

Dated: August 29, 1985.

Thomas R. Clark,

Deputy Director, Fruit and Vegetable
Division.

[FR Doc. 85-21060 Filed 9-3-85; 8:45 am]

BILLING CODE 3410-02-M

7 CFR Part 989

Raisins Produced From Grapes Grown in California; Establishment of Incoming Weight Dockage and Weight Adjustment Systems for Certain Seedless Raisins, and Addition of Marketing Order Grade Standards for Cluster Seedless Raisins

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This final rule establishes: (1) A weight dockage system for certain seedless raisins which do not meet incoming marketing order maturity requirements to mitigate the impact of the tighter requirements that took effect August 1, 1985; (2) a weight adjustment system, based on moisture content, for certain seedless raisins to foster the delivery of drier raisins; and (3) incoming and outgoing marketing order grade standards for Cluster Seedless raisins to increase consumer confidence in this relatively new product. This action was recommended by the Raisin Administrative Committee (Committee), which works with the USDA in administering the order.

EFFECTIVE DATE: Effective with the 1985-86 crop year which began August 1, 1985.

FOR FURTHER INFORMATION CONTACT: Frank M. Grasberger, Acting Chief, Specialty Crops Branch, Fruit and Vegetable Division, AMS, USDA, Washington, D.C. 20250 (202) 447-5053.

SUPPLEMENTARY INFORMATION: This action has been reviewed under USDA guidelines implementing Executive Order 12291 and Secretary's Memorandum No. 1512-1 and has been determined to be a "non-major" rule under criteria contained therein.

William T. Manley, Deputy Administrator, Agricultural Marketing Service, has certified that this action will not have a significant economic impact on a substantial number of small entities.

This action amends Subpart-Supplementary Regulations (7 CFR 989.210-989.221) by revising § 989.210 and by adding §§ 989.211, 989.212, and 989.213 to establish (1) a weight dockage

system for Grade B or better maturity,¹ and (2) a weight adjustment system for moisture for certain seedless raisins delivered by producers to packers. It also amends Subpart—Quality Control (7 CFR 989.701-989.702) by revising §§ 989.701 and 989.702 to establish incoming and outgoing marketing order quality standards for Cluster Seedless raisins. These subparts are operative pursuant to the marketing agreement and Order No. 989, both as amended, regulating the handling of raisins produced from grapes grown in California. The marketing agreement and order, hereinafter referred to collectively as the "order", are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). Authority for the following action is contained in §§ 989.58 and 989.59 of the order.

The proposal was published in the *Federal Register* on July 24, 1985 (50 FR 30200), and interested persons were invited to submit written comments until August 7, 1985. Two comments were received.

One comment pointed out that Golden Seedless raisins were inadvertently omitted from § 989.212 in the proposal. This change has been incorporated in this action. The other comment favored the proposal.

It is found that good cause exists for not postponing the effective date of this action until 30 days after publication in the *Federal Register* (5 U.S.C. 553) because the 1985 crop year has already begun. In addition, raisin producers will soon be delivering raisins to packers and these changes should be in effect when producers deliver their raisins. Furthermore, beginning August 1, 1985, raisin lots of those varietal types delivered by producers to packers must meet tighter minimum grade standards.

Last year changes were made in the incoming grade standards for raisins delivered by producers to packers contained in § 989.701 and the grade standards for packed raisins contained in § 989.702 to make the California raisin industry more quality competitive with foreign producers, and to increase user acceptance of California raisins (49 FR 33992). One of those changes, starting November 15, 1985, requires packed Natural (sun-dried) Seedless, Dipped Seedless, Oleate and Related Seedless, Golden Seedless, and Monukka raisins to contain at least 70 percent Grade B or better maturity raisins. Beginning

August 1, 1985, raisin lots of those varietal types delivered by producers to packers must contain a minimum of 50 percent Grade B or better maturity raisins. Raisin lots containing less than 50 percent Grade B or better maturity raisins are off-grade and can not be acquired by raisin packers except for reconditioning or disposition as off-grade raisins.

To alleviate the impact on producers as much as possible in delivering raisins to packers, the Committee recommended a weight dockage system for Grade B or better maturity for those raisins delivered failing to meet the new incoming marketing order standard. Raisin packers may acquire lots of those varietal types of raisins with 40 to 49.9 percent Grade B or better maturity without reconditioning, but the net weight of the deliveries are to be docked 2 percentage points in weight for each one percentage point the Grade B or better maturity content is less than 50 percent. The weight reduction of the lot approximates the weight of the raisins needed to be removed from the lot by the packer during normal processing for the balance of the lot to meet the new 70 percent Grade B or better maturity taking effect on November 15, 1985. Deliveries determined to have less than 40 percent Grade B or better maturity would be off-grade and thus would have to be disposed of by the packer as off-grade, reconditioned, or returned to the producer. If there raisins were acquired under a dockage system, packers would experience higher than normal yield losses, and greater processing costs in obtaining a product that would meet the 70 percent Grade B or better maturity for packed raisins. No changes were proposed in the incoming marketing order standards for substandard raisins² of those varietal types.

The amount of dockage under the dockage system for Grade B or better maturity and the system currently in effect for substandard raisins will operate concurrently. Dockage for both categories will be calculated and the highest dockage would be applied to the net weight of the producers deliveries.

The weight adjustment system for moisture is intended to encourage raisin producers to deliver drier Natural (sun-dried) Seedless and Monukka raisins to packers (i.e., in the 10 to 14 percent moisture range). The industry has found that higher maturity raisins of these

¹ For the purposes of this document Grade B or better maturity raisins are raisins which are well-matured or reasonably well-matured as defined in the U.S. Standards for Grades of Processed Raisins (7 CFR 52.1841-52.1858).

² For the purpose of this document, substandard raisins are raisins which are less than fairly well-matured as defined in the United States Standards for Grades of Processed Raisins (7 CFR 52.1841-52.1858).

varietal types with a moisture level in excess of 14 percent tend to sugar if held in storage for extended periods of time. Sugaring is an undesirable condition in raisins because the raisins feel gritty, rather than soft and pliable, when eaten. Increasing the storage life of raisins is important to the industry.

Under this system, growers delivering lots of raisins containing 14.1 through 16.0 percent moisture will be docked 2 pounds of raisins per ton for each $\frac{1}{10}$ percent moisture in excess of 14 percent. Growers delivering raisins with 12.0 through 13.9 percent moisture, will receive a weight credit of 2 pounds of raisins per ton for each $\frac{1}{10}$ percent moisture under 14.0 percent. Raisins with a moisture percentage of 10.0 through 11.9 percent will receive a weight credit of 40 pounds per ton. The weight of raisins containing less than 10 percent moisture will not be docked or adjusted because such raisins are difficult to hydrate, damage in processing, and result in increased packer processing costs. There will be no dockage or adjustment on raisins containing 14 percent moisture.

The moisture adjustment calculations will be made when applicable prior to the application of substandard or Grade B or better maturity dockage.

Last year, the Committee exempted 10 tons of Cluster Seedless raisins from all order requirements pursuant to § 989.60 of the order. Cluster Seedless raisins are sun-dried Thompson Seedless grapes which are marketed unstemmed and left in bunches. About 3 to 4 tons were marketed under this exemption. Experiments were conducted to determine the grade and condition standards which could be applied to Cluster Seedless raisins. As a result of marketing experience gained last year, and experimentation on quality requirements, 100 tons were approved for exemption from volume controls for the 1985 season. However, the Committee recommended that incoming and outgoing marketing order standards for Cluster Seedless raisins should be established under the order to assure consumers of a quality product and help expand markets for this new product. Also, this will allow the industry another year's experience before recommending standards to the Department to be established in the United States Standards for Processed Raisins.

List of Subjects in 7 CFR Part 989

Marketing agreements and orders.
Grapes, Raisins, California.

PART 989—[AMENDED]

1. The authority citation for 7 CFR Part 989 continues to read as follows:

Authority: Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674.

2. Section 989.210 of Subpart—Supplementary Regulations (7 CFR 989.210-989.221) is revised to read as follows:

§ 989.210 Handling of varietal types of raisins acquired pursuant to a weight dockage and/or weight adjustment (moisture) system.

(a) *General.* A handler may acquire as standard raisins lots of Natural (sun-dried) Seedless, Golden Seedless, Dipped Seedless, Oleate and Related Seedless, Monukka, Sultana, Zante Currant and Muscat (including other raisins with seeds) raisins under the weight dockage and/or weight adjustment (moisture) provisions described in §§ 989.211, 989.212, and 989.213. The creditable weight of each lot of raisins acquired in this manner shall be that obtained by multiplying the net weight of the raisins in the lot by the applicable factor(s) from the appropriate dockage and/or weight adjustment (moisture) table(s) included in those sections.

(b) *Free and reserve tonnage percentages.* Whenever free and reserve percentages are designated for raisins of the varietal types specified in paragraph (a) of this section for a crop year, such percentages shall be applicable to the creditable weight of any lot of such raisins acquired by a handler pursuant to a weight dockage and/or weight adjustment (moisture) system.

(c) *Reserve tonnage.* A handler may hold as reserve tonnage raisins, any lot, or portion thereof, of raisins of the varietal types specified in paragraph (a) of this section acquired pursuant to a weight dockage and/or weight adjustment (moisture) system: *Provided*, That only the creditable weight of such lot, or portion thereof, may be applied by the Committee against the handler's reserve tonnage obligation.

(d) *Assessments.* Assessments on any lot of raisins of the varietal types specified in paragraph (a) of this section acquired by a handler pursuant to a weight dockage and/or weight adjustment (moisture) system shall be applicable to the free tonnage portion of the creditable weight of such lot.

(e) *Payments for services on reserve tonnage.* Payment to a handler for services performed by him with respect to reserve tonnage raisins of the varietal types specified in paragraph (a) of this section acquired pursuant to a weight dockage and/or weight adjustment

(moisture) system shall be made on the basis of the creditable weight of such lot and at the applicable rate specified for such services in § 989.401 of Subpart—Schedule of Payments.

(f) *Identification.* Any lot of raisins of the varietal types specified in paragraph (a) of this section acquired pursuant to a weight dockage and/or weight adjustment (moisture) system shall be so identified by the inspection service affixing to one container on each pallet, or to each bin, in such lot, a prenumbered RAC control card (to be furnished by the Committee) which shall remain affixed to the container or bin until the raisins are processed or disposed of as natural condition raisins. The control card shall only be removed by, or under the supervision of an inspector of, the inspection service, or authorized Committee personnel.

(g) *Application of dockage and/or weight adjustment (moisture) factor(s).* The weight adjustment factor for moisture shall be applied to the net weight of raisins acquired, prior to application of the dockage factor for substandard or maturity. A lot of raisins acquired which may be subject to both a substandard and maturity dockage factor shall have only the highest of the two dockage factors applied to determine the creditable weight.

3. A new § 989.211 is added to Subpart—Supplementary Regulations (7 CFR 989.210-989.221) to read as follows:

§ 989.211 Weight adjustment (moisture) system.

(a) *General.* Natural (sun-dried) Seedless, and Monukka raisins containing from 14.1 percent through 16.0 percent moisture or from 10.0 percent through 13.9 percent moisture may be acquired by a handler under a weight adjustment system. The creditable weight of each lot of raisins acquired under this adjustment system shall be obtained by multiplying the net weight of the raisins in the lot by the applicable factor prescribed in paragraph (b) or (c) of this section.

(b) *Adjustment table for Natural (sun-dried) Seedless and Monukka raisins with 14.1 percent through 16.0 percent moisture:*

Percent moisture	Adjustment factor
16.0	.980
15.9	.981
15.8	.982
15.7	.983
15.6	.984
15.5	.985
15.4	.986
15.3	.987
15.2	.988
15.1	.989

Percent moisture	Adjustment factor
15.0	.990
14.9	.991
14.8	.992
14.7	.993
14.6	.994
14.5	.995
14.4	.996
14.3	.997
14.2	.998
14.1	.999
14.0	1.000

Note.—No adjustment for deliveries at 14 percent and in excess of 16 percent.

(c) *Adjustment table for Natural (sun-dried) Seedless and Monukka raisins with 10.0 percent through 13.9 percent moisture:*

Percent moisture	Adjustment factor
14.0	1.000
13.9	1.001
13.8	1.002
13.7	1.003
13.6	1.004
13.5	1.005
13.4	1.006
13.3	1.007
13.2	1.008
13.1	1.009
13.0	1.010
12.9	1.011
12.8	1.012
12.7	1.013
12.6	1.014
12.5	1.015
12.4	1.016
12.3	1.017
12.2	1.018
12.1	1.019
12.0-10.0	1.020

Note.—No adjustment for deliveries at 14 percent and below 10 percent.

4. A new § 989.212 is added to Subpart—Supplementary Regulations (7 CFR 989.210–989.221) to read as follows:

§ 989.212 Substandard dockage.

(a) *General.* Subject to prior agreement between handler and tenderer, Natural (sun-dried) Seedless, Golden Seedless, Dipped Seedless, Oleate and Related Seedless and Monukka raisins containing from 5.1 through 10.0 percent, by weight, of substandard raisins may be acquired by a handler under a weight dockage system. A handler also may, subject to prior agreement, acquire as standard raisins any lot of Muscat (including other raisins with seeds), Sultana, and Zante Currant raisins containing more than 12 percent, by weight, of substandard raisins under a dockage system. The creditable weight of each lot of raisins acquired under the substandard dockage system shall be obtained by multiplying the applicable net weight or creditable weight (weight determined by applying the applicable weight adjustment factor for moisture), of the lot of raisins by the

applicable dockage factor from the appropriate dockage table prescribed in paragraph (b) or (c) of this section.

(b) *Substandard dockage table applicable to Natural (sun-dried) Seedless, Golden Seedless, Dipped Seedless, Oleate and Related Seedless, and Monukka raisins.*

Percent substandard	Dockage factor
5.0 or less	(¹)
5.1	.999
5.2	.998
5.3	.997
5.4	.996
5.5	.995

¹ No dockage.

Note.—Percentage in excess of the last percentage shown in the table shall be expressed in the same increments as the foregoing, and the dockage factor for each such increment shall be .001 less than the dockage factor for the preceding increment. No dockage for deliveries in excess of 10 percent substandard.

(c) *Substandard dockage table applicable to Muscat (including other raisins with seeds), Sultana, and Zante Currant raisins.*

Percent substandard	Dockage factor
12.0 or less	(¹)
12.1	.999
12.2	.998
12.3	.997
12.4	.996
12.5	.995

¹ No dockage.

Note.—Percentage in excess of the last percentage shown in the table shall be expressed in the same increments as the foregoing, and the dockage factor for each such increment shall be .001 less than the dockage factor for the preceding increment.

5. A new § 989.213 is added to Subpart—Supplementary Regulations (7 CFR 989.210–989.221) to read as follows:

§ 989.213 Maturity dockage.

(a) *General.* Subject to prior agreement between handler and tenderer, Natural (sun-dried) Seedless, Golden Seedless, Dipped Seedless, Oleate and Related Seedless, and Monukka raisins containing from 40.0 through 49.9 percent, by weight, of well-matured or reasonably well-matured raisins may be acquired by a handler under a weight dockage system. The creditable weight of each lot of raisins acquired under the maturity dockage system shall be obtained by multiplying the applicable net weight or creditable weight (weight determined by applying the applicable weight adjustment factor for moisture) of the lot of raisins by the applicable dockage factor from the

dockage table prescribed in paragraph (b) of this section.

(b) *Maturity dockage table applicable to Natural (sun-dried) Seedless, Golden Seedless, Dipped Seedless, Oleate and Related Seedless, and Monukka raisins.*

Percent well-matured or reasonably well-matured	Dockage factor
50.0 or more	(¹)
49.9	.998
49.8	.996
49.7	.994
49.6	.992
49.5	.990
49.4	.988
49.3	.986
49.2	.984
49.1	.982
49.0	.980

¹ No dockage.

Note.—Percentages less than the last percentage shown in the table shall be expressed in the same increments as the foregoing, and the dockage factor for each such increment shall be .002 less than the dockage factor for the preceding increment. No dockage shall apply to lots of raisins containing 39.9 percent or less well-matured or reasonably well-matured raisins.

6. The introductory text and paragraph (a) of § 989.701 of Subpart—Quality Control (7 CFR 989.701–989.702) are revised to read as follows:

§ 989.701 Minimum grade and condition standards for natural condition raisins.

Effective pursuant to § 989.58, raisins meeting the varietal standards hereinafter set forth shall be considered as standard raisins and those failing to meet such standards shall be considered as off-grade raisins. Where the raisins in any lot consist of two or more varietal types commingled within their containers, the lot shall be considered as a mixed lot and as standard raisins if they meet for each defect the most restrictive requirements for the varietal types of raisins comprising the lot. In the event layered Muscats (including other raisins with seeds) or Cluster Seedless raisins are commingled within their containers with loose Muscats (including other raisins with seeds) or loose Cluster Seedless raisins respectively, the entire lot shall be considered as loose Muscats (including other raisins with seeds) or Natural (sun-dried) Seedless raisins. The raisins shall be considered as standard raisins if the lot as a whole meets the minimum standards for loose Muscats (including other raisins with seeds) or Natural (sun-dried) Seedless raisins: *Provided*, That with respect to the requirements peculiar to a varietal type such as possessing characteristic color, flavor, or odor, the raisins shall be considered as meeting such requirements if they

have been properly prepared as raisins. In each category, only those raisins which have been properly dried and cured in original natural condition, are free from active infestation, and are in such condition that they are capable of being received, stored, and packed without undue deterioration or spoilage, shall be considered as storable raisins.

(a) *Natural (sun-dried) Seedless and Monukka raisins.* Natural condition Natural (sun-dried) Seedless and Monukka raisins shall have been prepared from sound, wholesome, matured grapes properly dried and cured, and shall meet the following additional requirements: (1) Shall be fairly free from damage by sugaring, mechanical injury, sunburn, or other similar injury; (2) shall have a normal characteristic color, flavor, and odor of properly prepared raisins; (3) shall contain not more than 5 percent, by weight, of substandard raisins (raisins that show development less than that characteristic of raisins prepared from fairly well-matured grapes), and shall also contain at least 50 percent well-matured or reasonably well-matured raisins; (4) shall not exceed 16 percent moisture as determined by the dried fruit moisture tester method, except that there shall be no maximum moisture content for Cluster Seedless raisins; and (5) shall be of such quality and condition as can be expected to withstand storage as provided in the order and that when processed in accordance with good commercial practice will meet the minimum standards for processed raisins established by the Committee, and that with respect to Cluster Seedless raisins, in addition to the above requirements the raisins shall be fairly free from shattered (or loose end) berries, and be uniformly cured; shall contain 30 percent or more "2 Crown" or larger size berries; and shall be of such quality and condition that when processed in accordance with good commercial practice will, except for moisture content, meet the minimum standards for processed raisins established by the Committee.

7. Section 989.702(g) of Subpart—Quality Control (7 CFR 989.701-989.702) is revised and a new § 989.702(h) is added to read as follows:

§ 989.702 Minimum grade standards for packed raisins.

(g) *Cluster Seedless raisins*—(1)

Description. Raisins referred to as "Cluster Seedless raisins" means the raisins have not been detached from the main bunch. Cluster Seedless raisins shall at least meet the requirements of

Marketing Order Grade B prescribed in this paragraph. The processed raisins are prepared from clean, sound, dried grapes; are stored or cleaned, or both, and are washed with water to assure a wholesome product.

(2) *Grades.* (i) Marketing Order Grade A is a quality of Cluster Seedless raisins that have similar varietal characteristics; have a good typical color; have a good characteristic flavor; are uniformly cured and show development characteristics of raisins prepared from well-matured grapes; contain not more than 23 percent, by weight, of moisture; that not less than 30 percent, by weight, of the raisins, exclusive of stems and branches, are "2 Crown" size or larger and meet the additional requirements as outlined in the table in paragraph (2)(iv) of this paragraph.

(ii) Marketing Order Grade B is the quality of the Cluster Seedless raisins that have similar varietal characteristics; have a reasonably good typical color; have a good characteristic flavor; are uniformly cured and show characteristics of raisins prepared from reasonably well-matured grapes; contain not more than 23 percent, by weight, of moisture; that not less than 30 percent, by weight, of raisins, exclusive of stems and branches, are "2 Crown" size or larger and meet the additional requirements as outlined in the table in paragraph (2)(iv) of this paragraph.

(iii) Substandard is the quality of Cluster Seedless raisins that fail to meet the requirements of Marketing order Grade B.

(iv) Allowances for defects in Cluster Seedless raisins:

Defects	Marketing order grade A	Marketing order grade B
Maximum (percent by weight)		
Sugared	5	10
Discolored, damaged, or moldy	5	7
Provided these limits are not exceeded:		
Damaged	3	4
Moldy	2	3
Substandard Development and Undeveloped	2	5
Shattered (or loose) individual berries and small clusters of 2 or 3 berries each	Practically free	Reasonably free
Appearance or edibility of product		
Slightly discolored or damaged by fermentation or any other defect not described above.	May not be affected.	May not be more than slightly affected.

Defects	Marketing order grade A	Marketing order grade B
Grit, sand, or silt	None of any consequence may be present that affects the appearance or edibility of the product.	

(h) A handler may grind raisins which do not meet the minimum grade standards prescribed in paragraphs (a) through (g) of this section because of mechanical damage or sugaring, into a raisin paste.

Dated: August 28, 1985.

Thomas R. Clark,

Deputy Director, Fruit and Vegetable Division.

[FR Doc. 85-21056 Filed 9-3-85; 8:45 am]

BILLING CODE 3410-02-M

Commodity Credit Corporation

7 CFR Part 1472

Loans, Purchases, and Other Operations; Payment Program for Shorn Wool and Unshorn Lambs (Pulled Wool) (1985)

Correction

In FR Doc. 85-20051, beginning on page 34079, in the issue of Friday, August 23, 1985, make the following correction:

On page 34079, third column, in the ACTION line, "Final rule" should read "Interim rule".

BILLING CODE 1505-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 83-ASW-12; Amdt. 39-5128]

Airworthiness Directives; Societe Nationale Industrielle Aerospatiale (SNIAS) Model AS 350 and AS 355 Series Helicopters

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment amends an existing airworthiness directive (AD) which requires repetitive inspection and repair or replacement, as necessary, of the main rotor mast on Aerospatiale (SNIAS) Model AS 350 and AS 355 helicopters. This amendment is needed because the FAA has determined that the repetitive inspection interval for visual inspections specified in the existing AD is inadequate to detect all

main rotor mast cracks in sufficient time to prevent mast failure and subsequent loss of control of the helicopter. This amendment decreases the previous inspection interval.

DATES:

Effective Date: September 18, 1985.

Compliance: As prescribed in body of AD.

ADDRESSES: The applicable service information may be obtained from Aerospatiale Helicopter Corporation, 2701 Forum Drive, Grand Prairie, Texas 75051, Attention: Customer Support.

A copy of each of the service bulletins is contained in the Rules Docket. Office of the Regional Counsel, FAA, Southwest Region, 4400 Blue Mound Road, Fort Worth, TX 76106.

FOR FURTHER INFORMATION CONTACT:

Chris Christie, Manager, Aircraft Certification Staff, FAA, Europe, Africa, and Middle East Office, c/o American Embassy, Brussels, Belgium, APO NY 09667, telephone number 513.38.30, or R. T. Weaver, Rotorcraft Standards Staff, ASW-110, Aircraft Certification Division, Federal Aviation Administration, P.O. Box 1689, Fort Worth, TX 76101, telephone number (817) 877-2548.

SUPPLEMENTARY INFORMATION:

This amendment further amends Amendment 39-4599 (48 FR 14351), AD 83-07-05, as amended by Amendments 39-4698 (48 FR 37924), and 39-4887 (49 FR 29054), which currently requires inspection of the main rotor mast and repair or replacement, as necessary, on Aerospatiale (SNIAS) Model AS 350 and AS 355 series helicopters. After issuing Amendment 39-4887, the FAA has determined, based on service experience, that the repetitive intervals required by the AD are inadequate. Since Amendment 39-4887 was issued, an additional extensive mast flange crack was found on a Model AS 350 helicopter. The French airworthiness authorities determined that daily inspections were necessary and issued French AD's 85-94-25(B) and 85-95-40(B) which require daily visual inspections; therefore, the FAA is further amending Amendment 39-4599, as amended, by reducing the visual inspection interval from 50 hours to daily on Aerospatiale Model AS 350 and AS 355 helicopters.

Since a situation exists that requires the immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

FOR FURTHER INFORMATION CONTACT:

Chris Christie, Manager, Aircraft Certification Staff, FAA, Europe, Africa, and Middle East Office, c/o American Embassy, Brussels, Belgium, APO NY 09667, telephone number 513.38.30, or R. T. Weaver, Rotorcraft Standards Staff, ASW-110, Aircraft Certification Division, Federal Aviation Administration, P.O. Box 1689, Fort Worth, TX 76101, telephone number (817) 877-2548.

SUPPLEMENTARY INFORMATION:

This amendment further amends Amendment 39-4599 (48 FR 14351), AD 83-07-05, as amended by Amendments 39-4698 (48 FR 37924), and 39-4887 (49 FR 29054), which currently requires inspection of the main rotor mast and repair or replacement, as necessary, on Aerospatiale (SNIAS) Model AS 350 and AS 355 series helicopters. After issuing Amendment 39-4887, the FAA has determined, based on service experience, that the repetitive intervals required by the AD are inadequate. Since Amendment 39-4887 was issued, an additional extensive mast flange crack was found on a Model AS 350 helicopter. The French airworthiness authorities determined that daily inspections were necessary and issued French AD's 05-15 and 05-13 which require daily visual inspections; therefore, the FAA is further amending Amendment 39-4599, as amended, by reducing the visual inspection interval from 50 hours to daily on Aerospatiale Model As 350 and AS 355 helicopters.

Since a situation exists that requires the immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

The FAA has determined that this regulation only involves 399 aircraft at an annual cost of \$10,500 per aircraft. Therefore, I certify that this action (1) is not a "major rule" under Executive Order 12291, and (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979). A copy of the final evaluation prepared for this action is contained in the regulatory docket. A copy of it may be obtained by contacting the person identified under the caption "**FOR FURTHER INFORMATION CONTACT.**"

List of Subjects 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

Adoption of the Amendment

PART 39—[AMENDED]

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends § 39.13 of Part 39 of the FAR as follows:

1. The authority citation for Part 39 continues to read as follows:

Authority: 49 U.S.C. 1354(a), 1421, and 1423; 49 U.S.C. 106(g) (Revised Pub. L. 97-449, January 12, 1983); and 14 CFR 11.89.

2. By further amending Amendment 39-4599 (48 FR 14351), AD 83-07-05, as amended by Amendments 39-4698 (48 FR 37924) and 39-4887 (49 FR 29054), by revising paragraphs (e) and (f) as follows:

Aerospatiale Helicopter Corporation (SNIAS): Applies to Aerospatiale Model AS 350 and AS 355 series helicopters certificated in all categories. Compliance is required as indicated (unless already accomplished).

e. For AS 355 helicopters (within 10 hours' time in service from the effective date of this amended AD, unless already accomplished):

- (1) * * *
- (2) Visually inspect the mast upper flange-to-shaft radius before the first flight of each day. Inspect for finish * * *
- (3) Upon the accumulation of 450 hours' total time in service, remove from service any main rotor mast which does not qualify for limited saline environment operation. To qualify for consideration of limited saline environment operations, an individual Model AS 355 helicopter mast must comply with all the following:

(i) It must not be operated over saltwater for a major part (excess of 50 percent) of any month.

(ii) It must not have a total of 300 hours' or more time in service of over saltwater operations.

(iii) It must not be installed on a helicopter that had a main rotor mast replaced due to corrosion.

f. For AS 350 helicopters (within 10 hours' time in service from the effective date of this amended AD, unless already accomplished):

- (1) * * *
- (2) Visually inspect the mast upper flange-to-shaft radius before the first flight of each day. Inspect for finish * * *

This amendment becomes effective September 18, 1985.

This amendment amends Amendment 39-4599 (48 FR 14351), AD 83-07-05, as amended by Amendments 39-4698 (48 FR 37924), and 39-4887 (49 FR 29054).

Issued in Fort Worth, Texas, on August 20, 1985.

C.R. Melugin, Jr.,

Director, Southwest Region.

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