

§ 1503.3 Custody and authorization to affix.

(a) The seal is the official emblem of the African Development Foundation and its use is therefore permitted only as provided in this part.

(b) The seal shall be kept in the custody of the General Counsel, or any other person he authorizes, and should be affixed by him, the Chairman of the Board of Directors, or the President of the African Development Foundation to authenticate records of the Foundation and for other official purposes. The General Counsel may redelegate and authorize redelegation of this authority.

(c) The President of the African Development Foundation shall designate and prescribe by internal written delegation and policies the use of the seal for other publication and display purposes and those Foundation officials authorized to affix the seal for these purposes.

(d) Use by any person or organization outside of the Foundation may be made only with the Foundation's prior written approval. Such request must be made in writing to the General Counsel.

Dated: April 25, 1985.

Leonard H. Robinson, Jr.,

President, African Development Foundation.

[FR Doc. 85-10699 Filed 5-1-85; 8:45 am]

BILLING CODE 5117-01-M

DEPARTMENT OF TRANSPORTATION**Coast Guard****33 CFR Parts 110 and 165**

[CGD 85-029]

Authority Citation, Update

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: This rule revises the authority citation for Parts 110 and 165 of Title 33, Code of Federal Regulations (CFR) to conform to recently adopted Federal Register standards. Due to later codification, reorganization or revision, the statutes which authorize the regulations in these parts are not readily located by reference to the United States Code sections currently cited. This rule amends the authority citations to provide a direct reference to the section(s) of the current United States Code where the statutes are set out. In addition, the authority citations provide reference to regulations delegating Secretarial authority to the Commandant and further delegations to

Commanders of Coast Guard Districts and Captains of the Port (COTPs).

EFFECTIVE DATE: May 2, 1985.

FOR FURTHER INFORMATION CONTACT:

Lt Dave Shippert, Office of Chief Counsel, U.S. Coast Guard Headquarters, 2100 Second Street, SW., Washington, D.C. 20593. Telephone (202) 426-1534.

SUPPLEMENTARY INFORMATION: This final rule was not preceded by a notice of proposed rulemaking and it is being made effective in less than 30 days. This rule merely updates the authority citations for 33 CFR Parts 110 and 165 to reflect the current location of statutory authority within the United States Code and to reference the relevant delegations of authority. Therefore, notice and comment are unnecessary in accord with 5 U.S.C. 553(b)(B). This rule will benefit the public by providing more direct references to statutory authority as found in the United States Code. Therefore, the Coast Guard has determined that good cause exists to make this rule effective in less than 30 days after publication in the Federal Register in accord with 5 U.S.C. 553(d)(3).

Regulatory Evaluation

This rule is considered to be non-major under Executive Order 12291 and non-significant under Department of Transportation regulatory policies and procedures (44 FR 11034; February 26, 1979). The economic impact of this rule is expected to be so minimal that further evaluation is unnecessary. This rule merely updates the citation to statutory and regulatory authority for regulations within 33 CFR Part 110 and 165 to facilitate public review.

List of Subjects in 33 CFR Parts 110 and 165

Anchorage grounds, harbors, Marine safety, Navigation (water), Security measures, Vessels, Waterways.

In consideration of the foregoing, the Coast Guard is amending Parts 110 and 165 of Title 33, Code of Federal Regulations as follows:

PART 110—[AMENDED]

(1) The authority citation for Part 110 is revised to read as set forth below and the authority citations following the sections in Part 110 are removed.

Authority: 33 U.S.C. 471, 2030, 2035 and 2071; 49 CFR 1.46 and 33 CFR 1.05-1(g).

PART 165—[AMENDED]

(2) The authority citation for Part 165 is revised to read as set forth below and

the authority citations following the sections in Part 165 are removed.

Authority: 33 U.S.C. 1225 and 1231; 50 U.S.C. 191; 49 CFR 1.46 and 33 CFR 1.05-1(g), 6.04-1, 6.04-6 and 160.5.

Dated: April 25, 1985.

R. L. Brown,

Captain, U.S. Coast Guard, Acting Chief, Office of Marine Environment and Systems.

[FR Doc. 85-10675 Filed 5-1-85; 8:45 am]

BILLING CODE 4910-14-M

33 CFR Part 117

[CGD 85-030]

Authority Citation, Update

AGENCY: Coast Guard, DOT

ACTION: Final rule.

SUMMARY: This rule revises the authority citation for Part 117 of Title 33, Code of Federal Regulations (CFR) to conform to recently adopted Federal Register standards. This rule amends the authority citation to provide a direct reference to the section(s) of the current United States Code where the statutes are set out. In addition, the authority citation provides reference to regulations delegating secretarial authority to the Commandant and further delegations to Commanders of Coast Guard Districts.

EFFECTIVE DATE: May 2, 1985.

FOR FURTHER INFORMATION CONTACT:

Lt Dave Shippert, Office of Chief Counsel, U.S. Coast Guard Headquarters, 2100 Second Street SW., Washington, DC 20593. Telephone (202) 426-1534.

SUPPLEMENTARY INFORMATION: This final rule was not preceded by a notice of proposed rulemaking and it is being made effective in less than 30 days. This rule merely updates the authority citation for 33 CFR Part 117 to reflect the current location of statutory authority within the United States Code and to reference the relevant delegations of authority. Therefore, notice and comment are unnecessary in accord with 5 U.S.C. 553(b)(B). This rule will benefit the public by providing a more direct reference to statutory authority as found in the United States Code. Therefore, the Coast Guard has determined that good cause exists to make this rule effective in less than 30 days after publication in the Federal Register in accord with 5 U.S.C. 553(d)(3).

Regulatory Evaluation

This rule is considered to be non-major under Executive Order 12291 and

non-significant under Department of Transportation regulatory policies and procedures (44 FR 11034; February 26, 1979). The economic impact of this rule is expected to be so minimal that further evaluation is unnecessary. This rule merely updates the citation to statutory and regulatory authority for regulations within 33 CFR Part 117 to facilitate public review.

List of Subjects in 33 CFR Part 117

Bridges.

PART 117—[AMENDED]

In consideration of the foregoing, the Coast Guard is amending Part 117 of Title 33, Code of Federal Regulations as follows:

The authority citation for Part 117 is revised to read as set forth below.

Authority: 33 U.S.C. 499; 49 CFR 1.46 and 33 CFR 1.05-1(g).

Dated: April 24, 1985.

H.H. Kothe,

Captain, U.S. Coast Guard, Acting Chief,
Office of Navigation.

[FR Doc. 85-10676 Filed 5-1-85; 8:45 am]

BILLING CODE 4910-14-M

33 CFR Parts 181 and 183

[CGD 83-012]

Certification, Safe Loading and Flotation Standards; Correction and Clarification

AGENCY: Coast Guard, DOT.

ACTION: Final rule; correction and clarification.

SUMMARY: The purpose of this document is to clarify the final rule on miscellaneous amendments to the certification, safe loading and flotation standards that appeared on page 39327 in the *Federal Register* of Friday, October 5, 1984 [49 FR 39327]. Since the effective date of the final rule, the Coast Guard has received questions regarding interpretation of §§ 183.39 and 183.41 of the Safe Loading Standard. This document corrects these sections to clarify the Coast Guard's intent and eliminate possible confusion.

ADDRESSES: Comments should be submitted to Commandant (G-CMC/44), [CGD 83-012], U.S. Coast Guard, Washington, D.C. 20593.

FOR FURTHER INFORMATION CONTACT: Mr. Alston Colihan, Office of Boating, Public, and Consumer Affairs (G-BBS/43), U.S. Coast Guard Headquarters, 2100 Second Street, SW., Washington,

D.C. 20593 (202) 426-1065, between 8 am and 4 pm Monday through Friday, except holidays.

SUPPLEMENTARY INFORMATION: As originally written, sections 183.39 and 183.41 prescribed the method for determining the maximum persons capacity of inboard, inboard/outdrive and outboard powered boats subject to the Safe Loading Standard. The maximum persons capacity could not exceed the lesser value obtained by performing two different tests.

Amendments were proposed to §§ 183.39(a)(2) and 183.41(a)(2) that would remove the applicability of one of the tests, the dry stability test, to inboard, inboard-outdrive and outboard boats with a maximum persons capacity 550 pounds or more. The words, "the lesser of", were deleted because they were thought to be surplus. No comments were received on the proposal and the final rule was published.

Questions brought to the attention of the Coast Guard since the effective date of the final rule, indicate that the present wording appears to allow manufacturers of boats rating a maximum persons capacity of less than 550 pounds to calculate the maximum persons capacity by either one of the two test methods. The Coast Guard wants to make it clear that this was not the intention. The maximum persons capacity for these boats still must not exceed the lesser value obtained after performing both tests. Therefore, this document does not change the intent of the final rule.

The following corrections are made in FR Doc. 84-26365 appearing on page 39328 in the issue of October 5, 1984:

§ 183.39 [Corrected]

1. On page 39328, in the first column, in the seventh line, after the word, "exceed" and before the colon, by adding the words, "the lesser of".

§ 183.41 [Corrected]

2. On page 39328, in the second column, in the third line, after the word, "exceed" and before the colon, by adding the words, "the lesser of".

(46 U.S.C. 4302; 49 CFR 1.46(n)(1))

Dated: April 29, 1985.

A.D. Breed,

Commodore, U.S. Coast Guard, Chief, Office
of Boating, Public, and Consumers Affairs.

[FR Doc. 85-10683 Filed 5-1-85; 8:45 am]

BILLING CODE 4910-14-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 60

[A-2-FRL-2829-1]

Standards of Performance for New Stationary Sources Delegation of Authority to the Commonwealth of Puerto Rico

AGENCY: Environmental Protection Agency.

ACTION: Notice of delegations of authority.

SUMMARY: This notice announces the delegation of authority by the Environmental Protection Agency to the Commonwealth of Puerto Rico to implement and enforce additional source categories of the Standards of Performance for New Stationary Sources (NSPS). This delegation was requested by the Puerto Rico Environmental Quality Board (EQB).

NSPS are air pollution control requirements set under the Clean Air Act. NSPS are applicable to certain categories of new air pollution sources.

EFFECTIVE DATE: This action was effective March 11, 1985.

FOR FURTHER INFORMATION CONTACT: Francis W. Giaccone, Chief, Air Compliance Branch Air and Waste Management Division, Region II Office, 26 Federal Plaza, New York, New York 10278 (212) 264-9627.

SUPPLEMENTARY INFORMATION: Section 111(c) of the Clean Air Act directs the Administrator of the Environmental Protection Agency (EPA) to delegate EPA's authority to implement and enforce Standards of Performance for New Stationary Sources (NSPS) to any state which has submitted adequate procedures. Nevertheless, the Administrator still retains concurrent authority to enforce the standards following delegation of authority to a state.

On February 20, 1985 EPA offered to the EQB delegation of four applicable NSPS categories and revisions and amendments to existing NSPS and NESHAPS promulgated between July 1, 1984 and December 31, 1984, in accordance with with the EPA/EQB delegation agreement date July 20, 1983. EQB accepted delegation of these additional NSPS and revisions and amendments to existing NSPS and NESHAPS in a letter dated March 7, 1985 from the Chairman of the EQB to the Regional Administrator, Region II. The following provides a complete listing of NSPS delegated to the EQB.

The new categories being delegated by today's action are identified with an asterisk (*). All revisions and amendments to the existing NSPS and NESHAPS from January 1, 1984 to June 30, 1984 are included here by reference.

NSPS Delegation

- D Fossil-Fuel Fired Steam Generators for Which Construction commenced After August 17, 1971 (Steam Generators and Lignite Fired Steam Generators)
- Da Electric Utility Steam Generating Units for Which Construction Commenced After September 18, 1978
- E Incinerators
- F Portland Cement Plants
- G Nitric Acid Plants
- H Sulfuric Acid Plants
- I Asphalt Concrete Plants
- J Petroleum Refineries—(Process Gas Combustion, Catalytic Regenerators)
- J Petroleum Refineries:(Sulfur Recovery)
- K Storage Vessels for Petroleum Liquids Constructed After June 11, 1973 prior to May 19, 1978.
- Ka Storage Vessels for Petroleum Liquids Constructed After May 18, 1978
- L Secondary Lead Smelters
- M Secondary Brass and Bronze Ingot Production Plants
- N Iron and Steel Plants
- O Sewage Treatment Plants
- P Primary Copper Smelters
- Q Primary Zinc Smelters
- R Primary Lead Smelters
- S Primary Aluminum Reduction Plants
- T Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants
- U Phosphate Fertilizer Industry: Superphosphoric Acid Plants
- V Phosphate Fertilizer Industry: Diammonium Phosphate Plants
- W Phosphate Fertilizer Industry: Triple Superphosphate Plants
- X Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities
- Y Coal Preparation Plants
- Z Ferroalloy Production Facilities
- AA Steel Plants: Electric Arc Furnaces Constructed after 10/21/74 and prior to 8/17/83
- *AAa Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed after 8/17/83
- BB Kraft Pulp Mills
- CC Glass Manufacturing Plants
- DD Grain Elevators
- EE Surface Coating of Metal Furniture
- CG Stationary Gas Turbines
- HH Lime Plants
- LL Metallic Mineral Processing

- QQ Graphic Art Industry Publication Rotogravure Printing
- RR Pressure Sensitive Tape and Label Surface Coating Operations
- * SS Industrial Surface Coating: Large Appliances
- * TT Metal Coil Surface Coating
- UU Asphalt Processing and Asphalt Roofing Manufacture
- VV Equipment Leaks of Volatile Organic Compounds in Synthetic Organic Chemical Manufacturing Industry
- WW Beverage Can Surface Coating Industry
- XX Bulk Gasoline Terminals
- FFF Flexible Vinyl and Urethane Coating and Printing
- GGG Equipment Leaks of VOC in Petroleum Refineries
- HHH Synthetic Fiber Production Facilities
- * JJJ Standards of Performance for Petroleum Dry Cleaners

EPA's Findings

EPA's determination of approvability of delegations is based on the Agency's review of the Puerto Rico Public Policy Environmental Act, Law No. 9 of 1970, 12 L.P.R.A. Sec. 1121, et seq. and on the Puerto Rico Regulation for the Control of Atmospheric Pollution. Based on that review, EPA determined that such delegation is appropriate and so notified the Chairman of the EQB, in a letter dated July 20, 1983. This letter identified the conditions under which delegation would be approved. EQB subsequently accepted delegation of the additional categories in a letter dated March 7, 1985. Copies of all correspondence and EPA's delegation letter are available for public inspection in the Office of the Air Compliance Branch at the Environmental Protection Agency, Region II Office, 26 Federal Plaza, New York, New York 10278.

Consequences of EPA's Action

Effective March 11, 1985, all correspondence, reports and notifications required by the delegated NSPS should be submitted to the Offices of the Puerto Rico Environmental Quality Board located at P.O. Box 11488, Santurce, Puerto Rico, 00910. Attention: Air Quality Area Director.

The Office of Management and Budget has exempted this action from the requirements of section 3 of Executive Order 12991.

This Notice is issued under the authority of section 111 of the Clean Air Act, as amended (42 U.S.C. Section 7411).

Dated: April 17, 1985.

Christopher Dagget,

Regional Administrator.

[FR Doc. 85-10611 Filed 5-1-85; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 1, 63, 76, and 78

[MM Docket 84-1296 FCC 85-179]

Implementation of the Provisions of the Cable Communications Policy Act of 1984

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This Report and Order proposes changes in the Commission's rules and regulations. This action is necessitated by the passage of the Cable Communications Policy Act of 1984 which sets a national cable communications policy. This action is intended to revise our rules and regulations to conform with the Cable Communications Policy Act of 1984.

EFFECTIVE DATE: April 28, 1985.

FOR FURTHER INFORMATION CONTACT: Bruce A. Franca, Mass Media Bureau, (202) 632-6302.

SUPPLEMENTARY INFORMATION:

List of Subjects

47 CFR Part 1

Administrative practice and procedure.

47 CFR Part 63

Communications common carriers.

47 CFR Part 76

Cable television.

47 CFR Part 78

Cable television.

Report and Order (Proceeding Terminated)

In the matter of amendment of Parts 1, 63, and 76 of the Commission's Rules to implement the provisions of the Cable Communications Policy Act of 1984, MM Docket No. 84-1296; FCC 85-179.

Adopted: April 11, 1985.

Released: April 19, 1985.

By the Commission: Commissioner Rivera not participating.

Introduction

1. By this action, the Commission amends its rules to implement certain provisions of the Cable Communications Policy Act of 1984. This action