

SUPPLEMENT NO. 4 TO PART 744—ENTITY LIST—Continued

Country	Entity	License requirement	License review policy	Federal Register citation
*	* Yip Kum Kuan, 36 Lorong N Telok Kurau, Unit #03-03, Singapore 425160.	* For all items subject to the EAR. (See § 744.11 of the EAR).	* Presumption of denial	* 73 FR [INSERT FR PAGE NUMBER] 12/5/08.
United Arab Emirates ..	* Advanced Technology General Trading Company, U.A.E. (See alternate address under Kuwait).	* For all items subject to the EAR. (See § 744.11 of the EAR).	* Presumption of denial	* 73 FR 54509 9/22/08. 73 FR [INSERT FR PAGE NUMBER] 12/5/08.
United Kingdom .....	* Brian Douglas Woodford (See alternate address under Singapore).	* For all items subject to the EAR. (See § 744.11 of the EAR).	* Presumption of denial	* 73 FR [INSERT FR PAGE NUMBER] 12/5/08.
	* Farshid Gillardian, a.k.a., Isaac Gill, Isaac Gillardian, London, United Kingdom.	* For all items subject to the EAR. (See § 744.11 of the EAR).	* Presumption of denial	* 73 FR [INSERT FR PAGE NUMBER] 12/5/08.
	* MCES, London, United Kingdom .....	* For all items subject to the EAR. (See § 744.11 of the EAR).	* Presumption of denial	* 73 FR [INSERT FR PAGE NUMBER] 12/5/08.

Dated: December 2, 2008.

**Christopher R. Wall,**  
Assistant Secretary for Export Administration.

[FR Doc. E8-28872 Filed 12-4-08; 8:45 am]

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**DEPARTMENT OF COMMERCE**

**National Oceanic and Atmospheric Administration**

**15 CFR Part 902**

[Docket No. 0811251525-81526-01]

RIN 0648-AS36

**Endangered Fish and Wildlife; Final Rule To Implement Speed Restrictions To Reduce the Threat of Ship Collisions With North Atlantic Right Whales**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Final rule; OMB approval of collection-of-information requirements.

**SUMMARY:** NMFS announces approval by the Office of Management and Budget (OMB) of collection-of-information requirements contained in regulations implementing speed restrictions to reduce the incidence and severity of ship collisions with North Atlantic right whales.

**DATES:** Effective December 9, 2008.

**ADDRESSES:** Written comments regarding burden-hour estimates or other aspects of the collection-of-information requirements contained in this final rule may be submitted to NMFS, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910.

**FOR FURTHER INFORMATION CONTACT:** Gregory Silber, Ph.D., or Shannon Bettridge, Ph.D., Fishery Biologists, Office of Protected Resources, NMFS, at (301) 713-2322.

**SUPPLEMENTARY INFORMATION:**

**Electronic Access**

This **Federal Register** document is also accessible at the Web site of the Office of the Federal Register: <http://www.gpoaccess.gov/fr/index.html>.

**Background**

On October 10, 2008, NMFS published a final rule implementing speed restrictions to reduce the incidence and severity of ship collisions with North Atlantic right whales (73 FR 60173). That final rule contained a collection-of-information requirement subject to the Paperwork Reduction Act (PRA) that had not yet been approved by OMB. Specifically, 50 CFR 224.105(c) requires a logbook entry to document that a deviation from the 10-knot speed limit was necessary for safe maneuverability under certain conditions.

On October 30, 2008, OMB approved the collection-of-information

requirements contained in the October 10, 2008, final rule. NMFS announces that the collection-of-information requirements are approved under Control Number 0648-0580, with an expiration date of April 30, 2009.

**List of Subjects in 15 CFR Part 902**

Reporting and recordkeeping requirements.

Dated: December 1, 2008.

**Samuel D. Rauch III,**

Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service.

■ For the reasons stated in the preamble, 15 CFR part 902 is amended as follows:

**PART 902—NOAA INFORMATION COLLECTION REQUIREMENTS UNDER THE PAPERWORK REDUCTION ACT: OMB CONTROL NUMBERS**

■ 1. The authority citation for part 902 continues to read as follows:

**Authority:** 44 U.S.C. 3501 *et seq.*

■ 2. In § 902.1, the table in paragraph (b) under “50 CFR” is amended by adding a new entry in numerical order to read as follows:

**§ 902.1 OMB control numbers assigned pursuant to the Paperwork Reduction Act.**

\* \* \* \* \*

CFR part or section where the information collection requirement is located	Current OMB control number (All numbers begin with 0648-)
50 CFR	
224.105(c) .....	-0580

[FR Doc. E8-28874 Filed 12-4-08; 8:45 am]  
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**DEPARTMENT OF THE INTERIOR**

**Bureau of Indian Affairs**

**25 CFR Part 293**

**RIN 1076-AE99**

**Class III Tribal State Gaming Compact Process**

**AGENCY:** Bureau of Indian Affairs, Interior.

**ACTION:** Final rule.

**SUMMARY:** This rule establishes procedures for Indian tribes and States to submit Tribal-State compacts and compact amendments, governing the conduct of class III gaming activities on the tribe's Indian lands located within that State, for review and approval by the Secretary of the Interior.

**DATES:** This rule is effective on January 5, 2009.

**FOR FURTHER INFORMATION CONTACT:** Paula Hart, Acting Director, Office of Indian Gaming, 1849 C Street, NW., Mail Stop 3657-MIB, Washington, DC 20240; Telephone: (202) 219-4066.

**SUPPLEMENTARY INFORMATION:**

- I. Authority
- II. Background
- III. Discussion of Comments Received on Proposed Rule
  - A. General Comments
  - B. Section 293.2 How are key terms defined in this part?
  - C. Section 293.3 What is a compact?
  - D. Section 293.4 What authority does the Secretary have to approve or disapprove compacts and amendments?
  - E. Section 293.5 When should the Indian tribe or State submit a compact or a compact amendment for review and approval?
  - F. Section 293.6 Are technical amendments subject to review and approval?
  - G. Section 293.7 Are extensions of compacts and amendments subject to review and approval?
  - H. Section 293.8 Who can submit a compact or amendment?

- I. Section 293.9 What documents must be submitted with a compact or amendment?
- J. Section 293.10 Where should a compact or amendment be submitted for review and approval?
- K. Section 293.11 How long will the Secretary take to review a compact or amendment?
- L. Section 293.12 When will the 45-day timeline be triggered?
- M. Section 293.13 What happens if the Secretary does not act on the compact or amendment within the 45-day review period?
- N. Section 293.14 Who can withdraw a compact or amendment after it has been received by the Secretary?
- O. Section 293.15 When may the Secretary disapprove a compact or amendment?
- P. Section 293.16 When does an approved or considered-to-have-been-approved compact or amendment take effect?
- IV. Changes to Proposed Rule
- V. Procedural Requirements
  - A. Regulatory Planning and Review (Executive Order 12866)
  - B. Regulatory Flexibility Act
  - C. Small Business Regulatory Enforcement Fairness Act (SBREFA)
  - D. Unfunded Mandates Act
  - E. Takings Implication Assessment (Executive Order 12630)
  - F. Federalism (Executive Order 13132)
  - G. Civil Justice Reform (Executive Order 12988)
  - H. National Environmental Policy Act
  - I. Paperwork Reduction Act
  - J. Consultation and Coordination With Indian Tribal Governments (Executive Order 13175)
  - K. Effects on the Nation's Energy Supply (Executive Order 13211)
  - L. Information Quality Act

**I. Authority**

The authority to issue this document is vested in the Secretary of the Interior by 5 U.S.C. 301 and 25 U.S.C. 2, 9, and 2710. The Secretary has delegated this authority to the Assistant Secretary—Indian Affairs by part 209 of the Departmental Manual.

**II. Background**

The Indian Gaming Regulatory Act (IGRA), 25 U.S.C. 2701-2721, was signed into law on October 17, 1988. IGRA authorizes class III gaming activities on Indian lands when authorized by an approved ordinance, located in a State that permits such gaming and conducted in conformance with a Tribal-State compact. See 25 U.S.C. 2710. The Indian tribe and State must submit each compact and compact amendment to the Secretary for approval or disapproval. See 25 U.S.C. 2710(d)(8)(A), (B) and (C).

On July 2, 2008, the Bureau of Indian Affairs (BIA) published a proposed rule

establishing the procedures for submitting Tribal-State compacts and compact amendments to the Secretary for approval. See 73 FR 37907. The original comment period ended on September 2, 2008. BIA extended the comment period until September 22, 2008. See 73 FR 51255 (September 2, 2008).

**III. Discussion of Comments Received on Proposed Rule**

During the public comment period, the Department received a total of 15 comments from Indian tribes, individual commenters, States, State associations, and non-profit organizations. The following discussion provides a summary of general and section-specific comments, and the Department's responses to those comments. The section-specific comments below are organized according to the sections listed in the proposed rule.

**A. General Comments**

One comment commended the Secretary for publishing these regulations.

One comment requested that the rule require the surrounding communities to approve compacts or amendments before they may become effective.

*Response:* This recommendation was not adopted because the Secretary does not have the authority to require such approval by surrounding communities. Publication in the **Federal Register** serves as notice to the public, including surrounding communities, before compacts or amendments become effective. See section 293.15 of the final rule. Each State's compact approval process is a matter of State law and governs whether surrounding communities can provide input.

One comment suggested that throughout the rule we add "substantive" in every instance we used the word "amendment."

*Response:* This comment applied to the proposed rule because the proposed rule subjected only substantive comments to Secretarial review and approval. The final rule subjects all amendments, whether substantive or technical, to Secretarial review and approval; therefore, the comment requesting that we specify that amendments refer to substantive amendments only is no longer applicable.

One comment suggested adding language to clarify the Department's position on "Indian lands."

*Response:* This regulation addresses the process for submission by tribes and States and consideration by the Secretary of Class III Tribal-State