

issued under secs. 161 b, i, o, 182, 186, 234, 68 Stat. 948–951, 955, 83 Stat. 444, as amended (42 U.S.C. 2201 (b), (i), (o), 2236, 2282); sec. 206, 88 Stat. 1246 (42 U.S.C. 5846). Section 2.205(j) also issued under Public Law 101–410, 104 Stat. 90, as amended by section 3100(s), Public Law 104–134, 110 Stat. 1321–373 (28 U.S.C. 2461 note). Sections 2.600–2.606 also issued under sec. 102, Public Law 91–190, 83 Stat. 853, as amended (42 U.S.C. 4332). Sections 2.700a, 2.719 also issued under 5 U.S.C. 554.

Sections 2.754, 2.760, 2.770, 2.780 also issued under 5 U.S.C. 557. Section 2.764 also issued under secs. 135, 141, Public Law 97–425, 96 Stat. 2232, 2241 (42 U.S.C. 10155, 10161). Section 2.790 also issued under sec. 103, 68 Stat. 936, as amended (42 U.S.C. 2133), and 5 U.S.C. 552. Sections 2.800 and 2.808 also issued under 5 U.S.C. 553. Section 2.809 also issued under 5 U.S.C. 553, and sec. 29, Public Law 85–256, 71 Stat. 579, as amended (42 U.S.C. 2039). Subpart K also issued under sec. 189, 68 Stat. 955 (42 U.S.C. 2239); sec. 134, Public Law 97–425, 96 Stat. 2230 (42 U.S.C. 10154). Subpart L also issued under sec. 189, 68 Stat. 955 (42 U.S.C. 2239). Subpart M also issued under sec. 184 (42 U.S.C. 2234) and sec. 189, 68 Stat. 955 (42 U.S.C. 2239). Appendix A also issued under sec. 6, Public Law 91–550, 84 Stat. 1473 (42 U.S.C. 2135).

■ 2. In § 2.4, a definition of *Potential party* is added in alphabetical order to read as follows:

#### § 2.4 Definitions.

\* \* \* \* \*

*Potential party* means any person who has requested, or who may intend to request, a hearing or petition to intervene in a hearing under 10 CFR part 2, other than hearings conducted under Subparts J and M of 10 CFR part 2.

\* \* \* \* \*

■ 3. Section 2.311 is revised to read as follows:

#### § 2.311 Interlocutory review of rulings on requests for hearings/petitions to intervene, selection of hearing procedures, and requests by potential parties for access to sensitive unclassified non-safeguards information and safeguards information.

(a) An order of the presiding officer, or if a presiding officer has not been designated, of the Chief Administrative Judge, or if he or she is unavailable, of another administrative judge, or of an administrative law judge with jurisdiction under § 2.318(a), may be appealed to the Commission with respect to:

(1) A request for hearing;  
 (2) A petition to intervene; or  
 (3) A request for access to sensitive unclassified non-safeguards information (SUNSI), including, but not limited to, proprietary, confidential commercial, and security-related information, and Safeguards Information (SGI). An appeal

to the Commission may also be taken from an order of an officer designated to rule on information access issues.

(b) These appeals must be made as specified by the provisions of this section, within ten (10) days after the service of the order. The appeal must be initiated by the filing of a notice of appeal and accompanying supporting brief. Any party who opposes the appeal may file a brief in opposition to the appeal within ten (10) days after service of the appeal. The supporting brief and any answer must conform to the requirements of § 2.341(c)(2). No other appeals from rulings on requests for hearings are allowed.

(c) An order denying a petition to intervene, and/or request for hearing, or a request for access to the information described in paragraph (a) of this section, is appealable by the requestor/petitioner on the question as to whether the request and/or petition should have been granted.

(d) An order granting a petition to intervene, and/or request for hearing, or granting a request for access to the information described in paragraph (a) of this section, is appealable by a party other than the requestor/petitioner on the question as to:

(1) Whether the request for hearing or petition to intervene should have been wholly denied; or

(2) Whether the request for access to the information described in paragraph (a)(3) of this section should have been denied in whole or in part. However, such a question with respect to SGI may only be appealed by the NRC staff, and such a question with respect to SUNSI may be appealed only by the NRC staff or by a party whose interest independent of the proceeding would be harmed by the release of the information.

(e) An order selecting a hearing procedure may be appealed by any party on the question as to whether the selection of the particular hearing procedures was in clear contravention of the criteria set forth in § 2.310. The appeal must be filed with the Commission no later than ten (10) days after issuance of the order selecting a hearing procedure.

Dated at Rockville, Maryland, this 4th day of March 2008.

For the Nuclear Regulatory Commission.

**Annette L. Vietti-Cook,**

*Secretary of the Commission.*

[FR Doc. E8–4768 Filed 3–7–08; 8:45 am]

**BILLING CODE 7590-01-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 97

[Docket No. 30595; Amdt. No. 3258]

#### Standard Instrument Approach Procedures, and Takeoff Minimums and Obstacle Departure Procedures; Miscellaneous Amendments

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Final rule.

**SUMMARY:** This Rule establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) and associated Takeoff Minimums and Obstacle Departure Procedures for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, adding new obstacles, or changing air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

**DATES:** This rule is effective March 10, 2008. The compliance date for each SIAP, associated Takeoff Minimums, and ODP is specified in the amendatory provisions.

The incorporation by reference of certain publications listed in the regulations listed in the regulations is approved by the Director of the **Federal Register** as of March 10, 2008.

**ADDRESSES:** Availability of matters incorporated by reference in the amendment is as follows:

*For Examination—*

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591;
  2. The FAA Regional Office of the region in which the affected airport is located;
  3. The National Flight Procedures Office, 6500 South MacArthur Blvd., Oklahoma City, OK 73169; or
  4. The National Archives and Records Administration (NARA). For information on the availability of this material at NARA, call 202–741–6030, or go to: [http://www.archives.gov/federal\\_register/code\\_or\\_federal\\_regulations/ibr\\_locations.html](http://www.archives.gov/federal_register/code_or_federal_regulations/ibr_locations.html).
- Availability—*All SIAPs and Takeoff Minimums and ODPs are available

online free of charge. Visit [nfdc.faa.gov](http://nfdc.faa.gov) to register. Additionally, individual SIAP and Takeoff Minimums and ODP copies may be obtained from:

1. FAA Public Inquiry Center (APA-200), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591; or

2. The FAA Regional Office of the region in which the affected airport is located.

**FOR FURTHER INFORMATION CONTACT:**

Harry J. Hodges, Flight Procedure Standards Branch (AFS-420), Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd., Oklahoma City, OK 73169 (Mail Address: P.O. Box 25082, Oklahoma City, OK 73125), telephone: (405) 954-4164.

**SUPPLEMENTARY INFORMATION:** This rule amends Title 14 of the Code of Federal Regulations, Part 97 (14 CFR part 97), by establishing, amending, suspending, or revoking SIAPs, Takeoff Minimums and/or ODPs. The complete regulatory description of each SIAP and its associated Takeoff Minimums or ODP for an identified airport is listed on FAA form documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR part 51, and 14 CFR 97.20. The applicable FAA Forms are FAA Forms 8260-3, 8260-4, 8260-5, 8260-15A, and 8260-15B when required by an entry on 8260-15A.

The large number of SIAPs, Takeoff Minimums and ODPs, in addition to their complex nature and the need for a special format make publication in the **Federal Register** expensive and impractical. Furthermore, airmen do not use the regulatory text of the SIAPs, Takeoff Minimums or ODPs, but instead refer to their depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP, Takeoff Minimums and ODP listed on FAA forms is unnecessary. This amendment provides the affected CFR sections and specifies the types of SIAPs and the effective dates of the SIAPs, the associated Takeoff Minimums, and ODPs. This amendment also identifies the airport and its location, the procedure, and the amendment number.

**The Rule**

This amendment to 14 CFR part 97 is effective upon publication of each separate SIAP, Takeoff Minimums and ODP as contained in the transmittal. Some SIAP and Takeoff Minimums and

textual ODP amendments may have been issued previously by the FAA in a Flight Data Center (FDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for some SIAP and Takeoff Minimums and ODP amendments may require making them effective in less than 30 days. For the remaining SIAPs and Takeoff Minimums and ODPs, an effective date at least 30 days after publication is provided.

Further, the SIAPs and Takeoff Minimums and ODPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these SIAPs and Takeoff Minimums and ODPs, the TERPS criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs, Takeoff Minimums and ODPs, and safety in air commerce, I find that notice and public procedure before adopting these SIAPs, Takeoff Minimums and ODPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making some SIAPs effective in less than 30 days.

**Conclusion**

The FAA has determined that this 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 “significant regulatory action” under Executive Order 12866; (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. For the same reason, the FAA certifies that this amendment 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 97**

Air Traffic Control, Airports, Incorporation by reference, and Navigation (Air).

Issued in Washington, DC on February 22, 2008.

**James J. Ballough,**

*Director, Flight Standards Service.*

**Adoption of the Amendment**

■ Accordingly, pursuant to the authority delegated to me, under title 14, Code of Federal Regulations, part 97 (14 CFR part 97) is amended by establishing, amending, suspending, or revoking Standard Instrument Approach Procedures and/or Takeoff Minimums and/or Obstacle Departure Procedures effective at 0901 UTC on the dates specified, as follows:

**PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES**

■ 1. The authority citation for part 97 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40103, 40106, 40113, 40114, 40120, 44502, 44514, 44701, 44719, 44721-44722.

■ 2. Part 97 is amended to read as follows:

**Effective 13 MAR 2008**

Bishop CA, Eastern Sierra Rgnl, RNAV (GPS) Y RWY 12, Orig  
Bishop CA, Eastern Sierra Rgnl, RNAV (GPS) Z RWY 12, Orig

**Effective 10 APR 2008**

Anniston, AL, Anniston Metropolitan, ILS OR LOC RWY 5, Amdt 2  
Anniston, AL, Anniston Metropolitan, RNAV (GPS) RWY 5, Orig  
Anniston, AL, Anniston Metropolitan, RNAV (GPS) RWY 23, Orig  
Anniston, AL, Anniston Metropolitan, NDB RWY 5, Amdt 3  
Anniston, AL, Anniston Metropolitan, Takeoff Minimums and Obstacle DP, Amdt 6  
Dothan, AL, Dothan Regional, ILS OR LOC RWY 14, Orig  
Mobile, AL, Mobile Regional, Takeoff Minimums and Obstacle DP, Amdt 1  
Palmer, AK, Palmer Muni, RNAV (GPS)-A, Orig  
Palmer, AK, Palmer Muni, RNAV (GPS) RWY 9, Orig  
Palmer, AK, Palmer Muni, GPS-A, Orig  
CANCELLED  
Palmer, AK, Palmer Muni, Takeoff Minimums and Obstacle DP, Amdt 2  
Venetie, AK, Venetie, RNAV (GPS) RWY 4, ORIG  
Venetie, AK, Venetie, RNAV (GPS) RWY 22, ORIG  
Venetie, AK, Venetie, Takeoff Minimums and Obstacle DP, Orig  
Yakutat, AK, Yakutat, RNAV (GPS) RWY 11, Amdt 1A  
Yukutat, AK, Yakutat, RNAV (GPS) RWY 29, Amdt 2  
Yukutat, AK, Yukutat, LOC/DME BC RWY 29, Amdt 5

- Sedona, AZ, Sedona, Takeoff Minimums and Obstacle DP, Amdt 1
- Alturas, CA, Alturas Muni, Takeoff Minimums and Obstacle DP, Amdt 2
- Fresno, CA, Fresno Yosemite Intl, ILS OR LOC/DME RWY 29R, ILS RWY 29R (CAT II), ILS RWY 29R (CAT III), Amdt 37
- Los Angeles, CA, Los Angeles Intl, ILS OR LOC RWY 7L, Amdt 6B
- Los Angeles, CA, Los Angeles Intl, ILS OR LOC RWY 7R, Amdt 5A
- Palm Springs, CA, Palm Springs Intl, Takeoff Minimums and Obstacle DP, Amdt 5
- Sacramento, CA, McClellan Airfield, Takeoff Minimums and Obstacle DP, Amdt 1
- Santa Barbara, CA, Santa Barbara Muni, ILS OR LOC RWY 7, Amdt 5
- Santa Barbara, CA, Santa Barbara Muni, RNAV (GPS) RWY 7, Orig
- Cairo, GA, Cairo-Grady County, RNAV (GPS) RWY 13, Orig
- Cairo, GA, Cairo-Grady County, RNAV (GPS) RWY 31, Orig
- Cairo, GA, Cairo-Grady County, NDB RWY 13, Amdt 4
- Cairo, GA, Cairo-Grady County, Takeoff Minimums and Obstacle DP, Amdt 2
- Monroe, GA, Monroe-Walton County, Takeoff Minimums and Obstacle DP, Amdt 1
- Council Bluffs, IA, Council Bluffs Muni, RNAV (GPS) RWY 18, Orig
- Council Bluffs, IA, Council Bluffs Muni, RNAV (GPS) RWY 36, Orig
- Council Bluffs, IA, Council Bluffs Muni, VOR-A, Amdt 5
- Council Bluffs, IA, Council Bluffs Muni, Takeoff Minimums and Obstacle DP, Orig
- Rantoul, IL, Rantoul Natl Avn Cntr/ Frank Elliott Fld, RNAV (GPS) RWY 9, Amdt 1
- Rantoul, IL, Rantoul Natl Avn Cntr/ Frank Elliott Fld, RNAV (GPS) RWY 27, Amdt 1
- Rantoul, IL, Rantoul Natl Avn Cntr/ Frank Elliott Fld, Takeoff Minimums and Obstacle DP, Orig
- Auburn, IN, Dekalb County, ILS OR LOC RWY 27, Amdt 1
- French Lick, IN, French Lick Muni, RNAV (GPS) RWY 8, Orig
- French Lick, IN, French Lick Muni, GPS RWY 8, Orig, CANCELLED
- French Lick, IN, French Lick Muni, Takeoff Minimums and Obstacle DP, Orig
- Lexington, KY, Blue Grass, VOR-A, Amdt 9A
- New Orleans, LA, Lakefront, ILS OR LOC RWY 18R, Orig
- New Orleans, LA, Lakefront, RNAV (GPS) RWY 18R, Amdt 1
- New Orleans, LA, Lakefront, VOR RWY 18R, Amdt 4A, CANCELLED
- Bangor, ME, Bangor Intl, Takeoff Minimums and Obstacle DP, Amdt 1
- Ludington, MI, Mason County, RNAV (GPS) RWY 8, Orig
- Ludington, MI, Mason County, RNAV (GPS) RWY 26, Orig
- Ludington, MI, Mason County, GPS RWY 26, Orig-A, CANCELLED
- Romeo, MI, Romeo State, Takeoff Minimums and Obstacle DP, Amdt 4
- International Falls, MN, Falls Intl, ILS OR LOC/DME RWY 13, Amdt 1
- International Falls, MN, Falls Intl, RNAV (GPS) RWY 13, Orig
- International Falls, MN, Falls Intl, RNAV (GPS) RWY 31, Orig
- International Falls, MN, Falls Intl, NDB RWY 31, Amdt 9
- International Falls, MN, Falls Intl, VOR RWY 13, Amdt 14
- International Falls, MN, Falls Intl, Takeoff Minimums and Obstacle DP, Amdt 3
- Minneapolis, MN, Minneapolis-St Paul Int/Wold-Chamberlain, ILS OR LOC RWY 30R, Amdt 12
- Minneapolis, MN, Minneapolis-St Paul Int/Wold-Chamberlain, COPTER ILS OR LOC RWY 30R, Amdt 1, CANCELLED
- Warroad, MN, Warroad Intl Memorial, RNAV (GPS) RWY 13, Orig
- Warroad, MN, Warroad Intl Memorial, RNAV (GPS) RWY 31, Orig
- Warroad, MN, Warroad Intl Memorial, NDB RWY 13, Amdt 2
- Warroad, MN, Warroad Intl Memorial, Takeoff Minimums and Obstacle DP, Orig
- Columbia, MS, Columbia-Marion County, RNAV (GPS) RWY 23, Orig
- Columbia, MS, Columbia-Marion County, VOR/DME OR GPS RWY 23, Amdt 4A, CANCELLED
- Fulton, MO, Elton Hensley Memorial, RNAV (GPS) RWY 5, Orig
- Fulton, MO, Elton Hensley Memorial, RNAV (GPS) RWY 23, Orig
- Fulton, MO, Elton Hensley Memorial, VOR/DME RNAV OR GPS RWY 5, Amdt 1, CANCELLED
- Fulton, MO, Elton Hensley Memorial, Takeoff Minimums and Obstacle DP, Orig
- Lamar, MO, Lamar Muni, RNAV (GPS) RWY 3, Orig
- Lamar, MO, Lamar Muni, NDB RWY 3, Amdt 1
- Lamar, MO, Lamar Muni, Takeoff Minimums and Obstacle DP, Orig
- Ozark, MO, Air Park South, VOR OR GPS RWY 17, Amdt 4B, CANCELLED
- Charlotte, NC, Charlotte/Douglas Intl, Takeoff Minimums and Obstacle DP, Amdt 3
- Concord, NC, Concord Rgnl, Takeoff Minimums and Obstacle DP, Amdt 2
- Gastonia, NC, Gastonia Muni, Takeoff Minimums and Obstacle DP, Amdt 4
- Fremont, NE, Fremont Muni, VOR RWY 14, Amdt 2
- Fremont, NE, Fremont Muni, Takeoff Minimums and Obstacle DP, Amdt 5
- Las Cruces, NM, Las Cruces Intl, ILS OR LOC RWY 30, Amdt 2A
- Cambridge, OH, Cambridge Muni, LOC/DME RWY 22, Amdt 1
- Lancaster, OH, Fairfield County, RNAV (GPS) RWY 10, Orig
- Lancaster, OH, Fairfield County, RNAV (GPS) RWY 28, Orig
- Lancaster, OH, Fairfield County, VOR/DME RNAV OR GPS RWY 10, Amdt 10A, CANCELLED
- Lancaster, OH, Fairfield County, NDB OR GPS RWY 28, Amdt 8A, CANCELLED
- Marion, OH, Marion Muni, RNAV (GPS) RWY 13, Orig
- Marion, OH, Marion Muni, NDB OR GPS RWY 13, Amdt 4B, CANCELLED
- Wadsworth, OH, Wadsworth Muni, Takeoff Minimums and Obstacle DP, Amdt 1
- Youngstown/Warren, OH, Youngstown-Warren Rgnl, ILS OR LOC RWY 14, Amdt 7
- Youngstown/Warren, OH, Youngstown-Warren Rgnl, ILS OR LOC RWY 32, Amdt 26
- Youngstown/Warren, OH, Youngstown-Warren Rgnl, NDB RWY 32, Amdt 19
- Youngstown/Warren, OH, Youngstown-Warren Rgnl, RNAV (GPS) RWY 14, Orig
- Youngstown/Warren, OH, Youngstown-Warren Rgnl, RNAV (GPS) RWY 32, Orig
- El Reno, OK, El Reno Regional, GPS RWY 35, Orig, CANCELLED
- Dubois, PA, Dubois Rgnl, RNAV (GPS) RWY 7, Orig-A
- Dubois, PA, Dubois Rgnl, VOR/DME RWY 7, Amdt 3A
- Dubois, PA, Dubois Rgnl, Takeoff Minimums and Obstacle DP, Amdt 1
- Newport, RI, Newport State, RNAV (GPS) RWY 16, Orig
- Newport, RI, Newport State, VOR/DME RWY 16, Amdt 1
- Rock Hill, SC, Rock Hill/York Co/Bryant Field, Takeoff Minimums and Obstacle DP, Orig
- Memphis, TN, Memphis Intl, Takeoff Minimums and Obstacle DP, Amdt 2
- Union City, TN, Everett-Stewart Regional, Takeoff Minimums and Obstacle DP, Orig
- Austin, TX, Lakeway Airpark, Takeoff Minimums and Obstacle DP, Amdt 1
- Graham, TX, Graham Muni, RNAV (GPS) RWY 3, Orig
- Graham, TX, Graham Muni, RNAV (GPS) RWY 21, Orig
- Graham, TX, Graham Muni, NDB OR GPS RWY 21, Amdt 2, CANCELLED
- Rutland, VT, Rutland State, LOC Y RWY 19, Amdt 2
- Rutland, VT, Rutland State, LOC Z RWY 19, Orig

Burlington, WI, Burlington Muni, RNAV (GPS) RWY 29, Orig  
Burlington, WI, Burlington Muni, VOR RWY 29, Amdt 8

The FAA published an Amendment in Docket No. 30591, Amdt No. 3254 to Part 97 of the Federal Aviation Regulations (Vol 73, FR No. 27, Page 7462 dated Friday, February 08, 2008) under section 97.33, effective March 13, 2008 which is hereby rescinded:  
Las Cruces, NM, Las Cruces Intl, ILS OR LOC RWY 30, Amdt 2A

[FR Doc. 08-933 Filed 3-7-08; 8:45 am]

BILLING CODE 4910-13-M

## DEPARTMENT OF HOMELAND SECURITY

### Bureau of Customs and Border Protection

#### 19 CFR Part 4

[CBP Dec. 08-02]

#### Addition of Lithuania to the List of Nations Entitled to Special Tonnage Tax Exemption

**AGENCY:** Customs and Border Protection, Department of Homeland Security.

**ACTION:** Final rule.

**SUMMARY:** Pursuant to information provided by the Department of State, Customs and Border Protection has found that no discriminating or countervailing duties are imposed by the government of Lithuania on vessels owned by citizens of the United States. Accordingly, vessels of Lithuania are exempt from special tonnage taxes and light money in ports of the United States. This document amends title 19 of the Code of Federal Regulations by adding Lithuania to the list of nations whose vessels are exempt from payment of any higher tonnage duties than are applicable to vessels of the United States and from the payment of light money.

**DATES:** This amendment is effective March 10, 2008. The exemption from special tonnage taxes and light money for vessels registered in Lithuania became applicable on February 13, 2002.

**FOR FURTHER INFORMATION CONTACT:** Glen Vereb, Regulations and Rulings, Office of International Trade, (202) 572-8724.

#### SUPPLEMENTARY INFORMATION:

##### Background

Generally, the United States imposes regular and special tonnage taxes, and a duty of a specified amount per ton,

called "light money," on all foreign vessels which enter U.S. ports (46 U.S.C. 60301-60303). However, vessels of a foreign country may be exempted from the payment of special tonnage taxes and light money upon presentation of satisfactory proof that the government of that foreign country does not impose discriminatory or countervailing duties to the disadvantage of the United States (46 U.S.C. 60304).

Section 4.22, Customs and Border Protection (CBP) regulations (19 CFR 4.22), lists those countries whose vessels have been found to be exempt from the payment of any higher tonnage duties than are applicable to vessels of the United States and from the payment of light money. The authority to amend this section of the CBP regulations has been delegated to the Chief, Trade and Commercial Regulations Branch, Regulations and Rulings, Office of International Trade.

By letter dated April 13, 2007, the Department of State informed CBP that the government of Lithuania does not impose discriminating or countervailing duties on vessels owned by citizens of the United States. Accordingly, the Department of State recommended that Lithuania be added to the list of countries whose vessels are exempt from special tonnage taxes and light money in ports of the United States, effective February 13, 2002.

##### Finding

On the basis of the above-mentioned information from the Department of State regarding the absence of discriminating or countervailing duties imposed by the government of Lithuania on vessels owned by citizens of the United States, CBP has determined that vessels of Lithuania are exempt from the payment of special tonnage tax and light money, effective February 13, 2002. The CBP regulations are amended accordingly.

##### Inapplicability of Notice and Delayed Effective Date

Because this amendment merely implements a statutory requirement and confers a benefit upon the public, CBP has determined that notice and public procedure are unnecessary pursuant to section 553(b)(B) of the Administrative Procedure Act (APA) (5 U.S.C. 553(b)(B)). Further, for the same reasons, good cause exists for dispensing with a delayed effective date under section 553(d)(3) of the APA (5 U.S.C. 553(d)(3)).

## Regulatory Flexibility Act and Executive Order 12866

Because no notice of proposed rulemaking is required, the provisions of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) do not apply. This amendment does not meet the criteria for a "significant regulatory action" as specified in Executive Order 12866.

### Signing Authority

This document is being issued by CBP in accordance with § 0.1(b)(1) of the CBP regulations (19 CFR 0.1(b)(1)).

### List of Subjects in 19 CFR Part 4

Cargo vessels, Customs duties and inspection, Maritime carriers, Vessels.

### Amendment to the CBP Regulations

■ For the reasons set forth above, part 4 of title of the Code of Federal Regulations (19 CFR part 4) is amended as set forth below.

## PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

■ 1. The general authority citation for part 4 and the specific authority for § 4.22 are revised to read as follows:

**Authority:** 5 U.S.C. 301; 19 U.S.C. 66, 1431, 1433, 1434, 1624, 2071 note; 46 U.S.C. 501, 60105.

\* \* \* \* \*

Section 4.22 also issued under 46 U.S.C. 60301, 60302, 60303, 60304, 60305, 60306, 60312, 60503;

\* \* \* \* \*

### § 4.22 [Amended]

■ 2. Section 4.22 is amended by adding "Lithuania" in appropriate alphabetical order.

Dated: March 5, 2008.

**Craig A. Walker**

*Acting Chief, Trade and Commercial Regulations Branch, Regulations and Rulings, Office of International Trade.*

[FR Doc. E8-4641 Filed 3-7-08; 8:45 am]

BILLING CODE 9111-14-P

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

#### 21 CFR Part 522

#### Implantation or Injectible Dosage Form New Animal Drugs; Change of Sponsor; Ferric Oxide Injection; Gleptoferron Injection; Iron Dextran Complex Injection; Iron Hydrogenated Dextran Injection

**AGENCY:** Food and Drug Administration, HHS.