

ment of Health, Education, and Welfare, 5600 Fishers Lane, Rockville, Md. 20857, 301-443-2765.

SUPPLEMENTARY INFORMATION: The committee's functions were to review and evaluate scientific studies and data with respect to, and otherwise advise the Commissioner on, epidemiological and biometrical methodology.

The purposes for which this committee was established are to be accomplished through alternative measures and on December 23, 1977, the committee was terminated.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 701(a), 52 Stat. 1055 (21 U.S.C. 371(a))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.1), Part 14 is amended in § 14.100 *List of standing advisory committees* by deleting paragraph (c)(4) and marking it reserved.

Effective date. Since this is a technical conforming amendment to Part 14, the Commissioner finds that there is good cause for the rule to be effective immediately upon publication in the *FEDERAL REGISTER*, January 27, 1978.

(Sec. 701(a), 52 Stat. 1055 (21 U.S.C. 371(a)).)

Dated: January 19, 1978.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc. 78-2199 Filed 1-26-78; 8:45 am]

[4110-03]

PART 14—PUBLIC HEARING BEFORE A PUBLIC ADVISORY COMMITTEE—DENTAL DRUG PRODUCTS ADVISORY COMMITTEE; TERMINATION

AGENCY: Food and Drug Administration.

ACTION: Rule.

SUMMARY: Pursuant to § 14.55(b) (21 CFR Part 14.55(b)) of the public advisory committee procedures, the Food and Drug Administration announces the termination of the Dental Drug Products Advisory Committee by the Secretary, Department of Health, Education, and Welfare on December 23, 1977. This action is taken because the purposes for which this committee was established are to be accomplished through alternative measures.

FOR FURTHER INFORMATION CONTACT:

Richard L. Schmidt, Committee Management Officer (HFS-20), Food and Drug Administration, Department of Health, Education, and Welfare, 5600 Fishers Lane, Rockville, Md. 20857, 301-443-2765.

SUPPLEMENTARY INFORMATION: The committee's functions were to

review and evaluate available data concerning safety and effectiveness of marketed and investigated prescription drugs for use in the practice of dentistry.

The purposes for which this committee was established are to be accomplished through alternative measures and on December 23, 1977, the committee was terminated.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 701(a), 52 Stat. 1055 (21 U.S.C. 371(a))) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.1), Part 14 is amended in § 14.100 *List of standing advisory committees* by deleting paragraph (c)(7) and marking it reserved.

Effective date. Since this is a technical conforming amendment to Part 14, the Commissioner finds that there is good cause for the rule to be effective immediately upon publication in the *FEDERAL REGISTER*, January 27, 1978.

(Sec. 701(a), 52 Stat. 1055 (21 U.S.C. 371(a)).)

Dated: January 19, 1978.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc. 78-2200 Filed 1-26-78; 8:45 am]

[4110-03]

SUBCHAPTER B—FOOD FOR HUMAN CONSUMPTION

[Docket No. 76N-0140]

PART 182—SUBSTANCES GENERALLY RECOGNIZED AS SAFE

PART 184—DIRECT FOOD SUBSTANCES AFFIRMED AS SAFE

Rue

AGENCY: Food and Drug Administration.

ACTION: Final rule.

SUMMARY: The Food and Drug Administration (FDA) is affirming that rue is generally recognized as safe (GRAS) as a direct human food ingredient with specific limitations. The safety of this ingredient has been evaluated pursuant to the comprehensive safety review being conducted by this agency.

EFFECTIVE DATE: This regulation shall be effective February 27, 1978.

ADDRESS: Written objections may be sent to the office of the Hearing Clerk, Food and Drug Administration, Rm. 4-65, 5600 Fishers Lane, Rockville, Md. 20857.

FOR FURTHER INFORMATION CONTACT:

Corbin I. Miles, Bureau of Foods (HFF-335), Food and Drug Administration, Department of Health, Education, and Welfare, 200 C Street

SW., Washington, D.C. 20204, 202-472-4750.

SUPPLEMENTARY INFORMATION: In the *FEDERAL REGISTER* of December 7, 1976 (41 FR 53622), a proposal was published to affirm that rue is generally recognized as safe for use as a direct human food ingredient with specific limitations. The proposal was based on safety information developed for oil of rue, the major constituent of rue, that published as part of a final order on December 7, 1976 (41 FR 53620). This action is in accord with the announced FDA review of the safety of GRAS and prior-sanctioned food ingredients.

In accordance with § 170.35 (21 CFR 170.35), relating to the affirmation of GRAS food ingredients, copies of the scientific literature review on oil of rue, a report of the teratology screening tests for the ingredient and the report of the Select Committee are available for public review in the office of the Hearing Clerk, Food and Drug Administration, Room 4-65, 5600 Fishers Lane, Rockville, Md. 20857.

In addition to proposing to affirm the GRAS status of rue with specific limitations, the Commissioner gave public notice that he was unaware of any prior-sanctioned food ingredient use for this ingredient other than for the proposed conditions of use. Persons asserting additional or extended uses, in accordance with approvals granted by the U.S. Department of Agriculture or the Food and Drug Administration prior to September 6, 1958, were given notice to submit proof of such sanction so that the safety of the prior-sanctioned use could be determined at this time. That notice was also an opportunity to have prior-sanctioned uses of rue approved by issuance of an appropriate regulation under Part 181 (21 CFR Part 181)—Prior-Sanctioned Food Ingredients, provided the prior-sanctioned use could be affirmed as safe on the basis of information and data now available to the Commissioner. Notice was also given that failure to submit proof of an applicable prior sanction in response to the proposal would constitute a waiver of the right to assert such sanction at any future time.

No reports of prior-sanctioned use for rue were submitted in response to the proposal. Therefore, in accordance with that proposal, any right to assert a prior sanction for a use of rue under conditions different from those set forth in this regulation has been waived.

No comments were received in response to the Commissioner's proposal and supporting data and information on rue. The Commissioner therefore concludes that no change in the proposal to affirm the GRAS status of rue is warranted. Accordingly, it is being promulgated without change.

Therefore, under the Federal food, Drug, and Cosmetic Act (secs. 201(s), 409, 701(a), 52 Stat. 1055, 72 Stat. 1784-1788 as amended (21 U.S.C. 321(s), 348, 371(a))) and under authority delegated to the Commissioner (21 CFR 5.1), Parts 182 and 184 are amended as follows:

§ 182.10 [Amended]

1. In Part 182, § 182.10 *Spices and other natural seasonings and flavorings* is amended by deleting the entry for "Rue".

2. In Part 184 by adding new § 184.1698 to read as follows:

§ 184.1698 Rue.

(a) Rue is the perennial herb of several species of *Ruta* (*Ruta montana* L., *Ruta graveolens* L., *Ruta bracteosa* L., and *Ruta calepensis* L.). The leaves, buds, and stems from the top of the plant are gathered, dried, and then crushed in preparation for use, or left whole.

(b) The ingredient is used in all categories * of food in accordance with § 184.1(b)(2) of this chapter at concentrations not to exceed 2 parts per million.

(c) Prior sanctions for this ingredient different from the uses established in this section do not exist or have been waived.

Effective date. This regulation is effective on February 27, 1978.

(Secs. 201(s), 409, 701(a), 52 Stat. 1055, 72 Stat. 1784-1788 as amended (21 U.S.C. 321(s), 348, 371(a)).)

Dated: January 19, 1978.

WILLIAM F. RANDOLPH,
Acting Associate Commissioner
for Compliance.

[FR Doc. 78-2198 Filed 1-26-78; 8:45 am]

[1505-01]

SUBCHAPTER D—DRUGS FOR HUMAN USE

[Docket No. 75N-00201]

PART 440—PENICILLIN ANTIBIOTIC DRUGS

Updating and Technical Revisions

Correction

In FR Doc. 77-33332 appearing on page 59852 in the issue of Tuesday, November 22, 1977, in § 440.180(a)(2) on page 59865, in the first line, "labeled" should read "labeled".

[1505-01]

[Docket No. 77N-02851]

PART 446—TETRACYCLINE ANTIBIOTIC DRUGS

Tetracycline Hydrochloride for Topical Solution

Correction

In FR Doc. 77-32844 appearing on page 59065 in the issue of Tuesday, November 15, 1977, on page 59066 in § 446.581(c)(iii), the 2nd line, the 1st word should read, "fac-turately".

On page 59067, in § 446.581(c)(iv), the 16th line, the last word should read, "minute".

[1505-01]

Title 30—Mineral Resources

CHAPTER VII—OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT, DEPARTMENT OF THE INTERIOR

SURFACE MINING RECLAMATION AND ENFORCEMENT PROVISIONS

Final Rules; Correction

Correction

In FR Doc. 78-1430 on page 2721 appearing in the issue of Thursday, January 19, 1978, in the 3rd column, under Part 715—General Performance Standards, paragraph 10, should read as follows:

"10. On page 62686, § 715.17(e)(6)(iii), line 3 'quotient of H+35/5' is corrected to read, 'quotient of (H+35)/5.'"

[3810-71]

Title 32—National Defense

CHAPTER VI—DEPARTMENT OF THE NAVY

SUBCHAPTER F—ISLANDS UNDER NAVY JURISDICTION

PART 763—RULES GOVERNING PUBLIC ACCESS

Entry Regulations for Kahoolawe Island, Hawaii

AGENCY: Department of the Navy, Department of Defense.

ACTION: Final rule.

SUMMARY: This rule sets forth regulations governing entry upon Kahoolawe Island, Hawaii. These regulations limit entry upon Kahoolawe Island to authorized persons because the island is used as a target area for bombing and gunnery practice in order to maintain and improve combat readiness of United States military forces.

EFFECTIVE DATE: January 3, 1978.

ADDRESS: Any written comment on these regulations should be sent to: Commandant, Fourteenth Naval District, Box 110, Pearl Harbor, Hawaii 96860.

FOR FURTHER INFORMATION CONTACT:

Captain Peter B. Walker, JAGC, U.S. Navy, Staff General Advocate, Commander in Chief, U.S. Pacific Fleet, FPO San Francisco 96610. Telephone number: 808-471-0624.

SUPPLEMENTARY INFORMATION:

Pursuant to the authority conferred by 50 U.S.C. 797, as implemented by Department of Defense Directive 5200.8 of August 20, 1954, together with the authority conferred under 5 U.S.C. 301, 10 U.S.C. 6011, as delegated in 32 CFR 700.702 and 32 CFR 700.714, the Commandant, Fourteenth Naval District, on January 3, 1978, adopted the "Entry regulations for Kahoolawe Island, Hawaii" (COMFOURTEEN-INST 5510.35A). Kahoolawe Island was placed under the jurisdiction of the Secretary of the Navy by Executive Order No. 10436 of February 20, 1953, to be used for naval purposes. The island is presently being used and will continue to be used as a target area for bombing and gunnery practice in order to maintain and improve combat readiness of United States Armed Forces. Further, as a result of the large amounts of unexploded ordnance present on the island and in the adjacent waters, inherently dangerous conditions exist in this area. Accordingly, these regulations limit entry upon Kahoolawe Island to authorized personnel and to those persons who have obtained advance consent pursuant to the regulations.

On January 4, 1978, the contents of these regulations were published in the FEDERAL REGISTER (43 FR 785-786) to provide the public with advance notice prior to final publication of the regulations as they will appear in the Code of Federal Regulations. Accordingly, a new Part 763 in Subchapter F of Title 32, CFR, entitled, "Rules Governing Public Access," is established, and a new Subpart A, entitled "Entry Regulations for Kahoolawe Island, Hawaii," is added to Part 763 of Title 32, CFR. Moreover, it has been determined, in accordance with 32 CFR 296 and 701.57, that publication of these regulations for public comment prior to their adoption is impracticable and unnecessary, since the nature and national importance of the operations on Kahoolawe Island, as well as the existing dangerous conditions thereon, mandate the immediate, uninterrupted effectiveness of these regulations. Interested persons, however, are invited, on a continuing basis, to comment in writing on these regulations. All written material received will be con-

sidered before taking action on any revisions or amendments to Subpart A of Part 763, 32 CFR or the regulations upon which it is based, and they may be changed in light of comments received.

Therefore, Title 32, CFR, is hereby amended by adding a new Part 763, and a Subpart A to Part 763, providing as follows:

Subpart A—Entry Regulations for Kahoolawe Island, Hawaii

- Sec.
763.1 Purpose.
763.2 Definition.
763.3 Background.
763.4 Entry restrictions.
763.5 Entry procedures.
763.6 Violations.

AUTHORITY: 50 U.S.C. 797; DOD Dir. 5200.8 of August 20, 1954; 5 U.S.C. 301; 10 U.S.C. 6011, 32 CFR § 700.702; 32 CFR § 700.714; Exec. Order No. 10-436, 3 CFR, 1949-1953 Comp., p. 930, (1958).

Subpart A—Entry Regulations for Kahoolawe Island, Hawaii

§ 763.1 Purpose.

The purpose of this subpart is to promulgate regulations governing entry upon Kahoolawe Island, Hawaii.

§ 763.2 Definition.

For the purposes of this Subpart, Kahoolawe Island includes only that portion reserved for naval purposes by Executive Order No. 10436 of February 20, 1953.

§ 763.3 Background.

(a) Kahoolawe Island has been used and will continue to be used as a target area for the foreseeable future for bombing and gunnery practice in order to maintain and improve combat readiness of United States Armed Forces. It is vital to national defense that this use of Kahoolawe Island be continued without undue or unnecessary interruption. Because of the large amounts of unexploded ordnance present on the island and in adjacent waters, inherently dangerous conditions exist in these areas.

(b) For prevention of interruption of the stated use of Kahoolawe Island by any unauthorized person on the island, and prevention of injury to any such person as a consequence of the dangerous conditions which exist, as well as for other reasons, it is essential to restrict entry upon the island to authorized persons only.

§ 763.4 Entry restrictions.

Except for military personnel and civilian employees of the United States in the performance of their official duties, entry upon Kahoolawe Island or remaining upon Kahoolawe Island

by any person for any purpose whatsoever without the advance consent of the Commandant, Fourteenth Naval District, or his authorized representative, is prohibited. See 18 U.S.C. 1382; the Internal Security Act of 1950, section 21 (50 U.S.C. 797); Department of Defense Directive 5200.8 of August 20, 1954; Chief of Naval Operations Instruction 5511.9A of October 1, 1954; Secretary of the Navy Instruction 5400.14 of July 30, 1974; Chief of Naval Operations Instruction 5450.190 of February 22, 1975; and Chief of Naval Operations Instruction 5400.24B of November 25, 1977.

§ 763.5 Entry procedures.

(a) Any person or group of persons desiring the advance consent of the Commandant, Fourteenth Naval District or his authorized representative shall, in writing, submit a request to the Commandant, Fourteenth Naval District at the following address:

Commandant, Fourteenth Naval District,
Box 110, Pearl Harbor, Hawaii 96860.

(b) Each request for entry will be considered on an individual basis weighing the operational and training commitments of Kahoolawe Island, security, and safety with the purpose, size of party, duration of visit, destination, and military resources which would be required by the granting of the request.

§ 763.6 Violations.

(a) Any person entering or remaining on Kahoolawe Island without the advance consent of the Commandant, Fourteenth Naval District, or his authorized representative shall be subject to the penalties prescribed by 18 U.S.C. 1382, which provides in pertinent part: "Whoever, within the jurisdiction of the United States, goes upon any military, naval . . . reservation, post, fort, arsenal, yard, station, or installation, for any purpose prohibited by law or lawful regulation . . . shall be fined not more than \$500 or imprisoned not more than six months, or both."

(b) Moreover, any person who willfully violates this subpart is subject to a fine not to exceed \$500 or imprisonment for not more than one (1) year, or both as provided in 50 U.S.C. 797.

Dated: January 20, 1978.

K. D. LAWRENCE,
Captain, JAGC, U.S. Navy,
Deputy Assistant Judge Advocate General (Administrative Law).

[FR Doc. 78-2350 Filed 1-26-78; 8:45 am]

[3410-11]

Title 36—Parks, Forests and Public Property

CHAPTER II—FOREST SERVICE, DEPARTMENT OF AGRICULTURE

PART 261—NATIONAL FOREST SYSTEM PROHIBITIONS

Permits for Chattooga River

AGENCY: Forest Service, Department of Agriculture.

ACTION: Final regulations.

SUMMARY: This action requires private and commercial users to obtain a permit to float the Chattooga Wild and Scenic River. Permits will include conditions of use to protect river values and provide for floater safety. Safety regulations have drastically reduced the high number of fatalities occurring prior to regulations.

EFFECTIVE DATE: January 27, 1978.

FOR FURTHER INFORMATION CONTACT:

Forest Supervisor Donald W. Eng,
Francis Marion and Sumter National Forests, 1801 Assembly Street,
Second Floor, Columbia, S.C. 29201,
803-765-5222.

SUPPLEMENTARY INFORMATION: On May 27, 1977, the Forest Service published an interim rule (42 FR 27244) with a proposed amendment to Subpart C of 36 CFR 261.70. The proposed amendment adding new § 261.77, Prohibitions in Region 8, Southern Region, would prohibit acts or omissions within the areas of the Sumter National Forest and the Chattahoochee National Forest for the purposes of public safety and establishing reasonable rules of public conduct. Interested persons were given 90 days in which to submit written data, views, or objections regarding the interim regulations.

No written objections have been received and the interim regulations are hereby adopted without change and are set forth below.

Dated: January 16, 1978.

LAWRENCE M. WHITFIELD,
Regional Forester, Region 8,
Southern Region, Forest Service,
Department of Agriculture.

Subpart C of Chapter II of title 36 of the Code of Federal Regulations is amended by revising § 261.77 as follows:

§ 261.77 Prohibitions in Region 8, Southern Region.

(a) Using or occupying any area of the Sumter National Forest or the Chattahoochee National Forest abutting the Chattooga River for the purpose of entering or going upon the River in, on, or upon any floatable object or craft of every kind or de-