

(End of Clause)

452.247-73 Packing for Overseas Shipment.

As prescribed in 447.305-10(c), insert the following clause:

PACKING FOR OVERSEAS SHIPMENT (FEB 1988)

Supplies shall be packed for overseas shipment in accordance with the best commercial export practice suitable for water movement to arrive undamaged at ultimate destination.

(End of Clause)

PART 453—FORMS

Sec.

453.000 Scope of part.

Subpart 453.1—General

453.103 Exceptions.

453.108 Recommendations concerning forms.

Subpart 453.2—Prescription of Forms

453.200 Scope of subpart.

453.213 Simplified Acquisition and other simplified purchase procedures (AD-838).

453.270 Request for contract action (AD-700).

Subpart 453.3—Illustrations of Forms

453.300 Scope of subpart.

453.303 Agency forms.

453.303-700 Procurement Request (AD-700).

453.303-838 Purchase Order (AD-838).

Authority: 5 U.S.C. 301 and 40 U.S.C. 486(c).

§ 453.000 Scope of part.

This part:

- (a) Prescribes USDA (AD) forms for use in acquisition,
- (b) Contains requirements and information generally applicable to AD forms and forms prescribed by FAR part 53, and
- (c) Illustrates AD forms.

Subpart 453.1—General

453.103 Exceptions.

(a) The contracting officer shall submit a request for exceptions to forms prescribed in FAR part 53 through the head of the contracting activity (HCA) to the Senior Procurement Executive (SPE) for referral to the GSA.

(b) Requests for exceptions to AD forms prescribed in part 453 shall be handled as individual or class deviations, as appropriate (see subpart 401.4).

453.108 Recommendations concerning forms.

Contracting officers shall submit recommendations for new forms or to revise, eliminate, or consolidate forms

prescribed by FAR part 53 and part 453 through the HCA to the SPE.

Subpart 453.2—Prescription of Forms

453.200 Scope of subpart.

This subpart prescribes USDA (AD) forms for use in acquisition. Consistent with the approach used in FAR subpart 53.2, this subpart is arranged by subject matter, in the same order as, and keyed to, the parts of the AGAR in which the form usage requirements are addressed.

453.213 Simplified Acquisition and other simplified purchase procedures (AD-838).

Form AD-838, *Purchase Order*, is prescribed for use as a Simplified Acquisition Procedure/delivery order/task order document in lieu of OF 347 and OF 348 (see 413.505-1).

453.270 Request for contract action (AD-700).

Form AD-700, *Procurement Request*, may be used as a contract requisition document by contracting activities in USDA.

Subpart 453.3—Illustrations of Forms

453.300 Scope of subpart.

This subpart contains illustrations of USDA (AD) forms for use in acquisitions.

Forms are not illustrated in the Federal Register or Code of Federal Regulations. Individual copies may be obtained from any USDA contracting activity or the office of the SPE.

453.303 Agency forms.

453.303-700 Procurement Request (AD-700).

453.303-838 Purchase Order (AD-838).

[FR Doc. 96-25427 Filed 10-11-96; 8:45 am]

BILLING CODE 3410-98-P

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

48 CFR Part 1212

RIN 2105-AC-59

Revision of Department of Transportation Regulations; Correction

AGENCY: Office of the Secretary, DOT.

ACTION: Correction to final regulations.

SUMMARY: This document contains a correction to the final regulations published September 25, 1996, (61 FR 50248). The final regulations amended the Transportation Acquisition Regulation (TAR) to reflect restructuring

and modified coverage made necessary by the Federal Acquisition Streamlining Act of 1994.

EFFECTIVE DATE: October 25, 1996.

FOR FURTHER INFORMATION CONTACT: James F. Hawkins, Office of Acquisition and Grant Management, M-61, 400 Seventh Street, SW., Washington DC 20590: (202) 366-6688.

SUPPLEMENTARY INFORMATION:

Correction of Publication

Amendatory instruction 10, on page 50249, in the middle column, is corrected to remove the references to subparts 1213.1 (§ 1213.107-90) and 1213.5 (§ 1213.5). As corrected, amendatory instruction 10 reads as follows:

PART 1212—ACQUISITION OF COMMERCIAL ITEMS [RESERVED]

10. The heading of part 1212 is revised to read as set forth above.

David J. Litman,

Director of Acquisition and Grant Management.

[FR Doc. 96-25884 Filed 10-11-96; 8:45 am]

BILLING CODE 4910-62-P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 285

[I.D. 100296D]

Atlantic Tuna Fisheries; Adjustments

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

ACTION: Fishery reopenings; inseason transfer.

SUMMARY: NMFS has determined that the Atlantic bluefin tuna Angling category quota, as adjusted, has not been reached. Therefore, NMFS reopens the Angling category for school ABT for the northern area. The daily catch limit for the Angling category reopening is set at one school ABT per vessel. Additionally, NMFS adjusts the October subquota for the General category by transferring 30 metric tons (mt) from the Incidental Longline category, and reopens the General category fishery for all areas for one day. These actions are being taken to extend scientific data collection on certain size classes of ABT while preventing overharvest of the adjusted subquotas for the affected fishing categories. Closures will be strictly enforced.

EFFECTIVE DATES: The Angling category fishery for school ABT will open for the northern area beginning Saturday, October 12, at 1 a.m. local time and close on Monday, October 14, at 11:30 p.m. local time. The catch limit adjustment is effective for the duration of the reopening. The General category fishery for large medium and giant ABT will open for all areas beginning Friday, October 11, at 1 a.m. local time and close on Friday, October 11, at 11:30 p.m. local time.

FOR FURTHER INFORMATION CONTACT: John Kelly, 301-713-2347, or Mark Murray-Brown, 508-281-9260.

SUPPLEMENTARY INFORMATION: Regulations implemented under the authority of the Atlantic Tunas Convention Act (16 U.S.C. 971 *et seq.*) governing the harvest of ABT by persons and vessels subject to U.S. jurisdiction are found at 50 CFR part 285. Section 285.22 subdivides the U.S. quota recommended by the International Commission for the Conservation of Atlantic Tunas among the various domestic fishing categories.

NMFS is required, under § 285.20(b)(1), to monitor the catch and landing statistics and, on the basis of these statistics, to project a date when the catch of ABT will equal the quota and publish a Federal Register announcement to close the applicable fishery.

NMFS is authorized, under § 285.22(f), to make adjustments to quotas involving transfers between vessel categories if, during a single year quota period, it is determined, based on landing statistics, present year catch rates, effort, and other available information, that any category, is not likely to take its entire quota as previously allocated for that year.

Given that determination, the AA may transfer inseason any portion of the quota of any fishing category to any other fishing category or to the reserve after considering the following factors: (1) The usefulness of information obtained from catches of the particular category of the fishery for biological sampling and monitoring the status of the stock, (2) the catches of the particular gear segment to date and the likelihood of closure of that segment of the fishery if no allocation is made, (3) the projected ability of the particular gear segment to harvest the additional amount of Atlantic bluefin tuna before the anticipated end of the fishing season, and (4) the estimated amounts by which quotas established for other gear segments of the fishery might be exceeded.

Angling Category Reopening

Implementing regulations for the Atlantic tuna fisheries at § 285.22 provide for a quota of 138 mt of school ABT and 100 mt of large school/small medium ABT to be harvested from the regulatory area by vessels fishing under the Angling category quota during calendar year 1996. The school ABT quota is further subdivided into 65 mt for states Delaware and south and 73 mt for states New Jersey and north.

Based on catch estimates obtained through angler interviews, NMFS closed the southern school ABT fishery on July 25, 1996 (61 FR 38656, July 25, 1996) and the coastwide large school/small medium fishery on July 31, 1996 (61 FR 40352, August 2, 1996). Although catch estimates did not indicate that the quota was reached, NMFS closed the school ABT Angling category fishery for the northern area effective August 17, 1996 (61 FR 43027, August 20, 1996) due to the estimated landings exceeding the quotas for the school ABT southern area subquota and the coastwide large school/small medium ABT quota.

In accordance with the regulations, NMFS transferred 10 mt from the Inseason Reserve and reopened the school ABT Angling category fishery for the northern area effective September 13, 1996 (61 FR 48640, September 15, 1996), and for a second time September 28, 1996 (61 FR 50765, September 27, 1996). Now, NMFS has determined that, due to lower than expected fishing effort attributable to poor weather conditions, the full 10 mt still has not been taken. NMFS therefore reopens the school ABT Angling category fishery so that management and data collection objectives specified in the prior notice may be attained.

Catch Limit Adjustment

Implementing regulations for the Atlantic tuna fisheries at § 285.24 provide for a daily catch limit of school or large school ABT of one fish per angler. However, the AA has the authority to make adjustments to catch limits to effect maximum utilization of the available quota and a fair distribution of fishing opportunities. For this reason, the catch limit is adjusted to one school ABT per vessel per day for the duration of this reopening.

This action is being taken to extend the season for the Angling category, provide for fishing opportunities in the northern fishing area, and ensure additional collection of biological assessment and monitoring data without exceeding the adjusted quota.

General Category Quota Adjustment and Reopening

Implementing regulations for the Atlantic tuna fisheries at § 285.22 provide for a quota of 541 mt of large medium and giant ABT to be harvested from the regulatory area by vessels fishing under the General category quota during calendar year 1996. The General category ABT quota is further subdivided into monthly quotas to provide for broad temporal and geographic distribution of scientific data collection and fishing opportunities.

NMFS previously adjusted the General category October subquota to 60 mt for all areas, and announced a closure date of October 2, 1996 (61 FR 50765, September 27, 1996). No quota remains for the October period.

Under the implementing regulations at 50 CFR 285.22(f), the Assistant Administrator for Fisheries, NOAA (AA), has the authority to make adjustments to quotas involving transfers between categories after considering certain criteria.

The bluefin tuna have migrated to their summer feeding grounds in New England waters and incidental catch by longline vessels operating south of 34° N. lat. is no longer expected to occur. A total of 39 mt currently remains of the amount allocated to the Incidental longline category. Reallocating quota from the Incidental longline category would allow for the reopening of the General category fishery in October.

Such transfer responds to the four criteria listed above as follows: (1) General category landings are a major contributor to the collection of biological data on this fishery, (2) catch in the General category to date has precluded the October fishery as planned and this fishery cannot continue if no allocation is made, (3) the General category is projected to harvest the additional amount of Atlantic bluefin tuna before the anticipated end of the fishing season, and (4) the impact on other gear segments is minimal since sufficient quota remains for the Incidental category, the purse seine fishery is managed under individual quotas and other gear segments of the fishery have previously been closed.

For the reasons set forth above, NMFS exercises its regulatory authority to transfer 30 mt of ABT from the Incidental Longline category quota to the General category. Thus, the October General category quota is adjusted to 90 mt, with an additional 10 mt reserved for the New York Bight, and the General category fishery is reopened for one day. The New York Bight set-aside is not affected by this action. However, during

the one day opening, on October 11, 1996, large medium and giant ABT harvested and landed in the New York Bight area will be counted against the New York Bight set-aside quota.

Classification

This action is taken under 50 CFR 285.20(b), 50 CFR 285.22, and 50 CFR 285.24 and is exempt from review under E.O. 12866.

Authority: 16 U.S.C. 971 *et seq.*

Dated: October 8, 1996.

Bruce Morehead,

Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.
[FR Doc. 96-26261 Filed 10-9-96; 9:48 am]

BILLING CODE 3510-22-P

50 CFR Part 679

[Docket No. 960129019-6019-01; I.D. 100796C]

Fisheries of the Exclusive Economic Zone Off Alaska; Trawl Gear Rockfish Fishery in the Bering Sea and Aleutian Islands

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

ACTION: Closure.

SUMMARY: NMFS is closing the directed fishery for rockfish species of the genera *Sebastes* and *Sebastolobus* by vessels using trawl gear in the Bering Sea and Aleutian Islands management area (BSAI). This action is necessary to prevent exceeding the 1996 Pacific halibut bycatch mortality allowance apportioned to the trawl rockfish fishery in the BSAI.

EFFECTIVE DATE: 1200 hours, Alaska local time (A.l.t.), October 8, 1996, until 2400 hours, A.l.t., December 31, 1996.

FOR FURTHER INFORMATION CONTACT: Mary Furuness, 907-586-7228.

SUPPLEMENTARY INFORMATION: The groundfish fishery in the BSAI exclusive economic zone is managed by NMFS according to the Fishery Management Plan for the Groundfish Fishery of the Bering Sea and Aleutian Islands Area (FMP) prepared by the North Pacific Fishery Management Council under authority of the Magnuson Fishery Conservation and Management Act. Fishing by U.S. vessels is governed by regulations implementing the FMP at subpart H of 50 CFR part 600 and 50 CFR part 679.

The 1996 Pacific halibut mortality bycatch allowance for the BSAI trawl

rockfish fishery, which is defined at § 679.21(e)(3)(iv)(D), was established by the Final 1996 Harvest Specifications of Groundfish (61 FR 4311, February 5, 1996) as 110 metric tons.

The Director, Alaska Region, NMFS, has determined, in accordance with § 679.21(e)(7)(iv), that the 1996 mortality bycatch allowance of Pacific halibut apportioned to the trawl rockfish fishery in the BSAI has been caught. Therefore, NMFS is prohibiting directed fishing for rockfish species of the genera *Sebastes* and *Sebastolobus* by vessels using trawl gear in the BSAI.

Maximum retainable bycatch amounts for applicable gear types may be found in the regulations at § 679.20(e).

Classification

This action is taken under 50 CFR 679.21 and is exempt from review under E.O. 12866.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: October 8, 1996.

Bruce Morehead,

Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service.
[FR Doc. 96-26312 Filed 10-9-96; 11:44 am]

BILLING CODE 3510-22-F