(3) The rates of duty established for products of least developed developing countries (LDDC's) by Proclamation No. 4768 for item numbers 404.32, 406.36, and 408.24 of the TSUS shall be the rates inserted in the column entitled "LDDC" for items 403.74, 406.73, and 408.31, respectively, as added by section 3(a) of P.L. 96–490;

(4) The rates of duty, including rates in the column entitled "LDDC", and the staged reductions in those rates, established by Proclamation No. 4768 for item numbers 403.76, 408.32, 411.40, and 411.42, shall continue to apply to such item numbers, whether the provisions of the TSUS referred to by these item numbers were amended by P.L. 96–490 or modified by this Proclamation;

(5) The amendments made by paragraphs 2, 3, and 4 of this Proclamation shall be effective on the date of this Proclamation and shall be effective with respect to articles exported on or after the date of this Proclamation.

IN WITNESS WHEREOF, I have hereunto set my hand this seventeenth day of December, in the year of our Lord nineteen hundred and eighty, and of the Independence of the United States of America the two hundred and fifth.

Jimmy Carter

[FR Doc. 80-39750
Filed 12-18-80; 10:46 am]
Billing code 3195-01-M

Rules and Regulations

Federal Register
Vol. 45, No. 246
Friday, December 19, 1980

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.
The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

OFFICE OF PERSONNEL MANAGEMENT

5 CFR Part 213

Excepted Service; Office of Personnel Management; Correction

AGENCY: Office of Personnel Management.

ACTION: Final rule; correction.

SUMMARY: This document corrects the designation of an Office of Personnel Management excepted service authority under Schedule B.

EFFECTIVE DATE: December 19, 1980.

FOR FURTHER INFORMATION CONTACT: Beverly M. Jones, Issuance System Manager 202–254–7086.

SUPPLEMENTARY INFORMATION: On November 20, 1979, OPM added a new § 213.3290 headed "Office of Personnel Management" to reflect the Reorganization Plan No. 2 of 1978, as well as to add a new Schedule B authority (44 FR 66571). This authority was redesignated as § 213.3291 on December 28, 1979 (44 FR 76747). Inadvertently, OPM did not redesignate a Civil Service Commission Schedule B excepted service appointing authority which had been designated § 213.3270. This document correctly redesignates that authority, and revokes the outdated section heading.

Office of Personnel Management.

Beverly M. Jones,

Issuance System Manager.

Accordingly OPM is amending 5 CFR Part 213 as follows:

(1) Section 213.3270(a) is redesignated as § 213.3291(b) and reads as follows:

§ 213.3291 Office of Personnel Management.

* * * * *

(b) Twelve positions of faculty members at grades GS–13 through 15, at the Federal Executive Institute. Individual appointments under this authority may be made for initial period(s) up to 3 years which may be followed by an appointment of indefinite duration.

* * * * *

§ 213.3270 [Removed]

(2) Section 213.3270 is removed.

(5 U.S.C. 3301, 3302; E.O. 10577, 3 CFR 1954–1958 Comp., p. 218)

[FR Doc. 80–39486 Filed 12–18–80; 8:45 am]

BILLING CODE 6325–01–M

5 CFR Part 214

Senior Executive Service; Correction

AGENCY: Office of Personnel Management.

ACTION: Final rule; correction.

SUMMARY: This document corrects Senior Executive Service regulations published September 19, 1980. This is an editorial change only.

EFFECTIVE DATE: October 20, 1980.

FOR FURTHER INFORMATION CONTACT: Ann Ugelow (202) 632–6820.

SUPPLEMENTARY INFORMATION: On September 19, 1980, at 45 FR 62413, OPM published Senior Executive Service regulations [FR Doc. 80–29082]. This document corrects a typographical error in those regulations.

Office of Personnel Management.

Beverly M. Jones,

Issuance System Manager.

Accordingly, 5 CFR 214.402(c)(2)(ii) is revised to read as follows:

§ 214.402 Career reserved positions.

* * * * *

(c) * * *

(2) * * *

(ii) Other positions requiring impartiality, or the public's confidence in impartiality, as determined by an agency in light of its mission.

* * * * *

(5 U.S.C. 3132)

[FR Doc. 80–39489 Filed 12–18–80; 8:45 am]

BILLING CODE 6325–01–M

5 CFR Part 351

Reduction in Force; Correction

AGENCY: Office of Personnel Management.

ACTION: Final rule; correction.

SUMMARY: This document corrects the amendatory language of a final reduction-in-force regulation published May 2, 1980.

EFFECTIVE DATE: May 2, 1980.

FOR FURTHER INFORMATION CONTACT: Beverly M. Jones, Issuance System Manager, 202–254–7086.

SUPPLEMENTARY INFORMATION: On May 2, 1980, OPM published final reduction-in-force regulations at 45 FR 29263 [FR Doc. 80–13633]. As published, the amendatory language reads: "Accordingly, 5 CFR Part 351 is revised to read as follows:" This document corrects that amendatory language to read: "Accordingly, 5 CFR Part 351 is amended as follows:"

Office of Personnel Management.

(5 U.S.C. 1302, 3502)

Beverly M. Jones,

Issuance System Manager.

[FR Doc. 80–39482 Filed 12–18–80; 8:45 am]

BILLING CODE 6325–01–M

5 CFR Part 352

Reemployment Rights; Correction

AGENCY: Office of Personnel Management.

ACTION: Final rule; correction.

SUMMARY: This document corrects a section of the reemployment regulations by removing gender-specific language and by removing a reference to a part of OPM's regulations which has been revoked. This is an editorial change only.

EFFECTIVE DATE: December 19, 1980.

FOR FURTHER INFORMATION CONTACT: Beverly M. Jones, Issuance System Manager, 202–254–7086.

SUPPLEMENTARY INFORMATION: Following enactment of the Civil Service Reform Act of 1978 and Reorganization Plan No. 2 of 1978, the Office of Personnel Management revoked 5 CFR Part 772 from title 5 of the Code of Federal Regulations. (See 44 FR 44820, July 31, 1979, and 44 FR 46249, August 7, 1979.) This document removes a

reference to Part 772 from 5 CFR Part 352, and also removes gender-specific language from § 352.205a.

Office of Personnel Management.

Beverly M. Jones,

Issuance System Manager.

Accordingly, 5 CFR 352.205a is revised to read as follows:

§ 352.205a Authority to return employee to his/her former agency.

The transfer of an employee with a grant of reemployment rights under this subpart authorizes the return of the employee to his/her former agency without regard to Parts 351, 752, or 771 of this chapter when the employee is reemployed in his/her former agency—

(a) Without a break in service of 1 workday or more in a position at the same or higher grade in the same occupational field and in the same geographical area as the position he/she last held in the former agency; and

(b) At not less than the rate of pay he/she would have been receiving in the position last held in the former agency if he/she had not been transferred.

(5 U.S.C. 3101 note, 3301, 3302; E.O. 10577, 3 CFR, 1954–1958 Comp., p. 218)

[FR Doc. 80-39488 Filed 12-18-80; 8:45 am]

BILLING CODE 6325-01-M

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5 CFR Part 734

Executive Personnel Financial Disclosure Requirements; Correction

AGENCY: Office of Personnel Management.

ACTION: Final rule; correction.

SUMMARY: This document makes corrections to the executive personnel financial disclosure requirement regulations which were published October 21, 1980. These are editorial changes only.

EFFECTIVE DATE: November 20, 1980.

FOR FURTHER INFORMATION CONTACT: Norman B. Smith, Office of Government Ethics, (202) 632–7642.

SUPPLEMENTARY INFORMATION: On October 21, 1980, in FR Doc. 80–32692, the Office of Personnel Management published final rules on executive personnel financial disclosure requirements [45 FR 69776]. This document corrects a number of typographical errors contained in those rules.

Office of Personnel Management.

Beverly M. Jones,

Issuance System Manager.

Accordingly, 5 CFR Part 734 is amended as follows:

(1) The introductory text of § 734.201(b) is revised to read as follows:

§ 734.201 General requirements for filing.

* * * * *

(b) *New entrants.* Within 30 days of assuming a new position or office described in § 734.202, a reporting individual shall file a report containing the information prescribed in Subpart C of this part, unless such individual:

* * * * *

(2) In § 734.301, paragraph (d)(2)(iii), Example 4. No. 4 is revised to read as follows:

§ 734.301 Reports of incumbents.

* * * * *

(d) * * *

(2) * * *

(iii) * * *

Example (4) * * *

No. (4)—2 contracts August 1980 Gold (Comex), 5/13/79; 9/19/79

* * * * *

(3) In § 734.401, paragraphs (a)(1) and (b)(2) are revised to read as follows:

§ 734.401 Qualified trusts; general considerations.

(a) * * *

(1) Prior to enactment of the Act's qualified trust provisions, there was no accepted definition of a properly formulated blind trust. However, there was general agreement that the use of blind trusts frequently could ameliorate potential conflict of interest situations. An underlying concept is that if a Government official does not know the identity of his or her financial interests, his or her official actions should not be subject to collateral attack by questions of conflict of interest or the appearance of such a conflict. In other words if the Government official does not know what he or she owns, it is impossible for him or her intentionally to take actions to benefit specifically his or her own personal interests. Therefore, the general public policy goal to be achieved through the use of blind trusts is an actual "blindness" or lack of knowledge by the Government official with respect to the holdings held in trust. In unusual cases, this goal may be deemed to have been achieved with respect to an official appointed to a position by the President, by and with the advice and consent of the Senate, where there is a general dispersion of securities held in trust among individual entities and economic sectors under circumstances in which it is unlikely that official actions taken by him or her will affect individual holdings to such a degree that the overall value of the entire portfolio will be materially enhanced. The result of wide diversification under the conditions prescribed is considered tantamount to actual blindness.

* * * * *

(b) * * *

(2) *A trust document meeting certain minimum standards.* Under § 734.404, regarding qualified diversified trusts, the trust document must, except for limited exceptions, expressly prohibit communications between the trustee and the Government official, and other interested parties, regarding the trust's holdings and activities. The trustee must be empowered to make investment decisions independent of any consultation with or control by the interested parties. Generally, communications about the trust between the interested parties and the trustee must be in writing. Copies of all written communications must be filed with the Office of Government Ethics. The trust document must also provide that the interested parties will not attempt to obtain information about the trust holdings and activities except as specifically provided therein.

* * * * *

(4) In § 734.404 paragraph (d) is revised to read as follows:

§ 734.404 Qualified diversified trusts.

* * * * *

(d) *Personal income tax returns.* In the case of a trust to which this section applies, the trustee shall be given power of attorney to prepare, and shall file, on behalf of any interested party, the personal income tax returns and similar returns which may contain information about the trust. Appropriate Internal Revenue Service power of attorney forms shall be used for this purpose. Communications regarding decisions such as whether to file joint or separate returns, the portions of a tax obligation to be borne by each spouse, the amounts and timing of tax payments, and the sources of funds therefor, shall be subject to paragraph (c)(6)(ii) of this section.

* * * * *

(5) In § 734.405, paragraph (b) is revised to read as follows:

§ 734.405 Certification of trusts proposed for qualification; other matters.

* * * * *

(b) *Absence of control by interested party.* Except as expressly approved by the Director, Office of Government Ethics, in the case of a trust proposed for certification under the provisions of § 734.403, any asset transferred to a trust under this subpart shall be free of any restriction on its transfer or sale. Accordingly, in the case of interests in