

Dated: April 24, 1985.

John K. Boidock,

Director, Office of Export Administration,
International Trade Administration.

[FR Doc. 85-12907 Filed 6-3-85; 8:45 am]

BILLING CODE 3510-DT-M

15 CFR Part 399

[Docket No. 50454-5054]

Synthetic Organic Agricultural Chemicals; Amendment to the Commodity Control List

AGENCY: Office of Export
Administration, International Trade
Administration, Commerce.

ACTION: Interim rule with request for
comments.

SUMMARY: This rule removes national security controls on two synthetic organic agricultural chemicals. The Department of Commerce, in consultation with the Department of Defense, has determined that such controls are no longer necessary. These chemicals are removed from entry 4707B of the Commodity Control List and are added to entry 8799G. As a result, a validated license now is required to export these chemicals to country Groups S and Z only.

EFFECTIVE DATE: June 4, 1985. Comments must be received by the Department by August 5, 1985.

ADDRESS: Written comments (six copies) should be sent to: Betty Ferrell, Exporter Assistance Division, Office of Export Administration, U.S. Department of Commerce, P.O. Box 273, Washington, D.C. 20044.

FOR FURTHER INFORMATION CONTACT: Larry Hanrahan, Exporter Assistance Division (Telephone: (202) 377-3856).

SUPPLEMENTARY INFORMATION:

Rulemaking Requirements and Invitation To Comment

In connection with various rulemaking requirements, the Office of Export Administration has determined that:

1. The provisions of the Administrative Procedure Act requiring notice of proposed rulemaking, an opportunity for public participation, and a delay in effective date (5 U.S.C. 553) are inapplicable because this regulation involves a foreign affairs function of the United States. However, because of the importance of the issues raised by these regulations, this rule is issued in interim form and comments will be considered in developing final regulations.

Accordingly, interested persons who desire to comment are encouraged to do so at the earliest possible time to permit the fullest consideration of their views.

2. This rule reduces the burden under the Paperwork Reduction Act of 1980, 44 U.S.C. 3501 *et seq.* by eliminating the requirement for a validated license under certain circumstances. The collection of this information has been approved by the Office of Management and Budget under control number 0625-0001.

3. Because a notice of proposed rulemaking is not required for this rule, it is not a rule within the meaning of section 601(2) of the Regulatory Flexibility Act, 5 U.S.C. 601(2) and is not subject to the requirements of the Act. Accordingly, no initial or final Regulatory Flexibility Analysis has been or will be prepared.

4. Because this rule concerns a foreign affairs function of the United States, it is not a rule or regulation within the meaning of section 1(a) of Executive Order 12291 and, accordingly, is not subject to the requirements of the order. Accordingly, no preliminary or final Regulatory Impact Analysis has been or will be prepared.

The period for submission of comments will close August 5, 1985. All comments received before the close of the comment period will be considered by the Department in the development of final regulations. While comments received after the end of the comment period will be considered if possible, their consideration cannot be assured. Public comments that are accompanied by a request that part of all of the materials be treated confidentially because of its business proprietary nature or for any other reason will not be accepted. Such comments and material will be returned to the submitter and will not be considered in the development of final regulations.

All public comments on these regulations will be a matter of public record and will be available for public inspection and copying. In the interest of accuracy and completeness, comments in written form are preferred. If oral comments are received they must be followed by written memoranda, which will also be a matter of public record and will be available for public review and copying. Communications from agencies of the United States Government or foreign governments will not be made available for public inspection.

The public record concerning these regulations will be maintained in the

International Trade Administration
Freedom of Information Records
Inspection Facility, Room 4102 U.S.
Department of Commerce, 14th Street
and Pennsylvania Avenue NW.,
Washington, D.C. 20230.

Records in this facility, including written public comments and memoranda summarizing the substance of oral communications, may be inspected and copied in accordance with regulations published in Part 4 of Title 15 of the Code of Federal Regulations. Information about the inspection and copying of records at the facility may be obtained from Patricia L. Mann, the International Trade Administration Freedom of Information Officer, at the above address or by calling (202) 377-3031.

List of Subjects in 15 CFR Part 399

Exports.

Accordingly, the Export Administration Regulations (15 CFR Part 399) is amended as follows:

PART 399—[AMENDED]

1. The authority citation for 15 CFR Part 399 is revised to read as follows:

Authority: Secs. 203, 206, Pub. L. 95-223, Title II, 91 Stat. 1626, 1628 (50 U.S.C. 1702, 1704), E.O. No. 12470 of March 30, 1984 (49 FR 13099, April 3, 1984); Presidential Notice of March 28, 1985 (50 FR 12513 March 29, 1985).

2. In Commodity Group 7, Chemicals, Metalloids, Petroleum Products and Related Materials, of the Commodity Control List (Supplement No. 1 to § 399.1), ECCN 4707B is amended by revising paragraph (b)(1) of the "List of Chemicals. . ." to read as follows: 4707B (a) Chemicals, as described in this entry; (b) Synthetic organic agricultural chemicals, as described in this entry.

* * * * *

(b) * * *
(1) Alkyl aryl carbamates (including isopropyl N-phenyl-carbamate and isopropyl N-(3-chlorophenyl) carbamate), except 2, 2-dimethyl 1, 3-benzodioxol-4-ol methylcarbamate and 1-naphthyl N-methyl carbamate.

(2) In Interpretation 24, Chemicals, of Supplement No. 1 to § 399.2, under the heading of: "Organic Chemicals", the word "Bendiocarb" is inserted between "Behenic acid" and "Benzaldehyde"; and the word "Carbaryl" is inserted between "N-Carbamoylarsanilic acid" and "Carbazole".

(3) In Interpretation 24, Chemicals, of Supplement No. 1 to § 399.2, under the

heading of "chemical preparations and compounds, miscellaneous related materials and products, n.e.s., as follows:" the entry between "Ink thinners for cellophane printing" and "Inulin" is revised to read as follows:

Inorganic and organic insecticides, pesticides, defoliants, herbicides, fumigants, agricultural chemicals and similar products (including 2, 2-dimethyl-1, 3-benzodioxol-4-ol methyl carbamate and 1-naphthyl N-methylcarbamate), n.e.s., except organic phosphate insecticides and pesticidal compounds containing 75 percent by weight of organic phosphates.

Dated: April 2, 1985.

John K. Boidock,

Director, Office of Export Administration,
International Trade Administration.

[FR Doc. 85-12908 Filed 6-3-85; 8:45 am]

BILLING CODE 3510-DT-M

FEDERAL TRADE COMMISSION

16 CFR Part 13

[Docket No. C-3154]

Young & Rubicam/Zemp, Inc.; Prohibited Trade Practices, and Affirmative Corrective Actions

AGENCY: Federal Trade Commission.

ACTION: Consent order.

SUMMARY: In settlement of alleged violations of federal law prohibiting unfair acts and practices and unfair methods of competition, this consent order requires a St. Petersburg, Fla. advertising agency, among other things, to cease, in connection with the advertising and sale of the Ecologizer CA/90 Series 2000 Air Treatment, representing falsely through the use of terms such as "eliminates", or by other means, that the portable household air cleaning appliance removes substantially all or most formaldehyde gas and tobacco smoke from the air people breathe under household living conditions. The order also bars the firm from misrepresenting the ability of any such appliance or equipment to clean the air of formaldehyde gas or tobacco smoke; and from representing the performance characteristics of any air cleaning appliance unless it possesses and relies upon competent and reliable substantiating evidence for such claims. Respondent is additionally required to cease failing to maintain written records of both substantiating materials and materials that contradict or qualify performance claims for a period of three years.

DATE: Complaint and Order issued May 10, 1985.¹

FOR FURTHER INFORMATION CONTACT: Judith Wilkenfeld, FTC/B-411-5, Washington, D.C. 20580. (202) 376-8648.

SUPPLEMENTARY INFORMATION: On Tuesday, Feb. 5, 1985, there was published in the Federal Register, 50 FR 4990, a proposed consent agreement with analysis in the Matter of Young & Rubicam/Zemp, Inc., 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.

No comments having been received, 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 Part 13, are as follows: Subpart—Advertising Falsely or Misleadingly: 13.10 Advertising falsely or misleadingly; 13.10-5 knowingly by advertising agent; 13.170 Qualities or properties of product or service; 13.170-16 Cleaning, purifying; 13.190 Results; 13.205 Scientific or other relevant facts; 13.210 Scientific tests. Subpart—Corrective Actions and/or Requirements; 13.533 Corrective actions and/or requirements; 13.533-45 Maintain records. Subpart—Disseminating Advertisements, Etc.: 13.1043 Disseminating advertisements, etc. Subpart—Misrepresenting Oneself and Goods—Goods: 13.1710 Qualities or properties; 13.1730 Results; 13.1740 Scientific or other relevant facts; 13.1762 Tests, purported. Subpart—Neglecting, Unfairly or Deceptively, To Make Material Disclosure: 13.1885 Qualities or properties; 13.1895 Scientific or other relevant facts.

List of Subjects in 16 CFR Part 13

Household air cleaning appliances,
Trade practices.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45)

Emily H. Rock,

Secretary.

[FR Doc. 85-13374 Filed 6-3-85; 8:45 am]

BILLING CODE 6750-01-M

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

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 73

[Docket No. 84C-0135]

Reactive Blue No. 19; Listing as a Color Additive for Use in Contact Lenses; Confirmation of Effective Date

AGENCY: Food and Drug Administration.

ACTION: Final rule; confirmation of effective date.

SUMMARY: The Food and Drug Administration (FDA) is confirming the effective date of April 9, 1985, for a regulation listing Reactive Blue No. 19 as a color additive for coloring contact lenses. This action responds to a petition filed by Ciba Vision Care.

EFFECTIVE DATE: April 9, 1985.

FOR FURTHER INFORMATION CONTACT: Thomas C. Brown, Center for Food Safety and Applied Nutrition (HFF-334), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-472-5690.

SUPPLEMENTARY INFORMATION: In a final rule published in the Federal Register of March 8, 1985 (50 FR 9424), FDA amended the color additive regulations to provide for the safe use of Reactive Blue No. 19 [2-anthracenesulfonic acid, 1-amino-9,10-dihydro-9,10-dioxo-4-((2-((sulfoxy)ethyl)sulfonyl)phenyl)-amino-disodium salt] (CAS Reg. No. 2580-78-1), chemically bonded to the lens polymer, poly(hydroxyethyl methacrylate), to produce tinted contact lenses. The final rule amended § 73.3121 (21 CFR 73.3121) by adding Reactive Blue No. 19 to the list of reactive dyes in paragraph (a).

In the final rule, FDA gave interested persons until April 8, 1985, to file objections. The agency received no objections or requests for a hearing on the final rule. Therefore, FDA has concluded that the final rule published in the Federal Register of March 8, 1985, for Reactive Blue No. 19 should be confirmed.

List of Subjects in 21 CFR Part 73

Color additives, Cosmetics, Drugs,
Medical devices.

PART 73—LISTING OF COLOR ADDITIVES EXEMPT FROM CERTIFICATION

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 701(e), 706, 70 Stat. 919 as amended, 74 Stat. 399-407 as amended (21 U.S.C. 371(e), 376)) and under authority delegated to

the Commissioner of Food and Drugs (21 CFR 5.10), notice is given that no objections or requests for a hearing were filed in response to the final rule of March 8, 1985. Accordingly, the final rule amending § 73.3121 to provide for the safe use of Reactive Blue No. 19 in coloring contact lenses became effective April 9, 1985.

Dated: May 23, 1985.

Richard J. Ronk,

Acting Director, Center for Food Safety and Applied Nutrition.

[FR Doc. 85-13471 Filed 6-3-85; 8:45 am]

BILLING CODE 4160-01-M

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Assistant Secretary for Housing—
Federal Housing Commissioner

24 CFR Part 888

[Docket No. R-85-1224; FR-2079]

Section 8—Fair Market Rents for New Construction and Substantial Rehabilitation—All Market Areas

AGENCY: Office of the Assistant Secretary for Housing—Federal Housing Commissioner, HUD.

ACTION: Notice of effective date.

SUMMARY: This document announces the effective date for the interim rule published in the *Federal Register* on April 26, 1985 (50 FR 16612) which amends the section 8 Fair Market Rents applicable to New Construction and Substantial Rehabilitation for all market areas, in compliance with the requirements of section 8(c)(1) of the U.S. Housing Act of 1937. The rule provided for a 30-day public comment period from the date of publication, and the effective date provision of the rule stated that, after the comment due date of May 28, 1985, a notice of the effective date of the rule would be published in the *Federal Register*.

HUD has determined not to make any changes at this time in the Fair Market Rents published on April 26, 1985. Accordingly, all of the Fair Market Rents published in the *Federal Register* on April 26, 1985, will become effective as provided under "EFFECTIVE DATE," below.

However, HUD will carefully evaluate all comments received, whether during or after expiration of the public comment period, to determine whether any further revision of the Fair Market Rent schedules should be made. If this evaluation indicates a need to make any further revision of the Fair Market Rent

schedules for particular market areas, HUD will publish a revision of those schedules at a future date.

EFFECTIVE DATE: The effective date for the interim rule published April 26, 1985 at 50 FR 16612 is June 4, 1985.

FOR FURTHER INFORMATION CONTACT: Edward M. Winiarski, Chief, Valuation Branch, Department of Housing and Urban Development, Room 6146, 451 Seventh Street, SW., Washington, D.C. 20410. Telephone: (202) 426-7824. This is not a toll-free number.

Dated: May 29, 1985.

Grady J. Norris,

Assistant General Counsel for Regulations.

[FR Doc. 85-13428 Filed 6-3-85; 8:45 am]

BILLING CODE 4210-27-M

DEPARTMENT OF THE TREASURY

Internal Revenue Service

26 CFR Parts 1, 301, and 602

[T.D. 8028]

Information Returns Required by Officers, Directors and Shareholders of Foreign Personal Holding Companies

AGENCY: Internal Revenue Service, Treasury.

ACTION: Final regulations.

SUMMARY: This document contains final regulations relating to the amendments made to the Internal Revenue Code of 1954 by the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) which concern information returns required of officers, directors, and shareholders of foreign personal holding companies. While the changes expanded the number of persons required to file information returns for foreign personal holding companies, they also simplified the reporting requirements with respect to foreign personal holding companies and gave the Secretary the authority to set the return due dates and to waive duplicative filings. TEFRA also provided a new \$1,000 civil penalty for failure to file a proper and timely foreign personal holding company information return.

DATES: The amendments are effective July 5, 1985 for taxable years of foreign corporations beginning after September 3, 1982. Taxpayers who are required to file under section 340 of TEFRA and who have compiled information based on the old Forms 957 and 958, which were replaced by Form 5471, may file the old forms instead of Form 5471 for taxable years ending on or before November 30, 1983. (See announcement 83-56, 1983-13 I.R.B. 92.)

FOR FURTHER INFORMATION CONTACT: Marnie J. Carro of the Legislation and Regulations Division, Office of Chief Counsel, Internal Revenue Service, 1111 Constitution Avenue, N.W., Washington D.C. 20224, (Attention: CC:LR:T) (202-566-3289, not a toll-free call).

SUPPLEMENTARY INFORMATION:

Background

On September 6, 1984, the *Federal Register* published proposed amendments to the Income Tax Regulations (26 CFR Part 1) under section 6035 and the Regulations on Procedure and Administration (26 CFR Part 301) under section 6679 of the Internal Revenue Code of 1954 (49 FR 35145).

These amendments were proposed to conform the regulations to changes made to sections 6035 and 6679 by Section 340 of TEFRA (96 Stat. 633, 634). A public hearing was neither requested nor held. One public comment was received. After consideration of this comment, the regulations are being published as they appeared in the notice of proposed rulemaking except for minor clarifying changes.

TEFRA simplified the reporting requirements that section 6035 imposes with respect to foreign personal holding companies. Prior to its amendment, section 6035 and the regulations thereunder required U.S. officers and directors of foreign personal holding companies to file two annual returns.

The first information return was filed on Form 957 and concerned the stock structure and identity of the shareholders of the corporation. The second information return was filed on Form 958 and concerned the foreign personal holding company's income and deductions for the taxable year, as well as undistributed foreign personal holding company income. In addition, any U.S. shareholder who had not already filed as a director or officer and who held 50% or more of the corporation's stock was required to file Form 957.

Because the various returns of officers, directors, and 50% shareholders suffered from overlapping coverage, as well as inconveniently staggered filing dates; TEFRA combined the filing requirements and gave the Service flexibility in setting return due date and waiving duplicative filings. Forms 957 and 958 have now been incorporated into Form 5471. TEFRA also expanded its reporting requirements to each United States citizen or resident who is a 10-percent (rather than 50-percent) shareholder of a foreign personal holding company as well as to officers