

[Docket No. S-507]

WATERMAN STEAMSHIP CORP.**Show Cause Notice**

Notice was given in the FEDERAL REGISTER on March 11, 1976 (41 FR 10462), Docket No. S-496, that Waterman Steamship Corporation (Waterman) has filed an application dated February 11, 1976, with the Maritime Subsidy Board (Board), pursuant to Title VI (46 U.S.C. 1171-1183) of the Merchant Marine Act, 1936, as amended (the Act), for either (1) an extension of its present Operating-Differential Subsidy Agreement, Contract No. MA/MSB-253 (the Agreement), to aid in the operation of four C4 type vessels on its existing service on Trade Route No. 21 (U.S. Gulf/Western Europe), with the privilege of calling at ports in the Scandinavian and Baltic countries (including ports in the U.S.S.R.) and U.S.S.R. ports east of Finland in the Barents Sea, or, alternatively, (2) an interim operating-differential subsidy agreement to be effective upon the termination of the present Agreement on April 22, 1976, and to continue in effect until resolution of issues concerning Waterman's application for a new twenty-year operating-differential subsidy agreement covering operations on Trade Route No. 21. Waterman's application for a long-term contract is currently the subject of a hearing under Docket No. S-421.

Said Notice invited any person, firm or corporation having any interest in such application and desiring a hearing on issues pertinent to section 605(c) of the Act (46 U.S.C. 1175) to file petition for leave to intervene in accordance with the Rules of Practice and Procedure of the Board.

By letter date March 23, 1976, Sea-Land Services, Inc. (Sea-Land) filed petition for leave to intervene and requested a hearing under section 605(c) of the Act, but stated in its petition that it does not object to a six weeks' extension of the Agreement. The Board has extended the current expiration date of the Agreement from April 22, 1976, until June 3, 1976.

The U.S.-flag operators on Trade Route No. 21 are Sea-Land, Lykes Bros. Steamship Co., Inc. (Lykes), and Waterman. Sea-Land operates its service on TR 21 with four SL-18 class vessels, providing weekly sailings in each direction. These vessels have a capacity of 739 20 and 35 or 40 foot containers, or approximately 1400 TEU's, and a speed of 23 knots. Direct vessel calls are made on the following itinerary: New Orleans, Houston, Jacksonville, Rotterdam, Bremerhaven, New Orleans. On alternate weeks a direct vessel call is also made at Port Everglades on the westbound trip, after leaving Bremerhaven and before calling at New Orleans.

Lykes operates three Sea Barge carriers on its Trade Route No. 21 service, providing about two sailings a month. Direct vessel calls are made at one or more U.S. Gulf ports and ports in the United Kingdom and Continent, including Bremerhaven, Hamburg, Rotterdam,

Antwerp, Le Havre, and London. Each Sea Barge carrier has a deadweight of 38,390 tons, a loaded service speed of approximately 19 knots, and can accommodate 38 barges with a bale cubic capacity of 1,485,386 cubic feet.

Waterman operates up to four C4 Mariner type breakbulk cargo vessels on Trade Route No. 21, currently providing approximately one sailing a month. These vessels were constructed in the early 1950's and have an average deadweight of 14,000 tons, a bale cubic capacity of about 750,000 cubic feet, and a loaded service speed of about 20 knots. The vessels call at principal U.S. Gulf ports and ports in the United Kingdom, Continent, Baltic-Scandinavian areas, including Tilbury, Antwerp, Rotterdam, Bremerhaven, Murmansk, and Leningrad.

During the years 1973, 1974, and 1975, U.S.-flag vessels carried 26%, 31%, and 30%, respectively, of the outbound liner cargo moving on Trade Route No. 21, and 22%, 34%, and 43%, respectively, of the inbound liner cargo moving on Trade Route No. 21.

Notice is hereby given that the Board, after consideration of the above-stated facts and upon a review of the Board action of April 23, 1973, which authorized the present Agreement, is prepared to find that the effect of awarding a contract on an existing service of 12 sailings annually provided by C4 Mariner type breakbulk cargo vessels, for a period not to exceed the lesser of six months from the expiration date of June 3, 1976, or the time required to complete the hearing now in process in Docket No. S-421, would not be unduly prejudicial or give undue advantage as between citizens of the United States operating on Trade Route No. 21. Such finding to be without prejudice to any material issue in Docket No. S-421.

Any person, firm or corporation having an interest in the application and who would contest the above proposed finding of the Board is invited to file a written statement, by May 20, 1976, showing cause why this finding should not be made. Any party requesting oral argument before the Board shall specifically include such a request in its statement.

Any party desiring an evidentiary hearing on the application should set forth his interest in the application and should, with particularity, articulate any or all of the facts upon which he desires to adduce evidence. Any allegation of undue prejudice or unfair advantage shall be accompanied by a statement describing in detail the undue prejudice or unfair advantage.

Allegations of other factual issues which the party wishes the Board to consider in a hearing on the application shall include: (1) a clear and concise statement of the issues upon which a hearing is desired; and (2) the grounds upon which such allegations rest, in such detail as to permit the Board to determine their exact nature.

(Catalog of Federal Domestic Assistance Program No. 11.504 Operating-Differential Subsidy (ODS))

By Order of the Maritime Subsidy Board.

Dated: May 4, 1976.

ROBERT J. PATTON, Jr.,
Assistant Secretary.

[FR Doc.76-13418 Filed 5-6-76; 8:45 am]

FEDERAL ADVISORY COUNCIL ON REGIONAL ECONOMIC DEVELOPMENT

Office of the Secretary

AGENDA AND NOTICE OF OPEN MEETING

Notice is given that a meeting of the Federal Advisory Council on Regional Economic Development will be held on Tuesday, June 8, 1976, at 9:30 a.m. to 12:00 noon, in Room 4833, Department of Commerce, Washington, D.C. 20230.

The Federal Advisory Council was established pursuant to Executive Order 11386. The Council is a cabinet-level committee composed of those Federal agencies most concerned with economic development. Among its responsibilities, the Council advises the Secretary of Commerce, who is Chairman of the Council, in his review of the long-range economic development plans prepared by the Title V Regional Action Planning Commissions.

The purpose of this meeting is to discuss the long-range economic development plan submitted to the Secretary of Commerce by the Upper Great Lakes Regional Commission. In accordance with the review procedures adopted by the Council, the Upper Great Lakes development plan has been circulated to the members for their review.

Persons wishing to attend this meeting should contact the Acting Executive Secretary of the Council, Office of Regional Economic Coordination, Room 2092, Department of Commerce, Washington, D.C. 20230, telephone (202) 377-5174.

Dated at Washington, D.C., May 3, 1976.

JOHN W. EDEN,
Acting Special Assistant to the
Secretary for Regional Economic
Coordination.

[FR Doc.76-13281 Filed 5-6-76; 8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[Docket No. 76N-0050]

RADIOACTIVE CONTAMINATION OF HUMAN FOOD AND ANIMAL FEEDS

Invitation To Submit Data, Information and Views

The Food and Drug Administration (FDA) is inviting the submission of data, information, and views with respect to guidelines for responding to emergencies involving radioactive contamination of human food and animal feeds. Submissions should be filed with the Hearing Clerk, Food and Drug Administration (address below) by July 6, 1976.

The environmental consequences of manmade radioactivity are controlled at the Federal level by a number of regulatory agencies. In the FEDERAL REGISTER of January 24, 1973 (39 FR 2356), the Office of Emergency Preparedness issued a "Notice of Interagency Responsibilities," which detailed the responsibilities of various Federal agencies in providing emergency planning in the event of an incident at a fixed nuclear facility.

That notice was superseded by a notice issued in the FEDERAL REGISTER of December 24, 1975 (40 FR 59494) by the Federal Preparedness Agency, General Services Administration, for the purpose of reassigning agency responsibilities to reflect recent government reorganizations and to include, for the first time, transportation incidents involving radioactive materials.

Among the responsibilities assigned to the Department of Health, Education, and Welfare (HEW) is the "Issuance of guidance on appropriate planning actions necessary for evaluating and preventing radioactive contamination of foods and animal feeds and the control and use of such products should they become contaminated." Within HEW this function has been delegated to the Commissioner of Food and Drugs, who has a continuing responsibility for regulating food and animal feeds subject to the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321 et seq.). In the event of a radiological incident involving contamination of the environment, FDA will cooperate with appropriate local, State, and Federal agencies in identifying any human food or animal feeds that may have been contaminated, and will isolate such products from channels of commerce until their suitability for consumption is assured.

FDA has initiated the development of guidelines for use in emergency-response planning in the event of a radiological incident that may result in the radioactive contamination of human food and animal feeds. Because a determination of the appropriate emergency response to a radiological incident must take into consideration such diverse factors as the health significance of any potential contamination, the agricultural practices of the geographical area involved, and the possible distribution and use patterns of potentially contaminated human food and animal feeds, these guidelines will be of a general nature, adaptable to a wide range of conditions.

A principal factor in the development of guidelines for use in emergency-response planning is a determination of the levels of radioactive contamination that would require protective action. In this regard, FDA is evaluating the applicability of the "Protective Action Guides," published by the Federal Radiation Council in their Reports Nos. 5 and 7, issued in July 1964 and May 1965, respectively (copies of these reports are one file with the Hearing Clerk, Food and Drug Administration, address below).

Interested persons are invited to participate with FDA in the development of guidelines for emergency-response plan-

ning for radiological incidents involving human food and animal feeds by submitting data, information, and views. FDA is especially concerned with the following issues:

1. The relative feasibility of alternative protective actions involving human food and animal feeds, and factors that modify and influence the feasibility;
2. The rationale for establishing protective action guides, e.g., balancing the risks of radioactive contamination against the monetary costs or other potential adverse effects of implementing protective actions;
3. The suitability of contaminated human food or animal feeds for use in food-producing animals as it affects their edible by-products (meat, milk, and eggs);
4. The level of contamination at which resumption of normal use of human food and animal feeds should be allowed, either on a limited (geographical area or population group) or general basis;
5. The effectiveness of various possible protective actions;
6. Potential adverse effects and protective actions; and
7. The monetary costs of protective actions.

All such submissions should be identified with the docket number in the heading of this notice and be filed (preferably in quintuplicate) by July 6, 1976, with the Hearing Clerk, Food and Drug Administration, Rm. 4-65, 5600 Fishers Lane, Rockville, MD 20852 where they will be available for public inspection.

Individuals or organizations who wish to receive copies of draft guidelines and any related documents distributed for review during the development of the guidelines should write to the Food and Drug Administration, Bureau of Radiological Health, Division of Compliance, HFX-440, 5600 Fishers Lane, Rockville, MD 20852.

Dated: May 3, 1976.

SAM D. FINE,
Associate Commissioner
for Compliance.

[FR Doc.76-13326 Filed 5-6-76;8:45 am]

[Docket No. 76G-0117]

TRAVENOL LABORATORIES, INC.

Notice of Filing of Petition for Affirmation of GRAS Status

Pursuant to provisions of the Federal Food, Drug, and Cosmetic Act (secs. 201 (s), 409, 701(a), 52 Stat. 1055, 72 Stat. 1784-1786 (21 U.S.C. 321(s), 348, 371 (a))) and the regulations for affirmation of GRAS status (21 CFR 121.40), published in the FEDERAL REGISTER of December 2, 1972 (37 FR 25705), notice is given that a petition (GRASP 6G0067) has been filed by Travenol Laboratories, Inc., Deerfield, IL 60015, and placed on public display at the office of the Hearing Clerk, Food and Drug Administration, proposing affirmation that Esterase-Lipase from *Mucor miehei* when used to catalyze the hydrolysis of triglycerides is generally recognized as safe (GRAS).

Any petition which meets the format requirements outlined in 21 CFR 121.40 is filed by the Food and Drug Administration. There is no pre-filing review of the adequacy of data to support a GRAS conclusion. Thus the filing of a petition for GRAS affirmation should not be interpreted as a preliminary indication of suitability for affirmation.

Interested persons may, on or before July 6, 1976, review the petition and/or file comments (preferably in quintuplicate) with the Hearing Clerk, Food and Drug Administration, Rm. 4-65, 5600 Fishers Lane, Rockville, MD 20852. Comments should include any available information that would be helpful in determining whether the substance is, or is not, generally recognized as safe. A copy of the petition and received comments may be seen in the office of the Hearing Clerk, address given above, during working hours, Monday through Friday.

Dated: April 29, 1976.

HOWARD R. ROBERTS,
Acting Director,
Bureau of Foods.

[FR Doc.76-13325 Filed 5-6-76;8:45 am]

Health Resources Administration HEALTH SYSTEMS AGENCY Application Information

Notice is hereby given that application materials are available in DHEW regional offices for entities interested in applying for designation as a health systems agency (HSA) under the National Health Planning and Resources Development Act of 1974 (Public Law 93-641).

The National Health Planning and Resources Development Act of 1974 added a new Title XV, "National Health Planning and Development," to the Public Health Service Act. Among other things, the new Title XV authorizes the Secretary to enter into agreements with eligible entities for the designation of such entities as health systems agencies for health service areas established pursuant to section 1511 of the Public Health Service Act as geographic regions appropriate for the effective planning and development of physical and mental health services and to provide grant assistance to such agencies. Each such health systems agency shall have as its primary responsibility the provision of effective health planning for its health service area and the promotion of the development within the area of health services, manpower and facilities which meet identified needs, reduce documented inefficiencies and implement the health plans of the agency.

On November 17, 1975, and subsequently on February 3, 1976, the Department published notices in the FEDERAL REGISTER dealing with HSA Application Information. The notices specified dates for receiving letters of intent and applications for designation and funding of health systems agencies. The notices called for two review cycles with first cycle applications due by January 19, 1976, and second cycle applications by April 16, 1976.

The purpose of this notice is to announce a third designation cycle for those health service areas in which (1) no application was received during the first or second cycle or (2) all applications received during the first or second cycle were either unacceptable, or after June 14, 1976, are still pending. For all other areas in which applications have been approved and agencies designated and funded during the first or second designation cycle, no further applications will be considered.

Those entities interested in designation during the third cycle must file a letter of intent to apply for such designation with the appropriate DHEW Regional Office by May 14, 1976, and an application received not later than June 14, 1976. First and second cycle applications which are still pending after June 14, 1976, will compete with third cycle applicants. In such situations all applications will be reviewed competitively and no decision will be made on the pending first or second cycle applications until the third cycle. Applicants whose applications have been rejected who filed during the first or second cycle may resubmit applications during the third cycle without resubmitting a letter of intent. The deadline for submission of Governors' comments will be July 14, 1976.

Third cycle applicants will be notified whether or not there is a first and/or second cycle application pending for that area at the time they file a letter of intent. The Regional Health Administrator will notify all applicant entities in the health service area by telegram whenever the status of an applicant changes.

Application materials and further information may be obtained from the Regional Health Administrator in each of the Department's ten regional offices. (See Attachment A.)

Dated: May 4, 1976.

HAROLD MARGULIES, M.D.,
Deputy Administrator,
Health Resources Administration.

APPENDIX A

Specific instructions and guidelines for application submission are available through the DHEW Regional Offices whose addresses are listed below.

- DHEW Regional Office I, John F. Kennedy Federal Building, Boston, Massachusetts 02203.
- DHEW Regional Office II, 26 Federal Plaza, New York, New York 10007.
- DHEW Regional Office III, Post Office Box 13716, Philadelphia, Pennsylvania 19108.
- DHEW Regional Office IV, 50 Seventh Street, N.E., Atlanta, Georgia 30323.
- DHEW Regional Office V, 300 South Wacker Drive, Chicago, Illinois 60606.
- DHEW Regional Office VI, 1200 Main Tower, Dallas, Texas 75202.
- DHEW Regional Office VII, 601 East 12th Street, Kansas City, Missouri 64106.
- DHEW Regional Office VIII, 9017 Federal Office Building, Denver, Colorado 80202.
- DHEW Regional Office IX, 50 Fulton Street, San Francisco, California 94102.

DHEW Regional Office X, 1321 Second Avenue, Arcade Plaza, Seattle, Washington 98101.

[FR Doc.76-13413 Filed 5-6-76;8:45 am]

Health Services Administration
PROFESSIONAL STANDARDS REVIEW
ORGANIZATION

New Jersey; PSRO Area IV; Intention To Enter Into Agreement Designating Professional Standards Review Organization; Correction

The following Notice is a corrected version of the Notice to Physicians of the Proposed Designation of Professional Standards Review Organization for Area IV of the State of New Jersey which appeared in Federal Docket 76-8467 on page 12327 in the issue for Thursday, March 25, 1976. The number of doctors of medicine and/or osteopathy engaged in active practice in PSRO Area IV of the State of New Jersey was listed erroneously in that Notice, as 1831. The correct number is 2709. In view of this error, it is considered appropriate to re-publish the Notice. The period for filing objections to the representativeness of the proposed PSRO will be extended for a lesser period of time rather than the usual 30 day period, since the filing of objections has been permitted for a previous period of 30 days following the publication of the Notice of March 25, 1976. Objections which have been received in a timely fashion after the Notice of March 25, 1976 and objections which are received after the publication of this Notice will be tabulated together by the Secretary in order to make the determination required under 101.105 of Title 42 of the Code of Federal Regulations.

NOTICE TO PHYSICIANS

Notice is hereby given, in accordance with Section 1152(f) of the Social Security Act (42 U.S.C. 1320c-1(f)) and 42 CFR 101.104, that the Secretary of the Department of Health, Education, and Welfare proposes, subject to satisfactory completion of the contract negotiation process, and completion of required changes in the organizational structure and formal plan, to enter into an agreement with the Essex Physicians' Review Organization, Inc. for PSRO Area IV, which area is designated a Professional Standards Review Organization in 42 CFR 101.34.

The Secretary has determined that the Essex Physicians' Review Organization, Inc. is qualified to assume the duties and responsibilities of a Professional Standards Review Organization as specified in Title XI, Part B of the Social Security Act. The aforementioned organization is incorporated, according to the laws of the State of New Jersey, as a nonprofit professional organization whose membership is voluntary and comprises at least 25 percentum of the licensed doctors of medicine or osteopathy engaged in active practice in PSRO Area IV of the State of New Jersey.

As stipulated in its Articles of Incorporation, the principal officers of the Essex Physicians' Review Organization, Inc. are:

Name and Office Held:

1. Arthur Bernstein, M.D., President.
2. George L. Benz, M.D., Vice President.
3. A. E. Bythewood, M.D., Secretary.
4. John A. Ferrera, D.O., Treasurer.

The official address of the corporation is 144 South Harrison Street, East Orange, New Jersey 07018.

Any licensed doctor of medicine or osteopathy engaged in active practice in PSRO Area IV of the State of New Jersey who objects to the Secretary entering into an agreement with the Essex Physicians' Review Organization, Inc., on the grounds that this organization is not representative of the doctors in such area may, on or before May 21, 1976, mail such objection in writing to the Secretary of the Department of Health, Education, and Welfare, P.O. Box 1588, FDR Station, New York, New York 10022. All such objections must include the physician's address, the location(s) of his office(s), his signature, and a certification that such physician is engaged in the active practice of medicine or osteopathy (i.e., direct patient care and related clinical activities, administrative duties in a medical facility, or other health related institutions, and/or mental or osteopathic teaching or research activity).

Pursuant to 42 CFR 101.103, the Secretary has determined that 2,709 doctors of medicine and/or osteopathy are engaged in active practice in PSRO Area IV of the State of New Jersey. In the event that more than 10 percentum of the doctors express objections as described in the preceding chapter the Secretary will, in accordance with 42 CFR 101.106, conduct a poll of all such doctors of medicine or osteopathy in each area to determine whether the Essex Physicians' Review Organization, Inc. is representative of such doctors in the area; Provided that pursuant to Section 108(b) of Public Law 94-182, the provisions of Section 1152(f) (42 USC 1320c-(f)), relating to notification and polling, as described above, shall not apply where: (1) the membership association or organization representing the largest number of doctors of medicine in such area, or in the State in which such area is located if different, has adopted by resolution or other official procedure a formal policy position of opposition to or noncooperation with the established program of professional standards review; or (2) the organization proposed to be designated by the Secretary under Section 1152 of such Act has been negatively voted upon in accordance with the provisions of subsection (f) (2) thereof.

Dated: May 3, 1976.

LOUIS M. HELLMAN, M.D.,
Administrator,
Health Services Administration.

[FR Doc.76-13339 Filed 5-6-76;8:45 am]