m.]

[Order 445-70]

PART O—ORGANIZATION OF THE DEPARTMENT OF JUSTICE

Assigning Responsibility Concerning Applications for Orders Compelling Testimony or Production of Evidence by Witnesses

By virtue of the authority vested in me by sections 509 and 510 of title 28, section 301 of title 5, and section 6003(b) of title 18, United States Code, and section 501 of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (Public Law 91-513), Part 0 of chapter I of title 28, Code of Federal Regulations, is amended as follows:

1. Subparts Z, AA, and BB are redesignated Subparts AA, BB, and CC, respectively.

§ 0.59 [Revoked]

2. Section 0.59 of Subpart K is revoked.

3. A new Subpart Z is added after the appendix to Subpart Y, to read as follows:

Subpart Z—Assigning Responsibility Concerning Applications for Orders Compelling Testimony or Production of Evidence by Witnesses

Sec.

- 0.175 Judicial and administrative proceedings.
- 0.176 Congressional proceedings.
- 0.177 Applications for orders under the Comprehensive Drug Abuse Prevention and Control Act.
- 0.178 Redesignation of authority.

AUTHORITY: The provisions of this Subpart Z issued under secs. 509 and 510, title 28, sec. 301, title 5, sec. 6003(b), title 18, U.S.C.; sec. 501, Comprehensive Drug Abuse Prevention and Control Act of 1970 (Public Law 91-513).

Subpart Z—Assigning Responsibility Concerning Applications for Orders Compelling Testimony or Production of Evidence by Witnesses

§ 0.175 Judicial and administrative proceedings.

(a) The Assistant Attorney General in charge of the Criminal Division is authorized to exercise the authority vested in the Attorney General by sections 2514 and 6003, of title 18, United States Code, to approve the application of a U.S. attorney to a Federal court for an order compelling testimony or the production of information by a witness in any proceeding before or ancillary to a court or grand jury of the United States, and the authority vested in the Attorney General by section 6004 of title 18, United States Code, to approve the issuance by an agency of the United States of an order compelling testimony or the production of information by a witness in a proceeding before the agency, when the subject matter of the case or proceeding is either within the cognizance of the Criminal Division or is not within the cognizance of the Divisions or Bureau designated in paragraphs (b) and (c) of this section.

(b) The Assistant Attorney General in charge of the Antitrust Division, the Civil Division, the Civil Rights Division, the Internal Security Division, the Land and Natural Resources Division, and the Tax Division are authorized to exercise the power and authority vested in the Attorney General by sections 2514 and 6003 of title 18, United States Code, to approve the application of a U.S. attorney to a Federal court for an order compelling testimony or the production of information in any proceeding before or ancillary to a court or grand jury of the United States when the subject matter of the case or proceeding is within the cognizance of their respective Divisions: *Provided, however,* That approval shall be granted only with the concurrence of the Assistant Attorney General in charge of the Criminal Division.

(c) The Assistant Attorney General designated in paragraph (b) of this section, and the Director of the Bureau of Narcotics and Dangerous Drugs are authorized to exercise the authority vested in the Attorney General by section 6004 of title 18, United States Code, to approve the issuance by an agency of the United States of an order compelling testimony or the production of information by a witness in a proceeding before the agency when the subject matter of the proceeding is within the cognizance of their respective Divisions or the Bureau: *Provided, however,* That approval shall be granted only with the concurrence of the Assistant Attorney General in charge of the Criminal Division.

§ 0.176 Congressional proceedings.

(a) A notice of an intention to request an order from a district court compelling testimony or the production of information in a congressional proceeding when submitted to the Attorney General by either House of Congress or a committee or a subcommittee of the Congress pursuant to section 6005 of title 18, United States Code, shall be referred to the Assistant Attorney General of the Division or the Director of the Bureau having cognizance of the subject matter of the proceedings: *Provided, however,* That either the notice or a copy thereof shall in any event be referred to the Assistant Attorney General in charge of the Criminal Division.

(b) The Assistant Attorney General in charge of the Criminal Division and the Assistant Attorney General designated in § 0.175(b) are authorized to exercise the power and authority vested in the Attorney General by section 6005 of title 18, United States Code, to apply to a district court of the United States to defer the issuance of an order compelling the testimony of a witness or the production of information in a proceeding before either House of Congress, or any committee or subcommittee of either House, or any joint committee of the two Houses.

§ 0.177 Applications for orders under the Comprehensive Drug Abuse Prevention and Control Act.

Notwithstanding the delegation of functions contained in Subpart R of this part, the Assistant Attorney General in charge of the Criminal Division is authorized to exercise the authority vested in the Attorney General by section 514 of the Comprehensive Drug Abuse Prevention and Control Act of 1970, 84 Stat. 1276, to approve the application of a U.S. attorney to a Federal court for an order compelling testimony or the production of information in any proceeding before a court or grand jury of the United States. Immunity shall be granted in agency proceedings under that Act

only with the concurrence of the Assistant Attorney General in charge of the Criminal Division.

§ 0.178 Redlegation of authority.

(a) The Assistant Attorney General in charge of the Criminal Division and the Assistant Attorney Generals designated in § 0.175(b) are authorized to redelegate the authority delegated by this subpart to their respective Deputy Assistant Attorney Generals to be exercised solely during the absence of such Assistant Attorney Generals from the City of Washington.

(b) The Director of the Bureau of Narcotics and Dangerous Drugs is authorized to redelegate the authority delegated by this subpart to the Deputy Director, Bureau of Narcotics and Dangerous Drugs, to be exercised solely during the absence of the Director from the City of Washington.

This order shall become effective December 14, 1970.

Dated: December 12, 1970.

JOHN N. MITCHELL,
Attorney General.

[F.R. Doc. 70-17247; Filed, Dec. 22, 1970;
8:48 a.m.]

Title 50—WILDLIFE AND FISHERIES

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

PART 16—MIGRATORY BIRD PERMITS

Taxidermist Permits

There was published in the *FEDERAL REGISTER* of Thursday, August 20, 1970 (35 F.R. 13289), a proposal to amend § 16.12(a) of Title 50 of the Code of Federal Regulations.

Interested persons were invited to submit written comments, suggestions, or objections concerning the proposed amendment to the Director, Bureau of Sport Fisheries and Wildlife, U.S. Department of the Interior, Washington, D.C. 20240, within 30 days from the date of publication of the proposal.

No objections were received. It was determined that an editorial revision of this section would clarify its provisions.

The said proposal has, in fact, been available for review more than 60 days and since this amendment relieves an existing restriction presently placed on taxidermists, 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 December 22, 1970.

Accordingly, § 16.12 is revised to read:

§ 16.12 Taxidermist permits.

(a) *Permit required.* A taxidermist permit is required before any person may perform taxidermy services on migratory birds or their parts, nests, or eggs for any person other than himself. The permit must be conspicuously posted at the location where taxidermy services are performed.

(b) *Application for permit—information to be included.* Original applications for a taxidermist permit shall be made by letter addressed to the Regional Director, Bureau of Sport Fisheries and Wildlife, at the Regional Office having administrative jurisdiction over Bureau functions in the State where such services are proposed (see § 16.10 for geographical jurisdiction and addresses of regional offices). The letter of application shall contain the following information:

(1) The name, age, mailing address, and telephone number of the applicant;

(2) The address of the premises where taxidermist services will be provided, if different than mailing address;

(3) A statement of the applicant's qualifications and experience as a taxidermist; and

(4) If a State permit is required by State law, whether or not the applicant possesses one, and if so, the date on which it will expire.

(c) *Permit authorizations.* A permit authorizes a taxidermist to:

(1) Receive, transport, hold in custody or possession, mount or otherwise prepare, migratory birds and return them to another.

(2) Sell properly marked, captive reared migratory waterfowl which he has lawfully acquired and mounted. Such mounted birds may be placed on consignment for sale and may be possessed by such consignee for the purpose of sale.

(d) *Recordkeeping and reporting requirements.* Permittees must keep accurate records of operations, on a calendar year basis, showing the names and addresses of persons from and to whom migratory birds or their parts, nests, or eggs were received or delivered, the number and species of such, and the dates of receipt and delivery. In addition to the other records required by this paragraph, the permittee must maintain in his files, the original of the completed form 3-186, Notice of Waterfowl Sale or Transfer, confirming his acquisition of captive reared, properly marked migratory waterfowl from the holder of a current Federal waterfowl propagating permit. Permittees must retain such records for

a period of 1 year following the end of the calendar year covered by the records.

(e) *Expiration date of permit.* The tenure of taxidermist permits or renewals thereof shall be from date of issue through the 31st day of December of the second full calendar year following the year of issue.

(f) *Renewal of permit.* Requests for renewals of existing permits shall be made by letter to the regional office issuing the permit not later than 30 days preceding the expiration date of the permit.

(40 Stat. 755; 16 U.S.C. 703 et seq.)

Effective date. This amendment will become effective December 22, 1970.

SPENCER H. SMITH,
Acting Director, Bureau of Sport
Fisheries and Wildlife.

DECEMBER 16, 1970.

[F.R. Doc. 70-17249; Filed, Dec. 22, 1970;
8:48 a.m.]

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 213—EXCEPTED SERVICE

Entire Executive Civil Service

Section 213.3102 is amended to show that positions at the grade GS-12 through GS-15 levels are excepted under Schedule A when filled by persons designated as Fellows participating in the Brookings Institution's Economic Policy Fellowship Program. Appointments made under this authority may not exceed 2 years in duration and no appointment may extend beyond June 30, 1974. Effective on publication in the *FEDERAL REGISTER*, paragraph (dd) is added under § 213.3102 as set out below.

§ 213.3102 Entire executive civil service.

(dd) Positions at the grade GS-12 through GS-15 levels when filled by persons designated as Fellows under the Brookings Institution's Economic Policy Fellowship Program. Appointments made under this authority may not exceed 2 years in duration and no appointment may extend beyond June 30, 1974.

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

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 70-17234; Filed, Dec. 22, 1970;
8:47 a.m.]