

economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority.

This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of the airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it amends a portion of the en route structure to enhance the safe and efficient use of the NAS in northern Florida.

#### Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1E, "Environmental Impacts: Policies and Procedures," paragraph 311a and 311b. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

#### List of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

#### Adoption of the Amendment

■ In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

#### **PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS**

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

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

##### **§ 71.1 [Amended]**

■ 2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.9T, Airspace Designations and Reporting Points, dated August 27, 2009, and effective September 15, 2009, is amended as follows:

#### *Paragraph 2006 United States Area Navigation Routes.*

\* \* \* \* \*

#### **Q-108 GADAY to HKUNA [Revised]**

GADAY Lat. 31°02'28" N., Long. 86°08'02" W.

IZZEY Lat. 30°56'59" N., Long. 85°30'14" W.

FRNKS Lat. 30°41'58" N., Long. 83°46'33" W.

HKUNA Lat. 30°36'02" N., Long. 83°05'36" W.

\* \* \* \* \*

Issued in Washington, DC, on December 4, 2009.

**Kelly J. Neubecker,**

*Acting Manager, Airspace and Rules Group.*

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**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 71

[Docket No. FAA-2009-0824; Airspace Docket No. 09-AAL-11]

RIN 2120-AA66

#### Revision of Colored Federal Airways; Alaska

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

**ACTION:** Final rule.

**SUMMARY:** This action revises two Colored Federal Airways, Green 16 (G-16), and Blue 26 (B-26), in Alaska. The FAA is taking this action in preparation of the eventual decommissioning of the Barter Island (BTI) Non-directional Beacon (NDB) at the Village of Kaktovik, Alaska.

**DATES:** Effective 0901 UTC, February 11, 2009. The Director of the Federal Register approves this incorporation by reference action under 1 CFR part 51, subject to the annual revision of FAA Order 7400.9 and publication of conforming amendments.

**FOR FURTHER INFORMATION CONTACT:** Ken McElroy, Airspace and Rules Group, Office of System Operations Airspace and AIM, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone: (202) 267-8783.

#### **SUPPLEMENTARY INFORMATION:**

##### **History**

On October 5, 2009, the FAA published in the **Federal Register** a notice of proposed rulemaking (NPRM) to establish two Colored Federal Airways in Alaska (74 FR 51098).

Interested parties were invited to participate in this rulemaking effort by submitting written comments on this proposal. No comments were received in response to the NPRM. The NPRM inadvertently stated that T-73 was established to continue IFR service to the Village of Kaktovik, Alaska, it should have read T-273. With the exception of this editorial change, this amendment is the same as that published in the notice of proposed rulemaking.

#### **The Rule**

This action amends Title 14, Code of Federal Regulations (14 CFR) part 71, by revising two Colored Federal Airways, G-16 and B-26 by removing the segment to the BTI NDB from each airway description. In a separate action, one Area Navigation (RNAV) route T-228 was revised, and T-273 was established to continue IFR service to the Village of Kaktovik, Alaska. The BTI NDB decommissioning proposal was publicly circulated in notice number 06-AAL-49NR. After reviewing public comment, the FAA decided that keeping the NDB was not feasible and that it should be decommissioned.

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. Therefore, this regulation: (1) Is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under Department of Transportation (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.

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority.

This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is

within the scope of that authority as it revises Colored Federal Airways in Alaska.

**Environmental Review**

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1E, Environmental Impacts: Policies and Procedures, paragraph 311a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

**List of Subjects in 14 CFR Part 71**

Airspace, Incorporation by reference, Navigation (air).

**Adoption of the Amendment**

■ In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

**PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS**

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

**Authority:** 49 U.S.C. 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

**§ 71.1 [Amended]**

■ 2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.9T, Airspace Designations and Reporting Points, signed August 27, 2009, and effective September 15, 2009, is to be amended as follows:

*Paragraph 6009(a) Green Federal Airways.*  
\* \* \* \* \*

**G–16 [Revised]**

From Point Lay, AK, NDB; Wainwright Village, AK, NDB; Browerville, AK, NDB; Nuiqsut Village, AK, NDB; to Put River, AK, NDB.  
\* \* \* \* \*

*Paragraph 6009(d) Blue Federal Airways.*  
\* \* \* \* \*

**B–26 [Revised]**

From Chena, AK, NDB, to Yukon River, AK, NDB.  
\* \* \* \* \*

Issued in Washington, DC, December 3, 2009.

**Kenneth L. McElroy,**  
*Acting Manager, Airspace and Rules Group.*  
[FR Doc. E9–29396 Filed 12–10–09; 8:45 am]

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**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Food and Drug Administration**

**21 CFR Parts 510 and 522**

[Docket No. FDA–2009–N–0665]

**New Animal Drugs; Change of Sponsor; Azaperone**

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

**ACTION:** Final rule.

**SUMMARY:** The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect a change of sponsor for a new animal drug application (NADA) from Schering-Plough Animal Health Corp. to Janssen Pharmaceutica NV.

**DATES:** This rule is effective December 11, 2009.

**FOR FURTHER INFORMATION CONTACT:** David R. Newkirk, Center for Veterinary Medicine (HFV–100), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 240–276–8307, e-mail: *david.newkirk@fda.hhs.gov*.

**SUPPLEMENTARY INFORMATION:** Schering-Plough Animal Health Corp., 556 Morris Ave., Summit, NJ 07901, has informed FDA that it has transferred ownership of, and all rights and interest in, approved NADA 115–732 for STRESNIL (azaperone) Injection to Janssen Pharmaceutica NV, Turnhoutseweg 30, B–2340 Beerse, Belgium. Accordingly, the agency is amending the regulations in 21 CFR 522.150 to reflect the transfer of ownership and a current format.

In addition, Janssen Pharmaceutica NV is not currently listed in the animal drug regulations as a sponsor of an approved application. Accordingly, 21 CFR 510.600(c) is being amended to add entries for this sponsor.

This rule does not meet the definition of “rule” in 5 U.S.C. 804(3)(A) because it is a rule of “particular applicability.” Therefore, it is not subject to the congressional review requirements in 5 U.S.C. 801–808.

**List of Subjects**

*21 CFR Part 510*

Administrative practice and procedure, Animal drugs, Labeling, Reporting and recordkeeping requirements.

*21 CFR Part 522*

Animal drugs.

■ Therefore, under the Federal Food, Drug and Cosmetic Act and under authority delegated to the Commissioner of Food and Drugs and redelegated to

the Center for Veterinary Medicine, 21 CFR parts 510 and 522 are amended as follows:

**PART 510—NEW ANIMAL DRUGS**

■ 1. The authority citation for 21 CFR part 510 continues to read as follows:

**Authority:** 21 U.S.C. 321, 331, 351, 352, 353, 360b, 371, 379e.

■ 2. In § 510.600, in the table in paragraph (c)(1), alphabetically add an entry for “Janssen Pharmaceutica NV”; and in the table in paragraph (c)(2), numerically add an entry for “012578” to read as follows:

**§ 510.600 Names, addresses, and drug labeler codes of sponsors of approved applications.**

\* \* \* \* \*  
(c) \* \* \*  
(1) \* \* \*

Firm name and address	Drug labeler code
* * * * *	* * *
Janssen Pharmaceutica NV, Turnhoutseweg 30, B–2340 Beerse, Belgium	012578
* * * * *	* * *
(2) * * *	
Drug labeler code	Firm name and address
* * *	* * *
012578	Janssen Pharmaceutica NV, Turnhoutseweg 30, B–2340 Beerse, Belgium
* * *	* * *

\* \* \* \* \*

**PART 522—IMPLANTATION OR INJECTABLE DOSAGE FORM NEW ANIMAL DRUGS**

■ 3. The authority citation for 21 CFR part 522 continues to read as follows:

**Authority:** 21 U.S.C. 360b.

■ 4. Revise § 522.150 to read as follows:

**§ 522.150 Azaperone.**

(a) *Specifications.* Each milliliter of solution contains 40 milligrams (mg) azaperone.

(b) *Sponsor.* See No. 012578 in § 510.600(c) of this chapter.

(c) *Conditions of use—(1) Indications for use.* For control of aggressiveness when mixing or regrouping weanling or feeder pigs weighing up to 80 pounds.

(2) *Dosage.* 2.2 mg per kilogram (1 mg per pound) by deep intramuscular injection.