

TSIO520BB

NEW 526027—and Subsequent

REB 236969—and Subsequent

TSIO520D-DB

NEW D N/A

REB D 180083—and Subsequent

NEW DB N/A

REB DB 242005—and Subsequent

TSIO520E-EB

NEW E N/A

REB E 275045-275134, 275141-275156—
and Subsequent

NEW EB 510818—and Subsequent

REB EB 271058, 271061-171130, 271135-
271137—and Subsequent

TSIO520J-JB

NEW J N/A

REB J 218937-218942, 218944—and
Subsequent

NEW JB N/A

REB JB 237135—and Subsequent

TSIO520K-KB

NEW K N/A

REB K 224588—and Subsequent

NEW KB 531000

REB KB 245705—and Subsequent

TSIO520N-NB

NEW N N/A

REB N 228549—and Subsequent

NEW NB 521630—and Subsequent

REB NB 276619, 276628, 276629, 276630,
276634-276636, 276638-276770, 276772,
276773, 276777—and Subsequent

TSIO520U-UB

NEW U N/A

REB U N/A

NEW UB 527114—and Subsequent

REB UB 248887-248889, 248893, 248895,
248898-248926, 278202, 278203—and
Subsequent

TSIO520VB

NEW VB 529072—and Subsequent

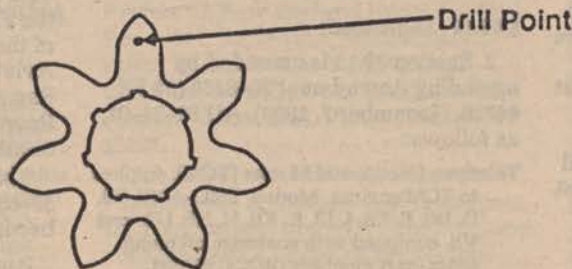
REB VB 266975, 266998, 266990, 266991,
278008-278144, 278147-278201, 278204-
278241—and Subsequent3. Starter adapters equipped with a pulley
for an air conditioner compressor drive.(These contain a different set of scavenge
pump gears which do not need replacement)

Figure 1

If an affected model engine does not fall into one of the above categories, then the scavenge pump must be removed and the scavenge pump gears replaced with p/n 649157 and 649159.

It may be that p/n 649157 and 649159 have been previously installed in the pump during an overhaul or other servicing. Gears removed from a pump may be inspected to determine if they are 649157 and 649159. Prior to inspection, the scavenge pump gears should be cleaned with an approved carbon cleaner and thoroughly rinsed with a mineral spirit solvent. 649157 and 649159 gears can be identified by a drill point on the end of one gear tooth as shown in figure.

1. Gears so identified may be reused in the scavenge pump after the visual and dimensional inspection outlined below. Some earlier 649157 and 649159 gears do not have the drill point marking but may be identified by means of a hardness test. The hardness test must be performed in a Rockwell tester with the test point in the same location as the

drill point shown in figure 1. If the gears test above 56 Rc or 79 Ra, then the gears are 649157 and 649159. (Rockwell A scale testing is recommended in order to minimize the test indentation.)

Gears intended for reuse should be visually inspected for uneven wear, pitting or excessive galling. A light amount of polishing is normal and acceptable. If the gears pass this visual inspection then they should be inspected to the dimensions specified in the Table of Limits and Magnaflux procedures found in the TSIO 520 Permold Series Overhaul Manual X30574A. If the gears pass all of these tests they may be reused. All other affected model scavenge pump gears must be replaced with serviceable 649157 and 649159 gears.

CAUTION * * * Do not abrasive blast gears. This may remove surface hardness which can cause excessive wear in service.

[FR Doc. 90-15375 Filed 7-2-90; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 71

[Airspace Docket No. 90-AGL-7]

Transition Area Establishment—Eaton Rapids, MI

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: The nature of this action is to establish the Eaton Rapids, MI, transition area to accommodate a new VOR-A instrument approach procedure to Skyway Estates Airport, Eaton Rapids, MI. The intended effect of this action is to ensure segregation of the aircraft using approach procedures in instrument conditions from other

aircraft operating under visual weather conditions in controlled airspace.

EFFECTIVE DATE: 0901 u.t.c., August 23, 1990.

FOR FURTHER INFORMATION CONTACT: Douglas F. Powers, Air Traffic Division, System Management Branch, AGL-530, Federal Aviation Administration, 2300 East Devon Avenue, Des Plaines, Illinois 60018, telephone (312) 694-7899.

SUPPLEMENTARY INFORMATION:

History

On Friday, May 11, 1990, the Federal Aviation Administration (FAA) proposed to amend part 71 of the Federal Aviation Regulations (14 CFR part 71) to establish a transition area airspace near Eaton Rapids, MI (55 FR 19742).

Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No comments objecting to the proposal were received.

Except for editorial changes, this amendment is the same as that proposed in the notice. Section 71.181 of part 71 of the Federal Aviation Regulations was republished in Handbook 7400.6F dated January 2, 1990.

The Rule

This amendment to part 71 of the Federal Aviation Regulations establishes a transition area airspace near Eaton Rapids, MI. This transition area is being established to accommodate a new VOR-A instrument approach procedure to Skyway Estates Airport, Eaton Rapids, MI.

The development of this procedure requires that the FAA alter the designated airspace to insure that the procedure will be contained within controlled airspace. The minimum descent altitude for this procedure may be established below the floor of the 700-foot controlled airspace.

Aeronautical maps and charts will reflect the defined area which will enable other aircraft to circumnavigate the area in order to comply with applicable visual flight rule requirements.

The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory

evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 71

Aviation safety, transition areas.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 71 of the Federal Aviation Regulations (14 CFR part 71) is amended as follows:

PART 71—[AMENDED]

1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 1348(a), 1354(a), 1510; Executive Order 10854; 49 U.S.C. 106(g) (Revised Pub. L. 97-449, January 12, 1983); 14 CFR 11.69.

§ 71.181 [Amended]

2. Section 71.181 is amended as follows:

Eaton Rapids, MI [New]

That airspace extending upward from 700 feet above the surface within a 5.5-mile radius of Skyway Estates Airport (lat. 42°35'01" N., long. 84°39'05" W.) and within 1.5 miles each side of the Lansing, MI, VORTAC (lat. 42°43'03" N., long. 84°41'52" W.) 166 radial extending from the 5.5-mile radius area to 6.5 miles north northwest of Skyway Estates Airport; excluding the portions within the Charlotte, MI, and Lansing, MI, transition areas.

Issued in Des Plaines, Illinois on June 26, 1990.

Teddy W. Burcham,

Manager, Air Traffic Division.

[FR Doc. 90-15376 Filed 7-2-90; 8:45 am]

BILLING CODE 4910-13-M

DEPARTMENT OF THE TREASURY

Office of the Assistant Secretary (Domestic Finance)

17 CFR Part 401

Implementing Regulations for the Government Securities Act of 1986

AGENCY: Office of the Assistant Secretary (Domestic Finance), Treasury.

ACTION: Final rule.

SUMMARY: The Department of the Treasury ("Department") is issuing in final form an amendment to the regulations issued on July 24, 1987 (52 FR 27910) under the Government Securities

Act of 1986 (the "Government Securities Act" or "GSA"). The amendment is being adopted to provide exemptions from the broker-dealer registration or notice requirements, pursuant to section 15C(a)(1) of the Securities Exchange Act of 1934 ("Exchange Act"), for foreign government securities brokers and dealers engaged in certain activities involving U.S. investors and the government securities market. The final rule adopts the amendment as proposed for comment on March 5, 1990 (55 FR 7733).

EFFECTIVE DATE: August 2, 1990.

FOR FURTHER INFORMATION CONTACT: Ken Papaj (Director), or Don Hammond (Assistant Director), Public Debt, Government Securities Regulations Staff, room 209, 999 E Street NW., Washington, DC 20239-0001, (202) 376-4632.

SUPPLEMENTARY INFORMATION:

I. Background and Analysis

On March 5, 1990 (55 FR 7733), the Department proposed for comment an amendment to the GSA regulations, by adding § 401.9 to part 401 of title 17 of the Code of Federal Regulations. This amendment, which conforms substantially to the Securities and Exchange Commission (SEC) Rule 15a-6 (17 CFR 240.15a-6) which was effective August 15, 1989, provides exemptions from registration or notice requirements for foreign government securities brokers or dealers provided the entities comply with SEC Rule 15a-6, as modified in § 401.9. SEC Rule 15a-6 does not apply to foreign government securities brokers and dealers or the government securities broker-dealer activities of financial institutions because the exclusive authority to exempt these entities from the registration and notice requirements of section 15C of the Exchange Act has been vested with the Treasury. Accordingly, § 401.9 was promulgated to provide exemptions for similarly situated foreign government securities brokers or dealers. The 60-day comment period closed on May 4, 1990.

The Department received only one comment letter, from the Public Securities Association (PSA), in response to the proposed amendment. The PSA supports the adoption of § 401.9 because it substantially conforms with SEC Rule 15a-6 and it establishes a consistent position and equivalent treatment for foreign government securities brokers and dealers. Thus, to accomplish these objectives and to facilitate increased access to foreign markets by U.S.

institutional investors, the Department is adopting § 401.9 as proposed. The only changes that have been made to the final rule are minor technical and grammatical corrections.

This rule, as incorporated in § 401.9, exempts from registration or notice foreign government securities brokers and dealers engaged in government securities activities with certain non-U.S. persons, or with specified U.S. institutional investors under limited conditions. The exempted activities include the following: (1) Effecting transactions in government securities with or for U.S. persons that have not been solicited by the foreign government securities broker or dealer (i.e., non-direct contacts with U.S. investors); (2) furnishing research reports to certain U.S. institutional investors and effecting transactions in securities discussed in the reports, under certain limiting conditions; (3) establishing direct contacts with U.S. institutional investors for the purpose of inducing or attempting to induce the purchase or sale of government securities, provided (i) all resulting transactions are effected through an intermediary U.S.

government securities broker or dealer or noticed financial institution and (ii) certain conditions are met by the foreign government securities broker or dealer, foreign associated persons and the intermediary broker or dealer or noticed financial institution; and (4) establishing direct contacts for the purpose of effecting transactions in government securities, without a U.S. intermediary, with or for registered government securities brokers or dealers, registered brokers or dealers, noticed financial institutions, certain non-noticed financial institutions, foreign branches and agencies of U.S. persons, certain international organizations, U.S. citizens resident abroad and foreign persons temporarily present in the United States.

The determinations made by the Department in the preamble to the proposed rule (55 FR 7733, 7734-37) that articulated the factors and considerations that led to development of § 401.9 are still relevant and valid, but for the sake of brevity they will not be repeated herein.

There is one area of potential confusion or conflict between SEC Rule 15a-6 and the Department's rule in § 401.9 pertaining to the use of U.S. broker-dealer intermediaries by an exempt foreign broker or dealer. SEC Rule 15a-6 does not permit a bank or other financial institution acting in a broker or dealer capacity to act as an intermediary (i.e., assume responsibility for a trade) between an exempt foreign

broker or dealer and a U.S. institutional investor. However, in recognition of the regulatory structure created by the GSA that incorporates financial institution brokers or dealers, § 401.9 modifies SEC Rule 15a-6 so that financial institutions that have filed notice as government securities brokers or dealers can serve as intermediaries for exempt foreign brokers and dealers for their transactions in government securities.

It is the Department's understanding, based on discussions with staff of the SEC, that the staff is willing to interpret Rule 15a-6 in such a manner that would permit an exempt foreign broker or dealer, for its transactions in government securities, to use as an intermediary a financial institution that has filed notice as a government securities broker or dealer without violating SEC Rule 15a-6, provided the foreign broker or dealer complies with the provisions of Rule 15a-6 for its registered securities transactions. We believe that such an interpretation will clarify the interrelationships between the two rules and will provide uniformity and consistency while minimizing confusion.

II. Special Analysis

In the preamble to the proposed regulation, the Department concluded that this amendment did not constitute a major rule for the purposes of Executive Order 12291. The Department also certified that the regulation would not have a significant economic impact on a substantial number of small entities. Accordingly, the Department concluded that a regulatory flexibility analysis was not required. Since the one commenter did not address these issues, the Department believes that there is no reason to alter either its conclusion that the regulation does not constitute a major rule under Executive Order 12291 or its certification that the regulation will not have a significant economic impact on a substantial number of small entities.

The collections of information contained in paragraphs 401.9(g) and 401.9(h) of this final regulation have been reviewed and approved by the Office of Management and Budget in accordance with the requirements of the Paperwork Reduction Act (44 U.S.C. 3504(h)) under control number 1535-0090. The estimated average annual burden associated with the collection of information in paragraphs 401.9(g) and 401.9(h) is three hours per recordkeeper. Comments concerning the accuracy of this burden estimate and suggestions for reducing this burden should be directed to the Bureau of the Public Debt, Government Securities Regulations

Staff, room 209, 999 E Street, NW., Washington, DC 20239-0001, and to the Office of Management and Budget, Paperwork Reduction Project (1535-0090), Washington, DC 20503.

List of Subjects In 17 CFR Part 401

Banks, banking, Brokers, Government securities. For the reasons set out in the Preamble, it is proposed to amend 17 CFR part 401 as follows:

PART 401—EXEMPTIONS

1. The authority citation for part 401 continues to read as follows:

Authority: Sec. 101, Pub. L. 99-571, 100 Stat. 3209 (15 U.S.C. 78o-5(a)(4)).

2. Section 401.9 is added to part 401 to read as follows:

§ 401.9 Exemption for certain foreign government securities brokers or dealers.

A government securities broker or dealer (excluding a branch or agency of a foreign bank) that is a non-U.S. resident shall be exempt from the provisions of sections 15C(a), (b), and (d) of the Act (15 U.S.C. 78o-5(a), (b) and (d)) and the regulations of this subchapter provided it complies with the provisions of 17 CFR 240.15a-6 (SEC Rule 15a-6) as modified in this section.

(a) For purposes of this section, "non-U.S. resident" means any person (including any U.S. person) engaged in business as a government securities broker or dealer entirely outside the U.S. that is not an office or branch of, or a natural person associated with, a registered broker or dealer, a registered government securities broker or dealer or a financial institution that has provided notice pursuant to § 400.1(d) of this chapter.

(b) Within § 240.15a-6 of this title, references to "security" and "securities" shall mean "government securities" as defined in § 400.3(m) of this chapter.

(c) Section 240.15a-6(a) of this title is modified to read as follows:

"(a) A foreign broker or dealer shall be exempt from the registration or notice requirements of section 15C(a)(1) of the Act to the extent that the foreign broker or dealer:"

(d) Paragraph 240.15a-6(a)(2)(iii) of this title is modified to read as follows:

"(iii) If the foreign broker or dealer has established a relationship with a registered broker or dealer for the purpose of compliance with paragraph (a)(3) of this rule, this relationship is disclosed in all research reports and all transactions with the foreign broker or dealer in securities discussed in the research reports are effected only through that registered broker or dealer,

pursuant to the provisions of paragraph (a)(3); and"

(e) Paragraph 240.15a-6(a)(3)(i)(B) of this title is modified to read as follows:

"(B) Provides its appropriate regulatory agency (upon request or pursuant to agreements reached between any foreign securities authority, including any foreign government as specified in section 3(a)(50) of the Act, and the Commission or the U.S. Government) with any information, documents, or records within the possession, custody, or control of the foreign broker or dealer, any testimony of foreign associated persons, and any assistance in taking the evidence of other persons, wherever located, that the appropriate regulatory agency requests and that relates to transactions under paragraph (a)(3) of this rule, except that if, after the foreign broker or dealer has exercised its best efforts to provide this information, including requesting the appropriate governmental body and, if legally necessary, its customers (with respect to customer information) to permit the foreign broker or dealer to provide this information to its appropriate regulatory agency, the foreign broker or dealer is prohibited from providing this information by applicable foreign law or regulations, then this paragraph (a)(3)(i)(B) shall not apply and the foreign broker or dealer will be subject to paragraph (c) of this rule;"

(f) Paragraphs 240.15a-6(a)(3)(iii)(A)(4), (5) and (6) of this title are modified to read as follows:

"(4) Maintaining required books and records relating to the transactions, including those required by § 404.1 of this title for registered brokers and dealers (excluding registered government securities brokers and dealers and noticed financial institutions), §§ 404.2 and 404.3 of this title for registered government securities brokers or dealers, and § 404.4 of this title for noticed financial institutions;

"(5) Complying with part 402 of this title with respect to the transactions; and

"(6) Receiving, delivering, and safeguarding funds and securities in connection with the transactions on behalf of the U.S. institutional investor or the major U.S. institutional investor in compliance with § 403.1 of this title for registered brokers and dealers (excluding registered government securities brokers and dealers and noticed financial institutions); §§ 403.2, 403.3, 403.4 and 403.6 of this title for registered government securities brokers and dealers, and § 403.5 of this title for noticed financial institutions."

(g) Paragraph 240.15a-6(a)(3)(iii)(C) of this title is modified to read as follows:

"(C) Has obtained from the foreign broker or dealer, with respect to each foreign associated person, the types of information specified in Rule 17a-3(a)(12) under the Act (17 CFR 240.17a-3(a)(12)), provided that the information required by paragraph (a)(12)(d) of that Rule shall include sanctions imposed by foreign securities authorities, exchanges, or associations, including, without limitation, those described in paragraph (a)(3)(ii)(B) of this rule. Notwithstanding the above, a registered broker or dealer that is a noticed financial institution shall comply with the provisions of paragraphs 404.4(a)(3)(i) (B) and (C) of this title, in lieu of Rule 17a-3(a)(12), provided that the information required by paragraphs 404.4(a)(3)(i) (B) and (C) of this title shall include sanctions imposed by foreign securities authorities, exchanges, or associations, including, without limitation, those described in (a)(3)(ii)(B) of this rule;"

(h) Paragraph 240.15a-6(a)(3)(iii)(D) of this title is modified to read as follows:

"(D) Has obtained from the foreign broker or dealer and each foreign associated person written consent to service of process for any civil action brought by or proceeding before its appropriate regulatory agency or a self-regulatory organization (as defined in section 3(a)(26) of the Act), providing that process may be served on them by service on the registered broker or dealer in the manner set forth on the registered broker's or dealer's current Form BD or other appropriate procedure as specified by the appropriate regulatory agency; and"

(i) Paragraph 240.15a-6(a)(3)(iii)(E) of this title is modified to read as follows:

"(E) Maintains a written record of the information and consents required by paragraphs (a)(3)(iii) (C) and (D) of this rule, and all records in connection with trading activities of the U.S. institutional investor or the major U.S. institutional investor involving the foreign broker or dealer conducted under paragraph (a)(3) of this rule, in an office of the registered broker or dealer located in the United States (with respect to nonresident registered brokers or dealers, pursuant to Rule 17a-7(a) under the Act (17 CFR 240.17a-7(a)), provided that in Rule 17a-7(a) references to broker or dealer shall include government securities brokers or dealers, as those terms are defined in §§ 400.3 (k) and (l) of this title, and makes these records available to the appropriate regulatory agency upon request; or"

(j) Paragraph 240.15a-6(a)(4)(i) of this title is modified to read as follows:

"(i) A registered broker or dealer, whether the registered broker or dealer is acting as principal for its own account or as agent for others, or a financial institution acting pursuant to §§ 401.3(a)(2)(ii) or 401.4(a)(1) of this title;"

(k) Paragraph 240.15a-6(b)(2) of this title is modified to read as follows:

"(2) The term "foreign associated person" shall mean any natural person domiciled outside the United States who is an associated person (a person associated with a government securities broker or a government securities dealer as defined in section 3(a)(45) of the Act) of the foreign broker or dealer and who participates in the solicitation of a U.S. institutional investor or a major U.S. institutional investor under paragraph (a)(3) of this rule."

(l) Paragraph 240.15a-6(b)(3) of this title is modified to read as follows:

"(3) The term "foreign broker or dealer" shall mean any non-U.S. resident person (including any U.S. person engaged in business as a broker or dealer entirely outside the United States, except as otherwise permitted by this rule) that is not an office or branch of, or a natural person associated with, a registered broker or dealer, whose securities activities, if conducted in the United States, would be described by the definition of "government securities broker" or "government securities dealer" in sections 3(a)(43) and 3(a)(44) of the Act."

(m) Paragraph 240.15a-6(b)(5) of this title is modified to read as follows:

"(5) Only for the purposes of this rule, the term "registered broker or dealer" shall mean a person that is registered with the Commission under section 15C(a)(2) of the Act or a broker or dealer or a financial institution who has provided notice to its appropriate regulatory agency under section 15C(a)(1)(B)(ii) of the Act."

(n) For the purposes of this section, § 140.15a-6(b) of this title shall include a new paragraph (8) to read as follows:

"(8) The term "registered government securities broker or dealer" has the meaning set out in § 400.3(o) of this title."

(o) For the purposes of this section, 240.15a-6(b) of this title shall include a new paragraph (9) to read as follows:

"(9) The term "noticed financial institution" means a financial institution as defined at § 400.3(j) of this title that has provided notice to its appropriate regulatory agency pursuant to § 400.1(d) of this title."

(p) For the purposes of this section, § 240.15a-6(b) of this title shall include a new paragraph (10) to read as follows:

"(10) The term "appropriate regulatory agency" has the meaning set out in § 400.3(b) of this title."

(q) Section 240.15a-6(c) of this title is modified to read as follows:

"(c) The Secretary of the Treasury, upon receiving notification from an appropriate regulatory agency that the laws or regulations of a foreign country have prohibited a foreign broker or dealer, or a class of foreign brokers or dealers, engaging in activities exempted by paragraph (a)(3) of this rule, from providing, in response to a request from an appropriate regulatory agency, information, documents, or records within its possession, custody, or control, testimony of foreign associated persons, or assistance in taking the evidence of other persons, wherever located, related to activities exempted by paragraph (a)(3) of this rule, may consider to be no longer applicable the exemption provided in paragraph (a)(3) of this rule with respect to the subsequent activities of the foreign broker or dealer or class of foreign brokers or dealers if the Secretary finds that continuation of the exemption is inconsistent with the public interest, the protection of investors and the purposes of the Government Securities Act."

(Approved by the Office of Management and Budget under Control Number 1535-0090)

Dated: June 25, 1990.

Michael E. Basham,
Acting Assistant Secretary for Domestic Finance.

[FR Doc. 90-15359 Filed 7-2-90; 8:45 am]

BILLING CODE 4810-40-M

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

21 CFR Part 1316

Administrative Hearings; Time for Filing of Documents

AGENCY: Drug Enforcement Administration (DEA), Justice.

ACTION: Final rule.

SUMMARY: This final rule amends DEA regulations relating to the conduct of administrative hearings to reflect a change in the operating hours of the Office of Administrative Law Judges. Filings and correspondence will be accepted only during normal office hours.

EFFECTIVE DATE: July 3, 1990.

FOR FURTHER INFORMATION CONTACT: Gayle Lowell, Hearing Clerk, Office of

Administrative Law Judges, Drug Enforcement Administration, (202) 307-8188.

SUPPLEMENTARY INFORMATION: DEA's Office of Administrative Law Judges accepts filings and correspondence by mail, delivery service and in person only during its normal office hours. Those hours, formerly 9 a.m. to 5:30 p.m., have been changed to 8:30 a.m. to 5 p.m. This regulatory amendment reflects those adjusted hours.

The Acting Administrator certifies that this action will have no impact on entities whose interests must be considered under the Regulatory Flexibility Act (5 U.S.C. 601). Pursuant to section 1(a)(3) and 1(b) of E.O. 12291, this is not a major rule and relates only to internal operating procedures. Accordingly, it has not been reviewed by the Office of Management and Budget. This action has been analyzed in accordance with E.O. 12616 and it has been determined that this matter has no federalism implications which would warrant the preparation of a Federalism Assessment.

By virtue of the authority vested in the Attorney General by 21 U.S.C. 871(b), and redelegated to the Administrator of the Drug Enforcement Administration by 28 CFR 0.100, the following amendment is made to § 1316.45 of title 21, of the Code of Federal Regulations.

List of Subjects in 21 CFR Part 1316

Administrative practice and procedure. Drug traffic control and research.

PART 1316—ADMINISTRATIVE FUNCTIONS, PRACTICES, AND PROCEDURES

Subpart D—Administrative Hearings

1. The authority citation for part 1316 continues to read as follows:

Authority: 21 U.S.C. 811, 812, 871(b), 875, 958(d), 965.

§ 1316.45 [Amended]

2. Section 1316.45 is amended by removing from the second sentence the phrase "from 9 a.m. to 5:30 p.m." and inserting the phrase "from 8:30 a.m. to 5 p.m."

Terrence M. Burke,
Acting Administrator.

[FR Doc. 90-15353 Filed 7-2-90; 8:45 am]

BILLING CODE 4410-09-M

DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Part 110

[CGD14-89-01]

Anchorage Regulations; Apra Harbor, Guam, Mariana Islands

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: This final rule:

a. Establishes a second Apra Harbor special anchorage area northeast of Naval Anchorage B and south of Drydock Point.

b. Redescribes the general anchorage at 33 CFR 110.238(a)(1) to exclude the existing special anchorage area presently found at 33 CFR 110.1129a.

c. Updates the description of all the general anchorages in 33 CFR 110.238(a) utilizing the World Geodetic System 1984 Datum (WGS 84) in lieu of the Guam 1963 Datum. In so doing the Latitude and Longitude measurements were altered due to the different measuring standards involved. This update revises 33 CFR 110 to be in line with the most recent changes.

EFFECTIVE DATE: August 2, 1990.

FOR FURTHER INFORMATION CONTACT: LT Kenneth Parris, Telephone (671) 477-3340 or FTS 550-7314.

SUPPLEMENTARY INFORMATION: On 26 December 1989, the Coast Guard published a notice of proposed rulemaking in the *Federal Register* for these regulations (54 FR 52960). On 15 February 1990, the Coast Guard published corrections to the 26 December 1989 notice of proposed rulemaking (55 FR 5541). Interested persons were requested to submit comments and no comments were received.

Drafting Information: The drafters of these regulations are LT Kenneth Parris, project officer and CDR M.J. Williams, Jr., project attorney, Fourteenth Coast Guard District Legal Office, Honolulu, Hawaii.

Discussion of Comments: No comments were received. This regulation is issued pursuant to 33 U.S.C. 471, 2030, 2035, and 2071 as set out in the authority citation for all of part 110.

Economic Assessment and Certification: These regulations are considered to be non-major under Executive Order 12291 on Federal Regulation and nonsignificant under Department of Transportation regulatory policies and procedures (44 FR 11034; February 26, 1979). The economic impact

has been found to be so minimal that a full regulatory evaluation is unnecessary. The users of the port of Guam fall into six main categories; Naval Combatants, Deep Draft Commercial Shipping, Commercial Fishing Vessels, Small Passenger Boats, Dive Boats and Pleasure Boats. Since the new special anchorage will not extend into a shipping channel, encompass commercial fishing grounds, diving, tourist, or pleasure boat areas there should be no adverse impact on harbor use. The proposed new special anchorage encompasses an area seldom transited by recreational boaters and never transited by Naval or commercial vessels. The new special anchorage does not encompass any existing naval or general anchorage areas.

Since the impact of these regulations is expected to be minimal the Coast Guard certifies that they will not have a significant economic impact on a substantial number of small entities.

Federalism Assessment: This action has been analyzed in accordance with the principles and criteria contained in Executive Order 12612, and it has been determined that the proposed rulemaking does not raise sufficient federalism implications to warrant the preparation of a Federalism Assessment.

List of Subjects in 33 CFR Part 110

Anchorage regulations.

Final Regulations

In consideration of the foregoing, part 110 of title 33, Code of Federal Regulations, is amended as follows:

Part 110—[AMENDED]

1. The authority citation for part 110 continues to read as follows:

Authority: 33 U.S.C. 471, 2030, 2035 and 2071; 49 CFR 1.46 and 33 CFR 1.05-1(g). Section 110.1a and each section listed in 110.1a are also issued under 33 U.S.C. 1223 and 1231.

2. Section 110.129a is revised to read as follows:

§ 110.129a Apra Harbor, Guam. (Datum: WGS 84)

(a) The waters bounded by a line connecting the following points:

Latitude	Longitude
13°27'45.5"N	144°39'34.8"E
13°27'32.0"N	144°39'36.3"E

and thence along the shoreline to the point of beginning.

(b) The waters bounded by a line connecting the following points:

Latitude	Longitude
13°26'53.6"N	144°40'03.8"E
13°27'04.0"N	144°40'04.8"E
13°27'04.0"N	144°40'09.8"E
13°27'10.0"N	144°40'09.8"E
13°27'10.0"N	144°40'23.8"E
13°26'51.0"N	144°40'23.8"E
13°26'51.0"N	144°40'06.0"E

and thence to the point of beginning.

3. Section 110.238(a) is revised to read as follows:

§ 110.238 Apra Harbor, Guam.

(a) The anchorage grounds (Datum: WGS 84). (1) General Anchorage. The waters bounded by a line connecting the following points:

Latitude	Longitude
13°27'32.0"N	144°39'36.8"E
13°27'21.0"N	144°39'22.8"E
13°27'12.5"N	144°37'25.4"E

and thence along the shoreline to

Latitude	Longitude
13°27'45.5"N	144°39'34.8"E

and thence to the point of beginning.

(2) Explosives Anchorage 701. The water in Naval Anchorage A bounded by the arc of a circle with a radius of 350 yards and located at:

Latitude	Longitude
13°26'54.0"N	144°37'53.5"E

(3) Naval Explosives Anchorage 702. The waters in the General Anchorage bounded by the arc of a circle with a radius of 350 yards and with the center located at:

Latitude	Longitude
13°27'29.9"N	144°38'13.0"E

(4) Naval Anchorage A. The waters bounded by a line connecting the following points:

Latitude	Longitude
13°26'47.3"N	144°37'42.6"E
13°27'02.0"N	144°37'42.6"E
13°27'10.6"N	144°39'00.8"E
13°26'59.6"N	144°39'00.8"E
13°26'59.6"N	144°39'08.6"E
13°26'54.3"N	144°39'08.6"E
13°26'54.3"N	144°39'24.2"E
13°26'42.2"N	144°39'24.2"E
13°26'40.4"N	144°38'01.8"E

and thence to the point of beginning.

(5) Naval Anchorage B. The waters bounded by a line connecting the following points:

Latitude	Longitude
13°26'43.7"N	144°39'53.3"E
13°26'53.6"N	144°40'03.8"E
13°26'51.0"N	144°40'06.0"E
13°26'41.0"N	144°39'56.0"E

and thence along the shoreline to the point of beginning.

Dated: June 11, 1990.

W.C. Donnell,

Rear Admiral, U.S. Coast Guard, Commander, 14th Coast Guard District.

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DEPARTMENT OF VETERANS AFFAIRS

38 CFR Part 36

RIN 2900-AD93

Loan Guaranty; Determination of Net Value

AGENCY: Department of Veterans Affairs.

ACTION: Final regulatory amendments.

SUMMARY: On July 19, 1989, the Department of Veterans Affairs (VA) published in the *Federal Register* (54 FR 30207) amendments to its loan guaranty regulations to revise the definition of the "net value" of a property to the Secretary of Veterans Affairs. Under the revised definition, the Government's cost of borrowing funds would have been taken into account in determining "net value". VA is now amending the definition of "net value" to exclude the cost of Government borrowing from the factors subtracted from fair market value in order to arrive at "net value". This revised definition conforms with the requirements of Public Law 101-237.

EFFECTIVE DATE: These amendments are effective December 18, 1989.

FOR FURTHER INFORMATION CONTACT: Mr. Leonard A. Levy, Assistant Director for Loan Management (201), Loan Guaranty Service, Veterans Benefits Administration, (202) 233-6376.

SUPPLEMENTARY INFORMATION: Under section 1810 of title 38, United States Code, VA guarantees a portion of the loan made to an eligible veteran to acquire or refinance a home, condominium, or manufactured home which is treated as real estate under State law, or to install certain energy conservation features or other home