

Written data or views, or requests for a public hearing on this application, should be submitted to the Director, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this application would be appropriate.

Concurrent with the publication of this notice in the **Federal Register**, NMFS is forwarding copies of this application to the Marine Mammal Commission and its Committee of Scientific Advisors.

SUPPLEMENTARY INFORMATION: The subject permit is requested under the authority of the Marine Mammal Protection Act of 1972, as amended (MMPA; 16 U.S.C. 1361 et seq.), the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 et seq.) and the regulations governing the taking, importing, and exporting of endangered fish and wildlife (50 CFR 222.23).

Ms. Straley proposes to conduct photo-identification scientific research on up to 1,000 humpback whales (*Megaptera novaeangliae*) from December 1, 1997, to November 30, 2002, in Alaska waters. The objective of the proposed research is to develop long-term sighting histories of individual humpback whales to assess stock structure, life history parameters, feeding behaviors, social behaviors of feeding populations, and population estimates. Up to 500 killer whales (*Orcinus orca*), 20 minke whales (*Balaenoptera acutorostrata*), 200 gray whales (*Eschrichtius robustus*), and 500 fin whales (*B. physalus*) may be opportunistically photo-identified during the course of the research.

In compliance with the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.), an initial determination has been made that the activity proposed is categorically excluded from the requirement to prepare an environmental assessment or environmental impact statement.

Dated: October 24, 1997.

Ann D. Terbush,

Chief, Permits and Documentation Division,
Office of Protected Resources, National
Marine Fisheries Service.

[FR Doc. 97-28833 Filed 10-30-97; 8:45 am]

BILLING CODE 3510-22-F

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Adjustment of an Import Limit and Sublimit for Certain Cotton and Man- Made Fiber Textile Products Produced or Manufactured in Fiji

October 27, 1997.

AGENCY: Committee for the
Implementation of Textile Agreements
(CITA).

ACTION: Issuing a directive to the
Commissioner of Customs increasing a
limit and sublimit.

EFFECTIVE DATE: November 4, 1997.

FOR FURTHER INFORMATION CONTACT: Ross
Arnold, International Trade Specialist,
Office of Textiles and Apparel, U.S.
Department of Commerce, (202) 482-
4212. For information on the quota
status of these limits, refer to the Quota
Status Reports posted on the bulletin
boards of each Customs port or call
(202) 927-5850. For information on
embargoes and quota re-openings, call
(202) 482-3715.

SUPPLEMENTARY INFORMATION:

Authority: Executive Order 11651 of March
3, 1972, as amended; section 204 of the
Agricultural Act of 1956, as amended (7
U.S.C. 1854); Uruguay Round Agreements
Act.

The current limit for Categories 338/
339/638/639 and sublimit for Categories
338-S/339-S/638-S/639-S are being
increased, respectively, for carryover
and carryforward.

A description of the textile and
apparel categories in terms of HTS
numbers is available in the
CORRELATION: Textile and Apparel
Categories with the Harmonized Tariff
Schedule of the United States (see
Federal Register notice 61 FR 66263,
published on December 17, 1996). Also
see 61 FR 54985, published on October
23, 1996.

The letter to the Commissioner of
Customs and the actions taken pursuant
to it are not designed to implement all
of the provisions of the the Uruguay
Round Agreements Act and the Uruguay
Round Agreement on Textiles and
Clothing, but are designed to assist only
in the implementation of certain of their
provisions.

Troy H. Cribb,

Chairman, Committee for the Implementation
of Textile Agreements.

**Committee for the Implementation of Textile
Agreements**

October 27, 1997.

Commissioner of Customs,
Department of the Treasury, Washington, DC
20229.

Dear Commissioner: This directive
amends, but does not cancel, the directive
issued to you on October 16, 1996, by the
Chairman, Committee for the Implementation
of Textile Agreements. That directive
concerns imports of certain cotton and man-
made fiber textile products, produced or
manufactured in Fiji and exported during the
twelve-month period which began on January
1, 1997 and extends through December 31,
1997.

Effective on November 4, 1997, you are
directed to increase the limit and sublimit for
the following categories, as provided for
under the Uruguay Round Agreements Act
and the Uruguay Round Agreement on
Textiles and Clothing:

Category	Adjusted twelve-month limit ¹
338/339/638/639	1,266,110 dozen of which not more than 977,923 dozen shall be in Categories 338-S/339-S/638- S/639-S ² .

¹ The limits have not been adjusted to ac-
count for any imports exported after December
31, 1996.

² Category 338-S: only HTS numbers
6103.22.0050, 6105.10.0010, 6105.10.0030,
6105.90.8010, 6109.10.0027, 6110.20.1025,
6110.20.2040, 6110.20.2065, 6110.90.9068,
6112.11.0030 and 6114.20.0005; Category
339-S: only HTS numbers 6104.22.0060,
6104.29.2049, 6106.10.0010, 6106.10.0030,
6106.90.2510, 6106.90.3010, 6109.10.0070,
6110.20.1030, 6110.20.2045, 6110.20.2075,
6110.90.9070, 6112.11.0040, 6114.20.0010
and 6117.90.9020; Category 638-S: all HTS
numbers except 6109.90.1007, 6109.90.1009,
6109.90.1013 and 6109.90.1025; Category
639-S: all HTS numbers except
6109.90.1050, 6109.90.1060, 6109.90.1065
and 6109.90.1070.

The Committee for the Implementation of
Textile Agreements has determined that
these actions fall within the foreign affairs
exception to the rulemaking provisions of 5
U.S.C.553(a)(1).

Sincerely,

Troy H. Cribb,

Chairman, Committee for the Implementation
of Textile Agreements.

[FR Doc.97-28928 Filed 10-30-97; 8:45 am]

BILLING CODE 3510-DR-F

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Consolidation and Amendment of Export Visa Requirements to Include the Electronic Visa Information System for Certain Cotton, Wool, Man-Made Fiber, Silk Blend and Other Vegetable Fiber Textiles and Textile Products Produced or Manufactured in Taiwan

October 29, 1997.

AGENCY: Committee for the
Implementation of Textile Agreements
(CITA).

ACTION: Issuing a directive to the Commissioner of Customs consolidating and amending visa requirements.

EFFECTIVE DATE: November 1, 1997.

FOR FURTHER INFORMATION CONTACT: Lori E. Mennitt, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 482-3400.

SUPPLEMENTARY INFORMATION:

Authority: Executive Order 11651 of March 3, 1972, as amended; section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854).

In exchange of letters, the American Institute in Taiwan (AIT) and the Taipei Economic and Cultural Representative Office (TECRO) agreed to amend the existing visa arrangement for textile products, produced or manufactured in Taiwan and exported on and after November 1, 1997. The amended arrangement consolidates existing and new provisions of the export visa arrangement, including provisions for the Electronic Visa Information System (ELVIS). In addition to the ELVIS requirements, shipments will continue to be accompanied by an original visa stamped on the front of the original commercial invoice issued by TECRO. Goods which currently require an exempt certificate shall not require an ELVIS transmission, but will continue to require the exempt certificate.

In the letter published below, the Chairman of CITA directs the Commissioner of Customs to amend the existing visa requirements for textile products produced or manufactured in Taiwan and exported on and after November 1, 1997.

A description of the textile and apparel categories in terms of HTS numbers is available in the **CORRELATION:** Textile and Apparel Categories with the Harmonized Tariff Schedule of the United States (see **Federal Register** notice 61 FR 66263, published on December 17, 1996). Also see 56 FR 26656, published on June 10, 1991.

Interested persons are advised to take all necessary steps to ensure that textile products that are entered into the United States for consumption, or withdrawn from warehouse for consumption, will meet the visa requirements set forth in the letter

published below to the Commissioner of Customs.

Troy H. Cribb,

Chairman, Committee for the Implementation of Textile Agreements.

Committee for the Implementation of Textile Agreements

October 29, 1997.

Commissioner of Customs,
Department of the Treasury, Washington, DC 20229.

Dear Commissioner: This directive amends, but does not cancel, the directive issued to you on June 5, 1991, by the Chairman, Committee for the Implementation of Textile Agreements, that directed you to prohibit entry of certain cotton, wool, man-made fiber, silk blend and other vegetable fiber textiles and textile products, produced or manufactured in Taiwan for which the Coordination Council for North American Affairs (CCNAA) has not issued an appropriate export visa or exempt certification.

Under the terms of section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854); and pursuant to the Export Visa Arrangement, effected by exchange of letters dated September 3 and 23, 1997, between the American Institute in Taiwan (AIT) and the Taipei Economic and Cultural Representative Office (TECRO) (formerly the CCNAA); and in accordance with the provisions of Executive Order 11651 of March 3, 1972, as amended, you are directed to prohibit, effective on November 1, 1997, entry into the Customs territory of the United States (i.e., the 50 states, the District of Columbia and the Commonwealth of Puerto Rico) for consumption and withdrawal from warehouse for consumption of cotton, wool, man-made fiber, silk blend and other vegetable fiber textiles and textile products in Categories 200-239, 300-369, 400-469, 600-670 and 800-899, including part categories and merged categories (see Annex I), produced or manufactured in Taiwan and exported on and after November 1, 1997 for which TECRO has not issued an appropriate export visa and Electronic Visa Information System (ELVIS) transmission or exempt certification fully described below. Should additional categories, part categories or merged categories become subject to import quota the entire category(s), part category(s) or merged category(s) shall be included in the coverage of this arrangement. Merchandise exported on or after the date the category(s) is added to the agreement or becomes subject to import quotas shall require a visa signifying the new designation.

A visa must accompany each commercial shipment of the aforementioned textile products. A circular stamped marking in blue ink will appear on the front of the original commercial invoice (also known as the Textile Export Visa). The original visa shall not be stamped on duplicate copies of the invoice. The original invoice with the original visa stamp will be required to enter the shipment into the United States. Duplicates of the invoice and/or visa may not be used for this purpose.

Each visa stamp shall include the following information:

1. The visa number. The visa number shall be in the standard nine digit letter format, beginning with one numeric digit for the last digit of the year of export, followed by the two character alpha country code specified by the International Organization for Standardization (ISO) (the code for Taiwan is "TW"), and a six digit numerical serial number identifying the shipment; e.g., 7TW123456.

2. The date of issuance. The date of issuance shall be the day, month and year on which the visa was issued.

3. The original signature of the issuing official of Taiwan.

4. The correct category(s), merged category(s), part category(s), quantity(s) and unit(s) of quantity in the shipment in the unit(s) of quantity provided for in the U.S. Department of Commerce Correlation and in the Harmonized Tariff Schedule of the United States, Annotated (HTS or successor documents) shall be reported in the spaces provided within the visa stamp (e.g., "Cat. 340-510 DOZ").

Quantities must be stated in whole numbers. Decimals or fractions will not be accepted. Merged category quota merchandise may be accompanied by either the appropriate merged category visa or the correct category visa corresponding to the actual shipment (e.g., quota Category 347/348 may be visaed as 347/348 or if the shipment consists solely of Category 347 merchandise, the shipment may be visaed as "Category 347," but not as "Category 348").

U.S. Customs shall not permit entry if the shipment does not have a visa, or if the visa number, date of issuance, signature, category, quantity or units of quantity are missing, incorrect or illegible, or have been crossed out or altered in any way. If the quantity indicated on the visa is less than that of the shipment, entry shall not be permitted. If the quantity indicated on the visa is more than that of the shipment, entry shall be permitted and only the amount entered shall be charged to any applicable quota.

If the visa is not acceptable then a new visa must be obtained from TECRO or its authorized agents or a waiver may be issued by the U.S. Department of Commerce at the request of TECRO or its authorized agents in Washington, DC., and presented to the U.S. Customs Service before any portion of the shipment will be released. The waiver, if used, only waives the requirement to present a visa with the shipment. It does not waive the quota requirement. Visa waivers will only be issued for classification disputes or for one time special purpose shipments that are not part of an ongoing commercial enterprise.

If the visaed invoice is deficient, the U.S. Customs Service will not return the original document after entry, but will provide a certified copy of that visaed invoice for use in obtaining a new correct original visaed invoice, or a visa waiver. A new visa number must begin with the numeric digit corresponding with the last digit of the year of export as previously stated.

The complete name and address of a company actually involved in the manufacturing process of the textile product covered by the visa shall be provided on the textile visa document.

ELVIS Requirements:

An ELVIS transmission as well as an export visa is required for each non-exempt entry subject to this directive.

A. Each ELVIS message will include the following information:

I. The visa number. The visa number shall be in the standard nine digit letter format, beginning with one numeric digit for the last digit of the year of export, followed by the two character alpha country code specified by the International Organization for Standardization (ISO) (the code for Taiwan is "TW"), and a six digit numerical serial number identifying the shipment; e.g., 7TW123456.

II. The date of issuance. The date of issuance shall be the day, month and year on which the visa was issued.

III. The correct category(s), merged category(s), part category(s), quantity(s) and unit(s) of quantity of the shipment in the unit(s) of quantity provided for in the U.S. Department of Commerce Correlation and in the Harmonized Tariff Schedule of the United States, Annotated (HTS or successor documents).

IV. The manufacturer ID number (MID). The MID shall begin with "TW," followed by the first three characters from each of the first two words of the name of the manufacturer, followed by the largest number on the address line up to the first four digits, followed by three letters from the city name.

B. Entry of a shipment shall not be permitted:

I. if an ELVIS transmission has not been received for the shipment from the country of origin;

II. if the ELVIS transmission for that shipment is missing any of the following:

- a. visa number
- b. category or part category
- c. quantity
- d. unit of measure
- e. date of issuance
- f. manufacturer ID number

III. if the ELVIS transmission for the shipment does not match the information supplied by the importer or the Customs Broker acting as an agent on behalf of the importer, with regard to any of the following:

- a. visa number
- b. category or part category
- c. unit of measure

IV. if the quantity being entered is greater than the quantity transmitted, or

V. if the visa number has previously been used, or canceled, except in the case of a split shipment, or if an entry has already been made using the visa number.

C. A new, correct ELVIS transmission from the country of origin is required before a shipment that has been denied entry for one of the circumstances mentioned in paragraph B.I-V will be released. Visa waivers will only be considered for circumstances described in paragraph B.I, if the shipment qualifies as a one time special purpose shipment that is not part of an ongoing commercial enterprise or for legitimate classification disputes.

D. A new correct ELVIS transmission from the country of origin is required for entries made using a visa waiver under the procedure described above.

E. Shipments will not be released for forty-eight hours in the event of a system failure.

If system failure exceeds forty-eight hours, for the remaining period of the system failure the U.S. Customs Service will release shipments on the basis of the paper visaed document.

F. If a shipment from Taiwan has been allowed entry into the commerce of the United States with an incorrect visa, no visa, an incorrect ELVIS transmission, or no ELVIS transmission, and redelivery is requested but cannot be made, the shipment will be charged to the correct category limit whether or not a replacement visa or waiver is provided or a new ELVIS message is transmitted.

Annex II lists all the exempt products which will require a "Non-Quota Exempt Certification."

Other Provision:

Merchandise imported for the personal use of the importer and not for resale, regardless of value, and properly marked commercial sample shipments valued at U.S.\$250 or less do not require a visa or exempt certification for entry and shall not be charged to the agreement levels. All other commercial shipments of the above mentioned require a visa along with an ELVIS transmission, or an exempt certification for entry.

Any shipment which is not accompanied by a valid and correct visa with an ELVIS transmission or exempt certification in accordance with the foregoing provisions shall be denied entry by the American Institute in Taiwan unless TECRO authorizes the entry and any charges to the agreement levels.

The actions taken concerning Taiwan with respect to imports of textiles and textile products in the foregoing categories have been determined by the Committee for the Implementation of Textile Agreements to involve foreign affairs functions of the United States. Therefore, these directions to the Commissioner of Customs, which are necessary for the implementation of such actions, fall within the foreign affairs exception to the rulemaking provisions of 5 U.S.C. 553(a)(1). This letter will be published in the **Federal Register**.

Sincerely,

Troy H. Cribb,

Chairman, Committee for the Implementation of Textile Agreements.

Annex I

Part Categories (Descriptions below are for general reference only. Other miscellaneous products may also be included.)

347-W Men's and boys' woven cotton pants: only HTS numbers
 6103.19.2015, 6103.19.9020,
 6103.22.0030, 6103.42.1020,
 6103.42.1040, 6103.49.8010,
 6112.11.0050, 6113.00.9038,
 6203.19.1020, 6203.19.9020,
 6203.22.3020, 6203.42.4005,
 6203.42.4010, 6203.42.4015,
 6203.42.4025, 6203.42.4035,
 6203.42.4045, 6203.49.8020,
 6210.40.9033, 6211.20.1520,
 6211.20.3810 and 6211.32.0040.

Annex I—Continued

348-W Women's and girls' woven cotton pants: only HTS numbers
 6204.12.0030, 6204.19.8030,
 6204.22.3040, 6204.22.3050,
 6204.29.4034, 6204.62.3000,
 6204.62.4005, 6204.62.4010,
 6204.62.4020, 6204.62.4030,
 6204.62.4040, 6204.62.4050,
 6204.62.4055, 6204.62.4065,
 6204.69.6010, 6204.69.9010,
 6210.50.9060, 6211.20.1550,
 6211.20.6810, 6211.42.0030 and
 6217.90.9050.

359-C Coveralls and overalls: only HTS numbers
 6103.42.2025,
 6103.49.8034, 6104.62.1020,
 6104.69.8010, 6114.20.0048,
 6114.20.0052, 6203.42.2010,
 6203.42.2090, 6204.62.2010,
 6211.32.0010, 6211.32.0025 and
 6211.42.0010.

359-H Headwear: only HTS numbers
 6505.90.1540 and 6505.90.2060.

359-O Other: all HTS numbers except those in Category 359-C and Category 359-H.

369-L Luggage: only HTS numbers
 4202.12.4000, 4202.12.8020,
 4202.12.8060, 4202.92.1500,
 4202.92.3015 and 4202.92.6090.

369-S Shop towels: only HTS number
 6307.10.2005.

369-O Other: all HTS numbers except those in Category 369-L and Category 369-S.

640-Y Shirts with two or more colors in the warp and/or filling: only HTS numbers
 6205.30.2010,
 6205.30.2020, 6205.30.2050 and
 6205.30.2060.

640-O Other shirts: all HTS numbers except those in Category 640-Y.

641-Y Blouses with two or more colors in the warp and/or filling: only HTS numbers
 6204.23.0050,
 6204.29.2030, 6206.40.3010 and
 6206.40.3025.

641-O Other blouses: all HTS numbers except those in Category 641-Y.

647-W Men's and boys' woven man-made fiber pants: only HTS numbers
 6203.23.0060, 6203.23.0070,
 6203.29.2030, 6203.29.2035,
 6203.43.2500, 6203.43.3500,
 6203.43.4010, 6203.43.4020,
 6203.43.4030, 6203.43.4040,
 6203.49.1500, 6203.49.2015,
 6203.49.2030, 6203.49.2045,
 6203.49.2060, 6203.49.8030,
 6210.40.5030, 6211.20.1525,
 6211.20.3820 and 6211.33.0030.

Annex I—Continued

- 648—W Women's and girls' woven man-made fiber pants: only HTS numbers 6204.23.0040, 6204.23.0045, 6204.29.2020, 6204.29.2025, 6204.29.4038, 6204.63.2000, 6204.63.3000, 6204.63.3510, 6204.63.3530, 6204.63.3532, 6204.63.3540, 6204.69.2510, 6204.69.2530, 6204.69.2540, 6204.69.2560, 6204.69.6030, 6204.69.9030, 6210.50.5035, 6211.20.1555, 6211.20.6820, 6211.43.0040 and 6217.90.9060.
- 659—C Coveralls and overalls: only HTS numbers 6103.23.0055, 6103.43.2020, 6103.43.2025, 6103.49.2000, 6103.49.8038, 6104.63.1020, 6104.63.1030, 6104.69.1000, 6104.69.8014, 6114.30.3044, 6114.30.3054, 6203.43.2010, 6203.43.2090, 6203.49.1010, 6203.49.1090, 6204.63.1510, 6204.69.1010, 6210.10.9010, 6211.33.0010, 6211.33.0017 and 6211.43.0010.
- 659—H Headwear: only HTS numbers 6502.00.9030, 6504.00.9015, 6504.00.9060, 6505.90.5090, 6505.90.6090, 6505.90.7090 and 6505.90.8090.
- 659—S Swimwear: only HTS numbers 6112.31.0010, 6112.31.0020, 6112.41.0010, 6112.41.0020, 6112.41.0030, 6112.41.0040, 6211.11.1010, 6211.11.1020, 6211.12.1010 and 6211.12.1020.
- 659—O Other: all HTS numbers except those in Category 659—C, Category 659—H and Category 659—S.
- 669—P Polypropylene bags: only HTS numbers 6305.32.0010, 6305.32.0020, 6305.33.0010, 6305.33.0020 and 6305.39.0000.
- 669—T Tents and tarpaulins: only HTS numbers 6306.12.0000, 6306.19.0010 and 6306.22.9030.
- 669—O Other: all HTS numbers except those in Category 669—P and Category 669—T.
- 670—H Handbags: only HTS numbers 4202.22.4030 and 4202.22.8050.
- 670—L Luggage: only HTS numbers 4202.12.8030, 4202.12.8070, 4202.92.3020, 4202.92.3030 and 4202.92.9025.
- 670—O Other: all HTS numbers except those in Category 670—H and Category 670—L.

Merged Categories and Subcategories

225/317/326
300/301/607
333/334/335
338/339
347/348
347—W/348—W
350/650
352/652
359—C/659—C
359—H/659—H
369—L/670—L/870
445/446
447/448
613/614/615/617

Annex I—Continued

619/620
625/626/627/628/629
633/634/635
633/634
638/639
645/646
647/648
647—W/648—W

Annex II

Exempt Products Requiring Exempt Certification

1. Pincushions.
2. Embroideries (needle work), of man-made fibers with designs embroidered with wool thread.
3. Hand-made carpets, i.e., in which the pile was inserted or knotted by hand.
4. Christmas or Easter ornaments having a non-textile core or a non-textile structural frame and man-made fiber textile covering.
5. Martial arts uniforms, such as Kung Fu, Karate, and Judo uniforms.
6. Toy (novelty) animals, birds or insects with a plastic wire or other non-textile core that are covered or decorated with a textile thread or fiber.
7. Traditional Chinese caps.
8. Traditional Chinese garments:
 - Jackets—three quarter length or shorter, or woven fabrics, usually with Chinese figures in the weave but may be plain/woven otherwise figured or printed. They have a low Mandarin collar, long sleeves and full frontal openings, with "front" type closures (looped fastenings made of braid, cording, etc., used with a matching knot or toggle of the same material.)
 - Fur or imitation fur-lined jackets— which may or may not be reversible and are otherwise identical in appearance and construction with the jackets described above.
 - Vests—sleeveless garments extending from the neck area to waist with or without pockets at the waist. They are otherwise identical in appearance and construction with the jackets described above.

[FR Doc. 97-29006 Filed 10-30-97; 8:45 am]

BILLING CODE 3510-DR-F

DEPARTMENT OF DEFENSE

Department of the Army

Movement of Foreign Military Sales (FMS) Shipments—Proposed Policy Change

AGENCY: Military Traffic Management Command.

ACTION: Notice.

SUMMARY: The Military Traffic management command (MTMC) proposes to change the application of the Guaranteed Traffic (GT) and related freight movement programs to include movement of Foreign Military Sales

(FMS) material. This proposed new policy was previously announced in the **Federal Register** on December 13, 1995, but was declared invalid on substantive and procedural grounds by the United States District Court for the District of Columbia in the case of *Munitions Carriers Conference, Inc., et al* versus *United States of America* 932F. Supp. 334 (D.D.C. June 19, 1996) ("MTMC I"). The government's appeal of that decision is presently pending before the United States Court of Appeals for the District of Columbia Circuit in Appeal No. 97-5119. Accordingly, MTMC does not propose to put the proposed policy into effect unless and until the District Court's decision in *MTMC I* is modified or reversed on appeal. The instant notice of proposed policy change is nevertheless being published at this time both to provide an opportunity for public comment on the proposed policy, and in an effort to address certain jurisdictional issues that might otherwise interfere with meaningful judicial review of the District Court's substantive ruling in *MTMC I*.

The policy change, if adopted, will be effective for new movements and for resolicited MTMC GT freight solicitations no earlier than 60 days after publication of this notice. This policy change will also apply, if adopted, to all other applicable effective MTMC GT movements and related freight movement programs. Carriers performing under existing GT agreements and related freight movement programs will be given the opportunity to voluntarily participate in the FMS movements. FMS movements will only be offered to those carriers who voluntarily participate. This policy change is the result of congressional repeal of most tariff requirements for motor carriers (other than carriers of household goods) in the Interstate Commerce Act.

DATES: This policy change, if adopted, will be effective no earlier than December 30, 1997. Interested parties are requested to submit comments on this proposal. All comments submitted within 60 days of publication of this notice will be considered prior to any decision on whether to adopt this proposal.

ADDRESSES: Comments should be addressed to Headquarters, Military Traffic Management Command, Room 117, 5611 Columbia Pike, Falls Church, VA 22041-5050, ATTN: MTTM-D (Barbara McGinnis).

FOR FURTHER INFORMATION CONTACT: Ms. Barbara McGinnis, (703) 681-6103.