

The area described contains 4,435.60 acres in Idaho County.

3. The withdrawal made by this order does not alter the applicability of those public land laws governing the disposal of their mineral or vegetative resources other than under the mining laws.

4. This withdrawal will expire 20 years from the effective date of this order unless, as a result of a review conducted before the expiration date pursuant to section 204(f) of the Federal Land Policy and Management Act of 1976, 43 U.S.C. 1714(f), the Secretary determines that the withdrawal shall be extended.

J. Steven Griles,
Assistant Secretary of the Interior.
October 20, 1986.

[FR Doc. 86-25653 Filed 11-12-86; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 0

[FCC 86-228]

Delegations of Authority to the Chief Engineer

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This action amends Part 0, §§ 0.241 and 0.243 of the Commission's Rules by deleting some subsections, simplifying others and changing the format of § 0.241.

This action is taken by the Commission as part of its regulatory review efforts to eliminate obsolete rules. It will improve service to the public and make Commission processes more efficient.

EFFECTIVE DATE: April 18, 1986.

FOR FURTHER INFORMATION CONTACT: Robert Ungar, Office of Engineering and Technology, (202) 653-8100.

SUPPLEMENTARY INFORMATION:

Note.—The delay in publishing this document is due to amendatory language problems which were not resolved until recently.

Order

In the matter of Amendment of Part 0 of the Commission Rules to Reformat and Simplify the Delegations of Authority to the Chief Engineer.

Adopted: April 18, 1986.

Released: May 9, 1986.

By the Commission.

1. The action taken herein is intended to conform the Chief Engineer's

delegations of authority to those of the operating bureaus, to delete those delegations that have become obsolete and to simply various other delegations that are unclear or cumbersome.

Structure of Rules

2. The Chief Engineer's delegations of authority are found in §§ 0.241 and 0.243 of the Commission's Rules. Structurally, the delegation of authority is similar to that of other Commission offices—Office of Plans and Policy, Office of General Counsel, and Office of the Managing Director. The rules state affirmatively what actions may be taken. Anything not contained in the rules must be referred to the Commission.

3. In contrast, chiefs of operating bureaus are permitted to exercise all functions described in the relevant functional section of Part 0, subpart A, except for specified functions that can be performed only by the Commission. These proscribed actions, for the most part involve matters where there is a novel question of law, fact or policy. Where there is established precedent, however, bureau chiefs are free to act. By altering the structure of the Chief Engineer's delegations to conform to those used for operating Bureaus, efficiencies are likely to be realized. Routine waivers may be processed faster and service to the public will be improved.

Simplification of Rules

4. Various of the Chief Engineer's delegations can be simplified. In particular, the delegations dealing with the equipment authorization process and the granting of licenses for Part 5 experimental stations are unnecessarily complex. The different forms of equipment authorization need not be individually addressed. From time to time new forms of authorization have been added or modifications have been made, and it should not be necessary to amend the delegation list in such an event. Similarly, little is gained by detailing all possible steps in the Part 5 licensing process. A more general delegation to administer these programs is sufficient.

Deletion of Unnecessary Rules

5. Some delegations have outlived their usefulness and can be eliminated entirely. Section 0.243(c) gives the Chief Engineer (with concurrence of the General Counsel) authority to waive the All Channel Receiver rules for TV sets used in hospitals. Obviously this delegation is a vestige of old technology and no longer serves a useful purpose.

6. In addition we have determined that several of the other delegations

requiring concurrence of the General Counsel are no longer necessary. Because the concurrence function has become obsolete and given the above-mentioned simplification of the Part 5 delegation we may eliminate § 0.243(a)(1)(4) originally intended to deal with construction permits, assignments and transfers of control and the withdrawal of pleadings. Because we have restructured the rules, it is no longer necessary to retain the specific delegation of § 0.243(d) to dismiss repetitive reconsideration requests. We have also determined that the authority to dismiss rulemaking petitions which "... plainly do not warrant consideration. . . ." (Section 0.243(e)) will be retained but without the necessity of concurrence by the General Counsel.

7. Since a Notice of Proposed Rulemaking is not required, the Regulatory Flexibility Act, Pub. L. 93-354, does not apply.

8. Prior notice and procedures are not required because the amendments herein pertain only to internal agency procedures and practices. See 5 U.S.C. 553(b)(3)(A), 47 CFR 1.412(b)(5).

9. In view of the foregoing and pursuant to sections 4(i), 5(c)(1), and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. 154(i), 155(c)(1) and 303(4), IT IS ORDERED that part 0 of the Commission's Rules IS AMENDED as set forth below, effective April 18, 1986.

10. IT IS FURTHER ORDERED that because it deals only with internal Commission practice and procedure this Order is effective upon Adoption by the Commission. See 5 U.S.C. 553(d), 47 CFR 1.427(b).

List of Subjects in 47 CFR Part 0.

Organization and functions
(Government Agencies).

Federal Communications Commission.
William J. Tricarico,
Secretary.

Rules Changes

Part 0 of Title 47 of the Code of Federal Regulations is amended as follows:

PART 0—COMMISSION ORGANIZATION

1. The authority citation of Part 0 continues to read as follows:

Authority: Secs. 4, 303, 48 Stat. 1066, 1082, as amended; 47 U.S.C. 154, 303, unless otherwise noted. Implement; 5 U.S.C. 552 unless otherwise noted.

2. The undesignated center heading above § 0.241 is revised to read "Chief Engineer".

3. Section 0.241 is revised to read as follows:

§ 0.241 Authority delegated.

(a) The performance of functions and activities described in § 0.31 of this part is delegated to the Chief Engineer: Provided, that the following matters shall be referred to the Commission en banc for disposition:

(1) Notices of proposed rulemaking and of inquiry and final orders in rulemaking proceedings, inquiry proceedings and non-editorial orders making changes. See § 0.231(d).

(2) Petitions for review of actions taken to delegated authority. See § 1.115 of this chapter.

(3) Petitions and other requests for waivers of the Commission's rules, whether or not accompanied by an applications, when such petitions or requests contain new or novel arguments not previously considered by the Commission or present facts or arguments which appear to justify a change in Commission policy.

(4) Petitions and other requests for declaratory rulings, when such petitions or requests contain new or novel arguments not previously considered by the Commission or preset facts or arguments which appear to justify a change in Commission policy.

(5) Any other petition, pleading or request presenting new or novel questions of fact, law, or policy which cannot be resolved under outstanding precedents and guidelines.

(6) Proposed U.S. positions to be transmitted to the Department of State for international meetings of telecommunications entities.

(7) Any other complaint or enforcement matter presenting new or novel questions of fact, law, or policy which cannot be resolved under outstanding precedents and guidelines.

(8) Authority to issue a notice of opportunity for hearing pursuant to § 1.80(g) of this chapter; and authority to issue notices of apparent liability, final forfeiture orders, and orders canceling or reducing forfeitures imposed under § 1.80(f) of this chapter, if the amount set out in the notice of apparent liability is more than \$2,000.00.

(9) Proposed actions following any case remanded by the courts.

(b) The Chief Engineer is delegated authority to administer the Equipment Authorization program as described in Part 2 of the Commission's Rules.

(c) The Chief Engineer is delegated authority to administer the Experimental Radio Service program pursuant to Part 5 of the Commission's Rules.

(d) The Chief engineer is delegated authority to examine all applications for certification (approval) of subscription television technical systems as acceptable for use under a subscription television authorization as provided for in this chapter, to notify the applicant that an examination of the certified technical information and data submitted in accordance with the provisions of this chapter indicates that the system does or does not appear to be acceptable for authorization as a subscription television system. This delegation shall be exercised in consultation with the Chief, Mass Media Bureau.

(e) The Chief Engineer is authorized to dismiss or deny petitions for rulemaking which are repetitive or moot or which, for other reasons plainly do not warrant consideration by the Commission.

4. Sec. 0.243 is amended by revising paragraph (a) to read as follows:

§ 0.243 Authority delegated upon securing concurrence of the General Counsel.

(a) The Chief Engineer, upon securing concurrence of the General Counsel, is authorized to issue notices of apparent liability, final forfeiture orders, and orders canceling or reducing forfeitures imposed under § 1.80(f) of this chapter, in the amount of \$2,000.00 or less; and is authorized to issue citations pursuant to § 1.80(d).

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[FR Doc. 86-25441 Filed 11-12-86; 8:45 am]

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INTERNATIONAL DEVELOPMENT COOPERATION AGENCY

Agency for International Development

48 CFR Parts 702

[AIDAR Notice 87-1]

Revision of Contracting Authority

AGENCY: Agency for International Development, IDCA.

ACTION: Final rule.

SUMMARY: The AID Acquisition Regulation (AIDAR) is being amended to limit the Office of Management Operations authority to enter into service contracts; reflecting reassignment of contracting responsibilities within the Directorate for Program and Management Services.

EFFECTIVE DATE: November 13, 1986.

FOR FURTHER INFORMATION CONTACT:

Mr. James M. Kelly, M/SER/PPE, Room 1600I, SA-14, Agency for International Development, Washington, DC 20523. Telephone (703) 875-1534.

SUPPLEMENTARY INFORMATION: AIDAR 702.170-10(a) is being revised to limit the Office of Management Operations authority to enter into service contracts.

This Notice is not considered a significant rule subject to FAR 1.301 or 1.5. This Notice is exempted from the requirements of Executive Order 12291 by OMB Circular 85-7. This Notice will not have an impact on a substantial number of small entities, nor will it require any information collection as contemplated by the Regulatory Flexibility Act and Paperwork Reduction Act, respectively.

List of Subjects in 48 CFR Part 702

Government procurement.

For the reasons set out in the Preamble, Chapter 7 of Title 48 of the Code of Federal Regulations is amended as follows:

PART 702—DEFINITIONS OF WORDS AND TERMS

Subpart 702.170—Definitions

1. The authority citation in Part 702 is unchanged, and continues to read as follows:

Authority: Sec. 621, Pub. L. 87-195, 75 Stat. 445 (22 U.S.C. 2381), as amended; E.O. 12163, Sept. 29, 1979 44 FR 56673, 3 CFR Part 1979 Comp., p. 435.

2. Section 702.170-10 is amended by revising paragraph (a) to read as follows:

§ 702.170-10 Head of the contracting activity.

* * * * *

(a) AID/Washington.

Position	Limitation
Director, Office of Procurement.	None.
Director, Office of Management Operations.	Use of small purchase procedures (\$25,000) for supplies and services, except professional non personal services and personal services. Unlimited authority when ordering against GSA or other established U.S. Government ordering agreements.
Director, Office of Foreign Disaster.	Contracts for disaster relief purposes during the first 72 hours of a disaster in a total amount not to exceed \$500,000 (AID Handbook 8, Chapter 5). Routing small purchase authority (\$25,000).
Director, Office of International Training.	Use of small purchase procedures up to \$10,000. Unlimited for procuring participant training based on published catalog prices, using M/SER/PPE approved forms.

Each of these Office Directors will issue warrants to qualified individuals to actually exercise the authority.

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Dated: November 3, 1986.

John F. Owens,

Procurement Executive.

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