

PART 502—RULES OF PRACTICE AND PROCEDURES

8. The authority citation for Part 502 is revised to read as follows:

Authority: 5 U.S.C. 504, 551, 552, 553, 556(c), 559, 561–569, 571–596; 12 U.S.C. 1141j(a); 18 U.S.C. 207; 26 U.S.C. 501(c)(3); 28 U.S.C. 2112(a); 31 U.S.C. 9701; 46 U.S.C. app. 817, 820, 821, 826, 841a, 1114(b), 1705, 1707–1711, 1713–1716; E.O. 11222 of May 8, 1965 (30 FR 6469); 21 U.S.C. 853a; and Pub. L. 88–777 (46 U.S.C. app. 817d, 817e).

9. Section 502.42 is revised to read as follows:

§ 502.42 Bureau of Enforcement.

The Director, Bureau of Enforcement, shall be a party to all proceedings governed by the rules in this part, except that in complaint proceedings under § 502.62, the Director may become a party only upon leave to intervene granted pursuant to § 502.72, and in rulemaking proceedings, the Director may become a party by designation, if the Commission determines that the circumstances of the proceeding warrant such participation. The Director or the Director's representative shall be served with copies of all papers, pleadings, and documents in every proceeding in which the Bureau of Enforcement is a party. The Bureau of Enforcement shall actively participate in any proceeding to which the Director is a party, to the extent required in the public interest, subject to the separation of functions required by section 5(c) of the Administrative Procedure Act. (See § 502.224.) [Rule 42.]

§ 502.68 [Amended]

In § 502.68, *Declaratory orders and fee*, paragraph (f)(1) is amended by removing the words "Hearing Counsel" and adding in their place the word "Enforcement".

§ 502.221 [Amended]

11. In § 502.221, *Briefs; requests for findings*, paragraph (c) is amended by removing the words "Hearing Counsel" and adding in their place the words "the Bureau of Enforcement".

§ 502.604 [Amended]

12. In § 502.604, *Compromise of penalties; Relation to assessment proceedings*, paragraph (g) is amended by removing the words "Hearing Counsel" and adding in their place the word "Enforcement".

Appendix A to Subpart W—[Amended]

13. In *Appendix A to Subpart W—Example of Compromise Agreement*, paragraph 2 is amended by removing the words "Hearing Counsel" and

adding in their place the word "Enforcement" and The Approval and Acceptance clause is amended by removing the words "Hearing Counsel" and adding in their place the word "Enforcement".

PART 514—TARIFFS AND SERVICE CONTRACTS

14. The authority citation for Part 514 continues to read as follows:

Authority: 5 U.S.C. 552 and 553; 31 U.S.C. 9701; 46 U.S.C. app. 804, 812, 814–817(a), 820, 833a, 841a, 843, 844, 845, 845a, 845b, 847, 1702–1712, 1714–1716, 1718, 1721 and 1722; and sec. 2(b) of Pub. L. 101–92, 103 Stat. 601.

15. Section 514.7(m)(3) is revised to read:

§ 514.7 Service contracts in foreign commerce.

* * * * *

(m) * * *

(3) Production for audit within 30 days of request. Every common carrier or conference shall, upon written request of the FMC's Director, Bureau of Enforcement or any Area Representative, submit requested service contract records within 30 days from the date of the request.

PART 583—SURETY FOR NON-VESSEL-OPERATING COMMON CARRIERS

16. The authority citation for Part 583 continues to read as follows:

Authority: 5 U.S.C. 553; 31 U.S.C. 9701; 46 U.S.C. app. 1702, 1707, 1709, 1710–1712, 1716, and 1721.

§ 583.4 [Amended]

17. In § 583.4 *Financial responsibility requirements*, the undesignated paragraph following paragraph (d)(6)(ii), is amended by removing the words "other Commission's district offices located in New York, NY; New Orleans, LA; San Francisco, CA; Hato Rey, PR; Los Angeles, CA; Miami, FL; and Houston, TX" and adding in their place the words "Area Representative listed at 46 CFR 501.41(d)".

By the Commission.

Joseph C. Polking,

Secretary.

[FR Doc. 96–25061 Filed 9–30–96; 8:45 am]

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FEDERAL COMMUNICATIONS COMMISSION**47 CFR Parts 20 and 24**

[WT Docket No. 96–59; GN Docket No. 90–314; FCC 96–278]

Broadband Personal Communications Services; Correction

AGENCY: Federal Communications Commission.

ACTION: Correction to final rule.

SUMMARY: This document contains amendments to the final rules (47 CFR Parts 20 and 24) which were published July 1, 1996 (61 FR 33859). The rules relate to the competitive bidding and ownership regulations for Personal Communications Services in the 2 GHz band ("broadband PCS").

EFFECTIVE DATE: July 31, 1996.

FOR FURTHER INFORMATION CONTACT:

Mark Bollinger, Wireless Telecommunications Bureau, (202) 418–0660.

SUPPLEMENTARY INFORMATION:**Background**

The final regulations that are the subject of these corrections modify the competitive bidding and ownership provisions for broadband PCS.

Need for Correction

As published, the final rules contain errors which are misleading and are in need of clarification. Specifically, the amendatory language to 47 CFR § 20.6 incorrectly identified the newly added note as "Note 1 to § 20.6(d)." The correct designation of this note should be "Note 3 to § 20.6." Also, with regard to § 24.720, the amendatory language should have indicated that paragraph (l)(11)(ii) is omitted and paragraph (l)(11)(i) is redesignated as paragraph (l)(11).

Correction of Publication

Accordingly, the publication on July 1, 1996 of amendments to the final rules (47 CFR Parts 20 and 24), which were the subject of FR Doc. 96–16665, is corrected as follows:

§ 20.6 CMRS spectrum aggregation limit [Corrected]

On page 33867, the amendatory language to § 20.6 is corrected to read as follows, "Section 20.6 is amended by revising paragraphs (d)(2), (e) and adding a new Note 3 to § 20.6. * * *"

§ 24.720 Definitions [Corrected]

On page 33869, in the first column, the amendatory language to § 24.720 is corrected to read as follows, "Section

24.720 is amended by revising the heading of paragraph (b); redesignating paragraphs (b)(2) and (b)(3) as paragraphs (b)(3) and (b)(4) and revising them; redesignating paragraph (l)(11)(i) as paragraph (l)(11) and removing paragraph (l)(11)(ii); adding new paragraphs (b)(2) and (b)(5); and revising paragraphs (c)(2), (e), (f), (g), (j)(2), (n)(1), (n)(3) and (n)(4) * * *."

As corrected, paragraph (l)(11) reads as follows:

§ 24.720 Definitions.

* * * * *

(l) * * *

(11) For purposes of §§ 24.709(a)(2) and paragraphs (b)(2) and (d) of this section, Indian tribes or Alaska Regional or Village Corporations organized pursuant to the Alaska Native Claims Settlement Act (43 U.S.C. 1601 *et seq.*), or entities owned and controlled by such tribes or corporations, are not considered affiliates of an applicant (or licensee) that is owned and controlled by such tribes, corporations or entities, and that otherwise complies with the requirements of § 24.709 (b)(3) and (b)(5) or § 24.709 (b)(4) and (b)(6), except that gross revenues derived from gaming activities conducted by affiliated entities pursuant to the Indian Gaming Regulatory Act (25 U.S.C. 2701 *et seq.*) will be counted in determining such applicant's (or licensee's) compliance with the financial requirements of § 24.709(a) and paragraphs (b) and (d) of this section, unless such applicant establishes that it will not receive a substantial unfair competitive advantage because significant legal constraints restrict the applicant's ability to access such gross revenues.

* * * * *

Dated: September 25, 1996.

Federal Communications Commission
Kathleen O'Brien Ham,
Chief, Auctions Division, Wireless
Telecommunications Bureau.

[FR Doc. 96-25136 Filed 9-30-96; 8:45 am]

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INTERNATIONAL DEVELOPMENT COOPERATION AGENCY

Agency for International Development

**48 CFR Parts 702, 706, 715, 716, 722,
726, 733, 737, and 752**

[AIDAR Notice 96-1]

RIN 0412-AA29

Miscellaneous Amendments to Acquisition Regulations; Corrections

AGENCY: U.S. Agency for International
Development (USAID), IDCA.

ACTION: Final rule; Correction.

SUMMARY: This document contains corrections to rule document 96-18495, AIDAR Notice 96-1, Miscellaneous Amendments to Acquisition Regulations, in the issue of Friday, July 26, 1996 (61 FR 39089).

EFFECTIVE DATE: October 31, 1996.

FOR FURTHER INFORMATION CONTACT:
M/OP/P, Ms. Diane M. Howard, (703)
875-1310.

SUPPLEMENTARY INFORMATION: AIDAR Notice 96-1, Miscellaneous Amendments to Acquisition Regulations, published on July 26, 1996 (61 FR 39089), contained 59 amendments to the AID Acquisition Regulation (AIDAR). Several omissions from and errors in the Notice have been identified and require corrective action. The specific corrections to the Notice are:

(1) The Preamble and section 702.170-13 are corrected to show the new Agency Procurement Executive.

(2) Three amendments, numbers 15, 18 and 46, should have included language to reserve the section heading (in #15 for section 715.605), the Subpart heading (in #18 for Subpart 716.5) and the Part heading (in #46 for Part 737), respectively.

(3) Amendment 26 redesignated section 722.103-70 as 722.103-1 which already existed with the title "Definitions". This part of the Amendment should have removed the heading "722.103-70 Compensatory time off." and allowed the definition that followed this heading to fall under the existing 722.103-1. The entire instruction is corrected, even though the remaining instructions under this Amendment were right.

(4) Section 726.302 was omitted from the chart in Amendment 37 and should have been redesignated as 726.7008, and the heading for subpart 726.3 should be removed; further, several references in section 706.302-71 require correction due to the redesignations of 726.101 to 726.7002 and 726.103 to 726.7004.

(5) FAC 90-40 was published on the same day as AIDAR Notice 96-1 and contained changes to FAR 33.103 which in turn rendered incorrect references in Amendment 43, which revised new sections 733.103-71 and 733.103-72.

(6) Amendment 44 incorrectly redesignated sections 733.7101 and 733.7102 as 733.2701 and 733.2702, respectively; the correct redesignations should be 733.270-1 and 733.270-2, respectively.

(7) Amendment 58 incorrectly removed "living quarters allowance". The phrase that should have been removed was "temporary lodging allowance", since this is the term that "temporary quarters subsistence allowance" replaced in the Standardized Regulations (Government Civilians, Foreign Areas) upon which these allowances are based.

Correction of Publication

Accordingly, the publication on July 26, 1996 of final rule [AIDAR Notice 96-1] Miscellaneous Amendments to Acquisition Regulations (61 FR 39089), the subject of FR document 96-18495, is corrected as follows:

1. In the Preamble on page 39090, in the first column under D. Administrative Changes and Clarifications, items (2) through (9) are redesignated as (3) through (10) respectively, and insert item (2) to read as follows: "(2) Section 702.170-13 is amended to name the new Agency Procurement Executive."

702.170 [Corrected]

2. On page 39091 in the second column, between amendatory instruction 8 and the heading for Part 706—Competition Requirements, insert the following:

8a. Paragraph (b) of section 702.170-13 is amended in the first sentence by removing "Mr. Michael D. Sherwin, the Principal Deputy Assistant Administrator for Management" and replacing it with "Mr. Marcus L. Stevenson, the Director, Office of Procurement, Bureau for Management", in the second sentence by removing "Mr. Sherwin" and replacing it with "Mr. Stevenson", and in the third sentence by removing "Principal Deputy Assistant Administrator" and replacing it with "Director, Office of Procurement".

706.302-71 [Corrected]

3. On the same page and column, between amendatory instruction 9 and the heading for Part 709—Contractor Qualifications, insert the following: