

physical measure of the goods. Prompt payment will enable the customer to avoid paying any interest charges, but will not provide a discount from the purchase price of the goods and services.

We also note that the interest that will be charged if payment is not made within 90 days clearly constitutes a finance charge, and is disclosed as such on the Truth in Lending disclosures. We do not see that any purpose would be served by considering the same amount to be a "discount for prompt payment" and labeling it as a "finance charge" pursuant to § 226.8(o)(1)(iv), since it will already be disclosed as a "finance charge" pursuant to § 226.8(c)(8)(i).

Since it is staff's conclusion that § 226.8(o) is inapplicable to your situation, it is unnecessary to answer your further questions about the disclosures called for by that section.

This is an official staff interpretation of Regulation Z, issued in accordance with § 226.1(d)(3) of the regulation, and it is limited to the facts and issues as discussed herein. If you have any further questions, please contact the Federal Reserve Bank of Philadelphia or this office.

Sincerely,

JANET HART,
Director.

Board of Governors of the Federal Reserve System, March 23, 1978.

GRIFFITH L. GARWOOD,
Deputy Secretary
of the Board.

[FR Doc. 78-8289 Filed 3-28-78; 8:45 am]

[6750-01]

Title 16—Commercial Practices

CHAPTER I—FEDERAL TRADE COMMISSION

[Docket C-2916]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Damon Corp.

AGENCY: Federal Trade Commission.

ACTION: Order to cease and desist.

SUMMARY: In settlement of alleged violations of federal law prohibiting unfair acts and practices and unfair methods of competition, this consent order, among other things, bars a Needham Heights, Mass. operator of a chain of medical laboratories from acquiring, for a period of ten years, any independent medical laboratory located in, or doing a substantial portion (25 percent) of its business in given markets without prior Commission approval. Further, the order requires the firm to cease furnishing any means of compensation to physicians or others for referring specimens for testing to Damon laboratories, rather than to those of its competitors.

DATE: Complaint and order issued February 23, 1978.¹

FOR FURTHER INFORMATION CONTACT:

Alfred F. Dougherty, Jr., Director, Bureau of Competition, Federal Trade Commission, 6th St. and Pennsylvania Ave. NW., Washington, D.C. 20580, 202-523-3601.

SUPPLEMENTARY INFORMATION: On Monday, July 11, 1977, there was published in the FEDERAL REGISTER 42 FR 35658, a proposed consent agreement with analysis in the Matter of Damon Corp., a corporation, for the purpose of soliciting public comment. Interested parties were given sixty (60) days in which to submit comments, suggestions, or objections regarding the proposed form of order.

Comments were filed and considered by the Commission.

The Commission has ordered the issuance of the complaint in the form contemplated by the agreement, made its jurisdictional findings and entered its order to cease and desist, as set forth in the proposed consent agreement, in disposition of this proceeding.

The prohibited trade practices and/or corrective actions, as codified under 16 CFR 13, are as follows:

Subpart—Acquiring Corporate Stock or Assets: § 13.5 Acquiring corporate stock or assets; 13.5-20 Federal Trade Commission Act; § 13.6 Arrangements, connections, dealings, etc. Subpart—Combining or Conspiring: § 13.388 To control allocations and solicitation of customers; § 13.470 To restrain or monopolize trade. Subpart—Offering Unfair, Improper and Deceptive Inducements to Purchase or Deal: § 13.2040 Returns and reimbursements; § 13.2063 Scientific or other relevant facts.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 45, 18.)

CAROL M. THOMAS,
Secretary.

[FR Doc. 78-8163 Filed 3-28-78; 8:45 am]

[6750-01]

[Docket C-2917]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Security Pacific Mortgage Corp., as Successor to Kassler & Co.

AGENCY: Federal Trade Commission.

ACTION: Order to cease and desist.

SUMMARY: In settlement of alleged violations of federal law prohibiting

¹Copies of the Complaint and the Decision and Order filed with the original document.

unfair acts and practices and unfair methods of competition, this consent order, among other things requires a Denver, Colo. finance company to cease failing to provide consumers, in connection with the extension of credit, such material and disclosures as are required by Federal Reserve System regulations. The company is also required to make prescribed efforts to obtain information pertaining to third-party fees.

DATES: Complaint and order issued Feb. 17, 1978.¹

FOR FURTHER INFORMATION CONTACT:

Samuel E. Combs, Director, Atlanta Regional Office, Federal Trade Commission, 1718 Peachtree Street NW., Room 1000, Atlanta, Ga. 30309, 404-881-4836.

SUPPLEMENTARY INFORMATION: On Friday, September 30, 1977, there was published in the FEDERAL REGISTER, 42 FR 52437, a proposed consent agreement with analysis in the Matter of Security Pacific Mortgage Corp., as successor to Kassler & Co., for the purpose of soliciting public comment. Interested parties were given sixty (60) days in which to submit comments, suggestions, or objections regarding the proposed form of order.

Comments were filed and considered by the Commission.

The Commission has ordered the issuance of the complaint in the form contemplated by the agreement, made its jurisdictional findings and entered its order to cease and desist, as set forth in the proposed consent agreement, in disposition of this proceeding.

The prohibited trade practices and/or corrective actions as codified under 16 CFR 13, are as follows:

Subpart—Misrepresenting Oneself and Goods—Goods: § 13.1623 Formal regulatory and statutory requirements; 13.1623-95 Truth in Lending Act.—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, Unfairly or Deceptively, to Make Material Disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5; 38 Stat. 719, as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, et seq.)

CAROL M. THOMAS,
Secretary.

[FR Doc. 78-8164 Filed 3-28-78; 8:45 am]

¹Copies of the Complaint, and the Decision and Order filed with the original document.

[6750-01]

[Docket 8972-o]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Fruehauf Corp.

AGENCY: Federal Trade Commission.

ACTION: Final order to cease and desist.

SUMMARY: This order, among other things, requires a Detroit, Mich. truck trailer manufacturer to divest itself, within 1 year from the date of the order, of Kelsey-Hayes, a Romulus, Mich. manufacturer of automotive components, excluding those operations unique to Kelsey-Hayes' Aerospace Group and R-V Agriculture Group; and to refrain, for a 10-year period, from acquiring any concern engaged in manufacturing, distributing, or selling heavy duty wheels, antiskid braking devices, or truck trailers.

DATES: Complaint issued June 21, 1974; Final Order Issued February 22, 1978.¹

FOR FURTHER INFORMATION CONTACT:

Alfred F. Dougherty, Jr., Director, Bureau of Competition, Federal Trade Commission, 6th Street, and Pennsylvania Avenue NW., Washington, D.C. 20580, 202-523-3601.

SUPPLEMENTARY INFORMATION: In the Matter of Fruehauf Corporation, a corporation. The prohibited trade practices and/or corrective actions, as codified under 16 CFR 13, are as follows:

Subpart—Acquiring Corporate Stock or Assets: § 13.5 Acquiring corporate stock or assets; 13.5-20 Federal Trade Commission Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 7, 38 Stat. 731, as amended; 15 U.S.C. 45, 18.)

The Final Order to Cease and Desist, including further order requiring report of compliance therewith, is as follows:

FINAL ORDER

This matter has been heard by the Commission upon the appeal of respondents' counsel from the initial decision and upon briefs and oral argument in support thereof and opposition thereto, and the Commission, for the reasons stated in the accompanying Opinion, has denied the appeal in major part.

It is ordered that pages 1-110 of the initial decision of the administrative

¹ Copies of the Complaint, Initial Decision, Opinion, and Final Order filed with the original document.

law judge, and Conclusions 1-7, 9(a)-(c), 9(f), and 10 at pages 117-119 of the initial decision, are hereby adopted as the Findings of Fact and Conclusions of Law of the Commission except as qualified and modified by the accompanying Opinion. Other Findings of Fact and Conclusions of Law of the Commission are contained in the accompanying Opinion.

It is further ordered that the following Order to Cease and Desist be hereby entered:

ORDER

I

It is ordered that Respondent, Fruehauf, a corporation, and its officers, directors, agents, representatives, employees, subsidiaries, affiliates, successors and assigns, shall divest all stock, assets, title, properties, interest, rights, and privileges, of whatever nature, tangible and intangible, including without limitation all buildings, machinery, equipment, raw material reserves, inventory, customer lists, trade names, trademarks and other property of whatever description, excluding the operations unique to Kelsey-Hayes' Aerospace Group and its R-V Agriculture Group, acquired by Fruehauf as a result of its acquisition of Kelsey-Hayes together with all additions and improvements to Kelsey-Hayes which have been added to Kelsey-Hayes subsequent to the acquisition (excluding those improvements unique to the Aerospace Group and the R-V Agriculture Group). Such divestiture shall be absolute, shall be accomplished no later than 1 year from the effective date of this Order, and shall be subject to the prior approval of the Federal Trade Commission.

II

It is further ordered that such divestiture shall be accomplished absolutely to an acquirer approved in advance by the Federal Trade Commission so as to transfer Kelsey-Hayes as a going business and a viable, competitive, independent concern.

III.

It is further ordered that pending any divestiture required by this Order, Fruehauf shall not knowingly cause or permit the deterioration of the assets and properties specified in Paragraph I in any manner that impairs the marketability of any such assets and properties. Fruehauf may, but shall not be required to make capital expenditures for the improvement of any such assets and properties.

IV

It is further ordered that pursuant to the requirements of Paragraph I, none of the stock, assets, properties,

rights, privileges and interests of whatever nature, tangible or intangible, acquired or added by Fruehauf, shall be divested, directly or indirectly, to anyone who is at the time of the divestiture an officer, director, employee or agent of, or under the control, direction or influence of Fruehauf, or anyone who owns or controls, directly or indirectly, more than one (1) percent of the outstanding shares of the capital stock of Fruehauf or to anyone who is not approved in advance by the Federal Trade Commission.

V

It is further ordered that for a period of ten (10) years from the date this Order becomes final, Fruehauf shall cease and desist from acquiring, or acquiring and holding, directly or indirectly, through subsidiaries or otherwise, without the prior approval of the Federal Trade Commission, the whole or any part of the stock, share capital, assets, any interest in or any interest of, any concern, corporate or noncorporate, engaged in the business of manufacturing, distributing, or selling, heavy duty wheels, heavy duty antiskid braking devices, or truck trailers, nor shall Fruehauf enter into any agreement, understanding or arrangement with any such concern by which Fruehauf obtains the market share, in whole or in part, of such concern in the above described product lines.

VI

It is further ordered that on the first anniversary date of the effective date of this Order and on each anniversary date thereafter until the expiration of the prohibitions in Paragraph V of the Order, Fruehauf shall submit a report in writing to the Federal Trade Commission listing all acquisitions, mergers and agreements to acquire or merge made by Fruehauf; the date of each such acquisition, merger or agreement; the products involved and such additional information as may from time to time be required.

VII

It is further ordered that within thirty (30) days from the effective date of this Order and every sixty (60) days thereafter until it has fully complied with Paragraph I of this Order, Fruehauf shall submit a verified report in writing to the Federal Trade Commission setting forth in detail the manner and form in which it intends to comply, is complying or has complied therewith. All such reports shall include, in addition to such other information and documentation as may hereafter be requested, (a) a specification of the steps taken by Fruehauf to make public its desire to divest Kelsey-Hayes, (b) a list of all persons or orga-

nizations to whom notice of divestiture has been given, (c) a summary of all discussions and negotiations together with the identity and address of all interested persons or organizations, and (d) copies of all reports, internal memoranda, offers, counter-offers, communications and correspondence concerning said divestiture.

VIII

It is further ordered that Fruehauf shall notify the Commission at least thirty (30) days prior to any proposed changes which may affect compliance obligations arising out of the Order, such as dissolution, assignment, or sale resulting in the emergence of successor corporations, and that this Order shall be binding on any such successor.

By the Commission.

CAROL M. THOMAS,
Secretary.

[FR Doc. 78-8167 Filed 3-28-78; 8:45 am]

[6750-01]

**SUBCHAPTER F—STATEMENT OF GENERAL
POLICY OR INTERPRETATIONS UNDER THE
FAIR CREDIT REPORTING ACT**

**PART 600—STATEMENTS OF GENERAL
POLICY OR INTERPRETATIONS**

**Relationship of Fair Credit Reporting
Act, With Equal Credit Opportunity
Act; Correction**

AGENCY: Federal Trade Commission.

ACTION: Correction.

SUMMARY: This document corrects FR Doc. 78-5989, appearing on page 9471 in the FEDERAL REGISTER issue for Wednesday, March 8, 1978.

**FOR FURTHER INFORMATION
CONTACT:**

C. Lee Peeler, Fair Credit Reporting Act Program Director, or Rena Steinzor, Attorney, Division of Credit Practices, Federal Trade Commission, Washington, D.C. 20580, 202-724-1568 or 724-1119.

SUPPLEMENTARY INFORMATION:

The following corrections are made: Page 9471, third column, under heading "DATES", line three, add the word "effective" between the words "become" and "May"; under heading "Interpretation §600.7", sixth line from bottom, delete the word "creditor" and insert therefor the words "credit bureau".

Page 9472, second column, under heading, "Interpretation §600.8", paragraph (2), line 6 should read "comments concerning the nonappli-"; ninth line from bottom, change "use" to "used"; and sixth line from bottom delete the "s" from "declinations";

third column, paragraph (3), line 2, insert "on" between the words "centered" and "the"; paragraph (4), line 5, change "or" to "of".

Page 9474, first column, under heading §600.8(a), first line delete the "s" from the word "Interpretations."

CAROL M. THOMAS,
Secretary.

[FR Doc. 78-8165 Filed 3-28-78; 8:45 am]

[4810-22]

Title 19—Customs Duties

**CHAPTER I—UNITED STATES CUSTOMS
SERVICE; DEPARTMENT OF
THE TREASURY**

[T.D. 78-99]

CONFORMING CHANGES

AGENCY: United States Customs Service, Department of the Treasury.

ACTION: Final rule.

SUMMARY: This document makes certain conforming amendments to the Customs Regulations which are necessary due to various executive, legislative and administrative actions.

EFFECTIVE DATE: March 29, 1978.

**FOR FURTHER INFORMATION
CONTACT:**

Robert Harris, Regulations and Legal Publications Division, U.S. Customs Service, 1301 Constitution Avenue NW., Washington, D.C. 20229, 202-566-8237.

SUPPLEMENTARY INFORMATION:

BACKGROUND

As part of a continuing program to keep the Customs Regulations as current as possible, the Customs Service has determined that due to various executive, legislative, and administrative actions, it is advisable to make certain conforming amendments to the Customs Regulations (Title 19, Code of Federal Regulations). The following is a list of these actions and the changes that must be made in the Customs Regulations.

1. Due to organizational changes within the Department of Agriculture, references to various offices and programs of that Department in the Customs Regulations must be changed. The affected sections are §§ 4.72(a), 10.70(b), 12.8, 12.11, 12.14(a), 12.17, 12.18, 12.24(b), 12.26, 12.29(c), and 12.31. In addition, § 4.72(a) must also be amended to reflect the fact that the regulations previously contained in parts 24 and 29 of title 9, Code of Federal Regulations (Animals and Animal Products) are now set forth in part 322. Furthermore, the references in §§ 10.70(b) and 10.71(e) to AIQ

Form 338 must be changed to reflect the fact that the Department of Agriculture has replaced that form with ANH Form 17-338.

2. Customs Form 5119-A, Informal Entry, has replaced Customs form 5119, also entitled Informal Entry, thereby necessitating changes to §§ 6.7(b)(3)(ii) and 10.71(f), Customs Regulations.

3. Customs Form 4467, Certificate of Exportation, has been replaced by a consolidated form, Customs Form 3311, Declaration for Free Entry of Returned American Products and/or Certificate of Exportation. Section 7.8(b)(1), Customs Regulations, must be amended accordingly.

4. Customs Form 3123, entitled Application for Customhouse Broker's License (Individual) and Customs Form 3125, entitled Application for Customhouse Broker's License (Association, Corporation, and Partnership), have both been abolished. Since these forms had a similar function, they were consolidated into a single form, new Customs Form 3124, entitled Application for Customhouse Broker's License, which is to be completed by all applicants for a Customhouse broker's license. As a result, §§ 111.12, Customs Regulations, must be amended.

5. Customs Form 5123, formerly used as a declaration and entry of crewmembers for imported articles, has been abolished since Customs Form 5129, entitled Crew Member's Declaration, can be used for the same purpose. Consequently, §§ 6.7, 6.9, 148.62, 148.65 and 148.66, Customs Regulations, must be amended.

6. Customs Form 7513, formerly used as a notice of transfer of articles to a foreign-trade zone with benefit of drawback, and Customs Form 7515, formerly used as a notice of lading of supplies and equipment with benefit of drawback, have been abolished, the two having been consolidated into new Customs Form 7514, entitled Drawback Notice. Consequently, §§ 22.18 and 22.37, Customs Regulations, must be amended.

7. R.S. 3114 and 3115 (19 U.S.C. 257, 258) have been repealed. Substantially similar provisions are now contained in section 466, Tariff Act of 1930, as amended, which is set out in 19 U.S.C. 1466. In addition, the text of former section 401(k), Tariff Act of 1930, is now set out in section 401(h), Tariff Act of 1930. Accordingly, the pertinent citations in § 6.7(d), Customs Regulations, must be amended.

8. As part of the general revision of the Customs Regulations, part 8 (19 CFR part 8) was deleted and the matter previously contained therein set forth in revised parts 141-144 (19 CFR parts 141-144). Therefore, references in § 10.1 (b), (g), (h), and (i), and 148.54(b) to various sections of part 8 must be changed to refer to the appro-

prate sections of the revised parts of the Customs Regulations.

9. Customs Form 4481, formerly used as a notice of intent and certificate of exportation of American shooks or staves, or metal drums and other substantial outer containers of foreign manufacture, has been abolished. It was replaced by Customs Form 4467, which in turn has been abolished and replaced by Customs Form 3311, Declaration For Free Entry of Returned American Products and/or Certificate of Exportation. Consequently, § 10.5 (d), (e), (f), and (g), Customs Regulations, must be amended.

10. Item 168.30 of the Tariff Schedules of the United States (19 U.S.C. 1202), the provision for ethyl alcohol for beverage purposes, has been redesignated item 168.34 by Executive Order 11888, dated November 24, 1975. Therefore, footnote 92 in § 10.99(a)(2), Customs Regulations, must be corrected.

11. The Department of Commerce has abolished form OIPF 768. It was replaced by form DIB-338P, which in turn has been abolished and replaced with form ITA-338P. Sections 10.114 through 10.118 of the Customs Regulations must be amended accordingly. In addition, references in §§ 10.114 and 10.115 to various sections of part 701 of title 15, Code of Federal Regulations (Commerce and Foreign Trade) must be changed to reflect the redesignation of part 701 as part 301. Section 10.115 must also be amended to reflect organizational changes in the Department of Commerce.

12. Executive Order 11888, dated November 24, 1975, deleted expired headnotes and item numbers for products of the Philippine Republic and the Trust Territory of the Pacific Islands from the Tariff Schedules of the United States (19 U.S.C. 1202). Accordingly, §§ 10.161 through 10.166, Customs Regulations, pertaining to the importation of Philippine articles, must be deleted.

13. Sections 12.33, 12.102, 134.53(b) and 144.7, Customs Regulations, must be amended to conform to amendments previously made to other sections of the Customs Regulations.

14. All functions of the Bureau of Narcotics and Dangerous Drugs have been transferred to the Drug Enforcement Administration (38 FR 18381, July 10, 1973). Sections 12.36, 162.61, and 162.62, Customs Regulations, must be amended to reflect that transfer. Furthermore, section 162.62 must be further amended to reflect the redesignation of the regulations of the Drug Enforcement Administration contained in title 21, chapter II, Code of Federal Regulations.

15. Part 21 of the Customs Regulations has been deleted and replaced by part 112. Accordingly, the reference to

part 21 in § 18.1(b) must be replaced by reference to part 112.

16. Treasury Decision 76-79 (41 FR 10602) realigned the Houston and Laredo, Tex., customs districts by transferring jurisdiction over the port of Lubbock, Tex., from the Laredo district to the Houston district. To reflect correctly this realignment, it is necessary to amend the table in § 101.3(b), Customs Regulations, the recently revised new part which sets forth the general provisions relating to the operation of the Customs Service. (42 FR 54936).

17. Section 111.3(d) of the Customs Regulations provides that a common carrier transporting merchandise for another may make entry for this merchandise for transportation in bond without being licensed as a broker.

It has come to the attention of the Customs Service that this section may be interpreted to be in conflict with section 551, Tariff Act of 1930, as amended (19 U.S.C. 1551), which provides that any common carrier, contract carrier, freight forwarder, or private carrier, may, in the discretion of the Secretary of the Treasury, be designated as a carrier of bonded merchandise.

To conform the regulations to the statute and to make it clear that any carrier bringing merchandise to the port of arrival or any bonded carrier transporting merchandise for another may make entry for such merchandise for transportation in bond without being licensed as a broker, it is necessary to amend § 111.3(d).

18. Subchapter B (parts 11-74) of 39 CFR Chapter 1, formerly containing the Postal Service Regulations on International Mail, has been deleted. Part 10 of the Postal Service Regulations (39 CFR part 10) incorporates by reference Postal Service Publication 42, International Mail, which is substantially identical to former parts 11-74 of title 39. Accordingly, the references to the Postal Service Regulations in §§ 145.1(a) and 145.22(b) Customs Regulations, must be amended.

19. Section 152.14, Customs Regulations, has been deleted and replaced by various sections of part 177. Therefore, the reference in § 145.26, Customs Regulations, to § 152.14 must be amended.

20. Prior to 1971, contraceptive devices and related literature were prohibited from entry into the United States by section 305 of the Tariff Act of 1930, as amended (19 U.S.C. 1305). Similarly, such devices and literature were also classified as nonmailable matter pursuant to 18 U.S.C. 1461. Thus, contraceptive devices and related literature could not enter the United States by mail. Pub. L. 91-662, effective January 9, 1971, amended these statutes so that they no longer applied to contraceptive devices and

related literature. Therefore, it is necessary to amend § 145.52, Customs Regulations, concerning items prohibited from the mails.

21. By Executive Order 11966, dated January 19, 1977, the International Development Association, the International Centre for Settlement of Investment Disputes, and the International Telecommunications Satellite Organization (INTELSAT) have been designated as public international organizations entitled to enjoy the privileges, exemptions, and immunities conferred by the International Organizations Immunities Act (59 Stat. 669, 22 U.S.C. 288). These organizations must therefore be added to the list of public international organizations currently entitled to free entry privileges contained in § 148.87(b), Customs Regulations.

22. Customs Form 20, formerly used as an application for further review of protest, has been abolished. Protests and applications for further review of protest can now both be both filed on the revised Customs Form 19. Therefore, § 174.25(a), Customs Regulations, must be amended.

Inasmuch as these amendments merely conform the Customs Regulations to existing law or practice, notice and public procedure thereon are unnecessary and good cause exists for dispensing with a delayed effective date under 5 U.S.C. 553.

DRAFTING INFORMATION

The principal author of this document was Robert Harris, Regulations and Legal Publications Division, Office of Regulations and Rulings, U.S. Customs Service. However, personnel from other offices of the Customs Service participated in its development.

AMENDMENTS TO THE REGULATIONS

Accordingly, Parts 4, 6, 7, 10, 12, 18, 22, 101, 111, 134, 144, 145, 148, 162, and 174, Customs Regulations (19 CFR parts 4, 6, 7, 10, 12, 18, 22, 101, 111, 134, 144, 145, 148, 162, and 174), are amended as follows:

PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

§ 4.72 [Amended]

1. Section 4.72(a) is amended by substituting the phrase "U.S. Department of Agriculture, Food Safety and Quality Service, Meat and Poultry Inspection" for the phrase "Meat Inspection Division, Department of Agriculture" and "(9 CFR part 322)" for the term "(9 CFR, parts 24 and 29)".

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

PART 6—AIR COMMERCE REGULATIONS

1. The second and third sentences of paragraph (b)(2) of § 6.7 are amended to read as follows:

§ 6.7 Documents for entry.

(b) * * *

(2) * * * Articles entered by crewmembers not required to file crew declarations by section 148.62 of this chapter shall be listed opposite the name of the crewmember on the general declaration or on an attached separate crew purchase list. Any articles required by section 148.62 of this chapter to be declared on Customs Form 5129 need not be listed if the crew declarations are securely attached to the general declaration or attached list and the following statement appears thereon: Crew purchases as per attached Crew Member's Declarations. * * *

2. Section 6.7 of the Customs Regulations is further amended by substituting the phrase "Customs Form 5119-A" for the phrase "Customs Form 5119", in paragraph (b)(3)(ii), and by substituting the references "(19 U.S.C. 1466)" and "401(h), Tariff Act of 1930, as amended (19 U.S.C. 1401(h))" for the references "(19 U.S.C. 257, 258)" and "401(k), Tariff Act of 1930, as amended (19 U.S.C. 1401(k))" respectively, in paragraph (d).

§ 6.9 [Amended]

3. Section 6.9 is amended by substituting "Customs Form 5129" for "Customs Form 5123" in the fourth sentence of paragraph (b) and by substituting "(Customs Form 5129)" for "(Custom Form 5123)" in the second sentence of paragraph (c).

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

PART 7—CUSTOMS RELATIONS WITH INSULAR POSSESSIONS AND GUANTANAMO BAY NAVAL STATION

§ 7.8 [Amended]

1. Section 7.8(b)(1) is amended by substituting the term "Customs Form 3311" for the term "Customs Form 4467" wherever it appears.

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

PART 10—ARTICLES CONDITIONALLY FREE, SUBJECT TO A REDUCED RATE, ETC.

§ 10.1 [Amended]

1. (a) Section 10.1(b) is amended by substituting the reference "Subpart C, Part 141" for the reference "section 8.19".

(b) Sections 10.1 (g), (h), and (i) are amended by substituting the reference

"section 142.11(b)" for the reference "section 8.6(n)" wherever it appears.

§ 10.5 [Amended]

2. Sections 10.5 (d), (e), (f), and (g) are amended by substituting the term "Customs Form 3311" for "Customs Form 4481" wherever it appears.

§ 10.70 [Amended]

3. Section 10.70(b) is amended by substituting the phrase "U.S. Department of Agriculture, Animal and Plant Health Inspection Service, Veterinary Services, on ANH Form 17-338" for the phrase "Animal Inspection and Quarantine Division, Department of Agriculture, on AIQ Form 338".

§ 10.71 [Amended]

4. (a) Section 10.71(e) is amended by substituting the term "ANH Form 17-338" for the term "AIQ Form 338".

(b) Section 10.71(f) is amended by substituting the term "(Customs Form 5119-A)" for the term "(Customs Form 5119 or 5119-A)".

§ 10.99 [Amended]

5. Footnote 92 to § 10.99(a)(2) is amended by substituting the term "168.34" for the term "168.30".

§§ 10.114, 10.116, 10.118 [Amended]

6. (a) Section 10.114(a) is amended by substituting the reference "15 CFR 301.9" for the reference "15 CFR 701.9", by substituting the reference "15 CFR 301.8" for the reference "15 CFR 701.8", and by substituting the reference "15 CFR 301.11" for the reference "15 CFR 701.11".

(b) Sections 10.114(d), 10.116, and 10.118 are amended by substituting the term "Form ITA-338P" for the term "Form OIPF 768" wherever it appears.

7. Section 10.115 is amended to read as follows:

§ 10.115 Application for duty-free entry of foreign instruments.

Form ITA-338P, "Request for duty-free entry of scientific instruments and apparatus" (copies may be obtained from the Director, Statutory Import Programs Staff, Department of Commerce, Commerce district offices, or Customs district offices), shall be used in the preparation of an application. This form shall be completed and filed in accordance with 15 CFR 301.3 and the instructions appearing on the form.

§§ 10.161-10.166 [Deleted]

8. Part 10 of the Customs Regulations is amended by deleting §§ 10.161 through 10.166, including the heading, "Philippine Articles".

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

PART 12—SPECIAL CLASSES OF MERCHANDISE

§ 12.8 [Amended]

1. Section 12.8 is amended by substituting the phrase "Food Safety and Quality Service, Meat and Poultry Inspection" for the phrase "Meat Inspection Division" and for the phrase "Meat Inspection Division, Agricultural Research Service" wherever they appear.

§ 12.11 [Amended]

2. Section 12.11 is amended by substituting the phrase "Animal and Plant Health Inspection Service, Plant Protection and Quarantine Programs" for the phrase "Plant Quarantine Division, Agricultural Research Service" and for the phrase "Plant Quarantine Division" wherever they appear.

§ 12.14 [Amended]

3. Section 12.14(a) is amended by substituting the phrase "U.S. Department of Agriculture, Animal and Plant Health Inspection Service, Plant Protection and Quarantine Programs and the United States attorney and withhold delivery pending advice from that Department" for the phrase "Plant Quarantine Division and the United States attorney and withhold delivery pending advice from that Bureau".

§§ 12.17, 12.18, 12.24, 12.26, 12.29 [Amended]

4. Sections 12.17, 12.18, 12.24(b), 12.26(b)(3), 12.26(b)(5), 12.26(k), and 12.29(c) are amended by substituting the phrase "Animal and Plant Health Inspection Service, Veterinary Services" for the phrase "Animal Inspection and Quarantine Division, Agricultural Research Service" wherever it appears.

§ 12.31 [Amended]

5. Section 12.31 is amended by substituting the phrase "U.S. Department of Agriculture, Animal and Plant Health Inspection Service, Plant Protection and Quarantine Programs" for the phrase "Plant Quarantine Branch, Agricultural Research Service of that Department".

§ 12.33 [Amended]

6. Section 12.33(b) is amended by substituting the sentence "See sections 12.1 to 12.5." for "See sections 12.2 to 12.6."

§ 12.36 [Amended]

7. Section 12.36 is amended by substituting the term "Drug Enforcement Administration" for the term "Bureau of Narcotics" where it appears in the text and in the section heading.

§ 12.102 [Amended]

8. Section 12.102 is amended by substituting the reference "Part 162" for the reference "sections 23.11-23.22".

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

PART 18—TRANSPORTATION IN BOND AND MERCHANDISE IN TRANSIT

§ 18.1 [Amended]

1. Section 18.1(b) is amended by substituting the reference "Part 112" for the reference "Part 21".

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

PART 22—DRAWBACK

§ 22.18 [Amended]

1. Section 22.18 is amended by substituting "Customs Form 7514" for "Customs Form 7515" in paragraphs (b) and (c).

§ 22.37 [Amended]

2. Section 22.37 is amended by substituting "Customs Form 7514" for "Customs Form 7513" in paragraphs (a) and (b).

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

PART 101—GENERAL PROVISIONS

§ 101.3 [Amended]

1. The table in section 101.3(b) is amended by deleting the phrase "Lubbock, Tex. (T.D. 75-143)." from the column headed "ports of entry" in the Laredo, Texas, Customs district and by adding the phrase "Lubbock, Tex. (T.D. 76-79)." in appropriate alphabetical order in the column headed "ports of entry" in the Houston, Tex., Customs district.

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

PART 111—CUSTOMHOUSE BROKERS

1. Section 111.3(d) is amended to read as follows:

§ 111.3 Transactions for which license is not required.

(d) *Transportation in bond.* Any carrier bringing merchandise to the port of arrival or any bonded carrier transporting merchandise for another may make entry for such merchandise for transportation in bond without being licensed as a broker.

§ 111.12 [Amended]

2. Section 111.12(a)(1) is amended by substituting "Customs Form 3124" for "Customs Form 3123 (individual) or Customs Form 3125 (partnership, association, or corporation)".

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

PART 134—COUNTRY OF ORIGIN MARKING

§ 134.53 [Amended]

1. Section 134.53(b) is amended by substituting the reference "Part 127" for the reference "Part 20".

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

PART 144—WAREHOUSE AND REWAREHOUSE ENTRIES AND WITHDRAWALS

§ 144.7 [Amended]

1. Section 144.7 is amended by substituting the reference "section 127.14" for the reference "section 20.3".

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

PART 145—MAIL IMPORTATIONS

§ 145.1 [Amended]

1. Section 145.1(a) is amended by substituting the reference "39 CFR Part 10" for the reference "39 CFR Part 12".

§ 145.22 [Amended]

2. Section 145.22(b) is amended by substituting the phrase "at which Customs officers are authorized to review mail entries (see 39 CFR 10.5)." for the phrase "listed in section 61.3(e) of the Postal regulations (39 CFR 61.3(e)).".

§ 145.26 [Amended]

3. Section 145.26 is amended by substituting the reference "Part 177" for the reference "section 152.14".

Section 145.52 is amended to read as follows:

§ 145.52 Literature concerning devices for unlawful abortion.

Packages containing literature or advertisements concerning devices to produce unlawful abortions are prohibited from the mails by 18 U.S.C. 1461, and shall be retained by, or delivered to, the Postal Service for disposition under the postal laws and regulations. If the Postal Service determines in any case that it is proper to release the material to the addressee, it shall be submitted for Customs treatment before delivery.

(R.S. 251, as amended, sec. 624, 46 Stat. 759, 77A Stat. 14 (19 U.S.C. 66, 1202 (General Headnote 11, TSUS), 1624).)

PART 148—PERSONAL DECLARATIONS AND EXEMPTIONS

1. Section 148.54(b) is amended to read as follows:

§ 148.54 Exemption for effects of citizens dying abroad.

(b) *Entry.* Such effects shall be entered in accordance with the provisions of sections 143.11-143.16 of this chapter, or if the value of such effects does not exceed \$250, entry may be permitted under the provisions of sections 143.21 through 143.28 of this chapter.

2. The first sentence of paragraph (b)(2) of section 148.62 is amended to read as follows:

§ 148.62 Declaration and entry of articles by crewmembers.

(b) * * *

(2) *Written declaration.* A written declaration on Customs Form 5129, Crew Member's Declaration, shall be required in any case in which an oral declaration is not permitted. * * *

§ 148.65 [Amended]

3. Section 148.65(b) is amended by deleting "5123 or" therefrom.

§ 148.66 [Amended]

4. Paragraph (b)(1) of § 148.66 is amended by deleting "5123 or" therefrom.

5. The list in § 148.87(b) is amended by inserting the following in appropriate alphabetical order:

148.87 Officers and employees of, and representatives to public international organizations.

(b) * * *

Organization	Executive Order	Date
International Centre for Settlement of Investment Disputes	11966	Jan. 19, 1977.
International Development Association.....	11966	Jan. 19, 1977.
International Telecommunications Satellite Organization (INTELSAT)	11966	Jan. 19, 1977.

and by deleting the following:

[6712-01]

Title 47—Telecommunication

CHAPTER I—FEDERAL
COMMUNICATIONS COMMISSION

[FCC 78-193]

PART 81—STATIONS ON LAND IN
THE MARITIME SERVICES AND
ALASKA—PUBLIC FIXED STATIONSAssignment of Call Signs to Two or
More Coast Stations With a
Common Control Point, in the Mari-
time Mobile Service, Operated by
the Same LicenseeAGENCY: Federal Communications
Commission.

ACTION: Order amending the rules.

SUMMARY: The Commission rules provide that each coast station in one location must have a separate call sign. In past years the Commission has waived the rule upon request and assigned one call sign to two or more stations that provided essentially the same service, by the same licensee, in generally the same regional area. This action merely incorporates that general policy and practice into the rules in the interests of better public awareness and possible benefit.

EFFECTIVE DATE: April 3, 1978.

ADDRESS: Federal Communications
Commission, Washington, D.C. 20554.FOR FURTHER INFORMATION
CONTACT:

Sherman W. Pratt, Safety and Special
Radio Services Bureau, 202-632-
7197.

SUPPLEMENTARY INFORMATION:

Adopted: March 14, 1978.

Released: March 23, 1978.

In the matter of amendment of Part 81 concerning the assignment of call signs to two or more coast stations with a common control point, in the Maritime Mobile Service, operated by the same licensee.

By the Commission:

1. Part 81 of our rules, in §81.2(e), 81.24(c), and 81.82, provides essentially, that in assigning call signs to coast stations, only one station will be assigned a particular call sign and a station is defined as one or more transceivers, or combination of transceivers at one location. For administrative purposes we have generally considered one location to be a specific building, or a geographical area not greater than about 100 yards or five seconds in grid coordinates as specified in §1.962(c)(4) of our rules.

2. In a number of instances, however, over the years, at the request of ap-

plicants and in an effort to better serve the public, we have on our own initiative as rule waiver actions, assigned one call sign to two or more stations with a common control point that were providing basically the same service, by the same licensee, in service areas that were generally contiguous. We are unaware of any adverse consequences from this past action.

3. We believe it would be helpful if this general policy and past practice were incorporated into our rules as set forth in the Appendix hereto. In taking this action it is not our intent to change in any substantive way the coverage area and technical, operational or other criteria contained in §81.303 or elsewhere in our rules. For internal administrative, or other purposes, we will include on stations authorizations for each individual station in a group using a common call sign, an appropriate geographical suffix following the call sign.

4. Accordingly, it is ordered, Pursuant to §§4(i) and 303(r) of the Communications Act of 1934, as amended that §81.72 is amended effective April 3, 1978, as set forth in the attached Appendix. Since this rule change constitutes a statement of general policy and relieves a restriction, the advance notice and effective date provisions of 5 U.S.C. 553 do not apply.

(Secs. 4, 5, 303, 48 Stat., as amended, 1066, 1068, 1082; 47 U.S.C. 154, 155, 303.)

FEDERAL COMMUNICATIONS
COMMISSION,
WILLIAM J. TRICARICO,
Secretary.

Part 81 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

In Section 81.72, paragraph (j) is amended to read as follows:

§81.72 Assignment of call signs.

* * * * *

(j) In accordance with the preceding paragraphs of this section, call signs shall be assigned on a strict sequence basis, without advance reservation of particular call signs for specific stations or specific purposes. Upon request by an applicant for any class of coast station, the same call sign may be assigned to two or more stations with a common control point licensed to the same licensee and located in a generally contiguous geographical service area.

* * * * *

[FR Doc. 78-8168 Filed 3-28-78; 8:45 am]

Organization	Executive Order	Date
International Telecommunications Satellite Organization (INTELSAT)— limited privileges only	11718	May 14, 1973.

(R.S. 251, as amended, secs. 498, 624, 46 Stat. 728, as amended, 759, sec. 1, 59 Stat. 669 (19 U.S.C. 66, 1498, 1624, 22 U.S.C. 288).)

PART 162—INSPECTION, SEARCH,
AND SEIZURE

§ 162.61 [Amended]

1. Section 162.61 is amended by substituting the term "Drug Enforcement Administration" for the term "Bureau of Narcotics and Dangerous Drugs".

§ 162.62 [Amended]

2. Section 162.62 is amended by substituting the phrase "Drug Enforcement Administration (21 CFR 1301.28, 1311.27)" for the phrase "Bureau of Narcotics and Dangerous Drugs (21 CFR 301.28, 301.29, 311.28)".

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

PART 174—PROTESTS

1. Section 174.25(a) is amended by substituting the following for the first sentence thereof:

§ 174.25 Application for further review.

(a) *Form and number of copies.* An application for further review may be filed on the same Customs Form 19 used for filing the protest for which further review is requested, or on a separate Customs Form 19. In either case, the Customs Form 19 shall be filed in quadruplicate. * * *

(R.S. 251, as amended, sec. 624, 46 Stat. 759 (19 U.S.C. 66, 1624).)

LEONARD LEHMAN,
Acting Commissioner of Customs.

Approved: March 23, 1978.

BETTE B. ANDERSON,
Under Secretary of the Treasury.
[FR Doc. 78-8181 Filed 3-28-78; 8:45 am]