

(5) As part of the annual review of basic agreements, basic ordering agreements, and blanket purchase agreements, contracting officers must modify these agreements to incorporate the clause at 252.204-7004, Required Central Contractor Registration.

(b) If the contracting officer determined that a prospective contractor is not registered in the CCR database and an exception to the registration requirements for the awarded does not apply (see 204.7302), the contracting officer must—

(1) If the needs of the requiring activity allow for a delay, proceed toward after the contractor is registered; or

(2) If the needs of the requiring activity do not allow for a delay, proceed to award to the next otherwise successful registered offeror, provided that written approval is obtained at one level above the contracting officer.

(c) Agencies must protect against improper disclosure of contractor CCR information.

(d) The contracting officer must, on contractual documents transmitted to the payment office, provide either the Commercial and Government Entity code or the DUNS number in accordance with agency procedures.

§ 204.7304 Contract clause.

Except as provided in 204.7302, use the clause at 252.204-7004, Required Central Contractor Registration, in solicitations and contracts.

PART 212—ACQUISITION OF COMMERCIAL ITEMS

8. Section 212.301 is amended by adding paragraph (b)(2) to read as follows:

§ 212.301 Solicitation provisions and contract clauses for the acquisition of commercial items.

(b)(2) Paragraph (b) of the provision at FAR 52.212-3 does not apply when the solicitation includes the clause at 252.204-7004, Required Central Contractor Registration.

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PART 213—SIMPLIFIED ACQUISITION PROCEDURES

9. Subpart 213.1 is added to read as follows:

Subpart 213.1—Procedures

Sec.

213.106-3 Award and documentation.

§ 213.106-3 Award and documentation.

(e) The procedures at FAR 13.106-3(e) do not apply when the contract includes

the clause at 252.204-7004, Required Central Contractor Registration.

PART 252—SOLICITATION PROVISIONS AND CONTRACT CLAUSES

10. Section 252.204-7001 is revised to read as follows:

§ 252.204-7001 Commercial and Government Entity (CAGE) Code Reporting.

As prescribed in 204.603(1), use the following provision:

Commercial and Government Entity (CAGE) Code Reporting (Aug 1999)

(a) The offeror is requested to enter its CAGE code on its offer in the block with its name and address. The CAGE code entered must be for that name and address. Enter "CAGE" before the number.

(b) If the offeror does not have a CAGE code, it may ask the Contracting Officer to request one from the Defense Logistics Information Service (DLIS). The Contracting Officer will—

(1) Ask the Contractor to complete section B of a DD Form 2051, Request for Assignment of a Commercial and Government Entity (CAGE) Code;

(2) Complete section A and forward the form to DLIS; and

(3) Notify the Contractor of its assigned CAGE code.

(c) Do not delay submission of the offer pending receipt of a CAGE code.

(End of provision)

PART 253—FORMS

11. Section 253.204-70 is amended by revising paragraph (b)(5)(ii)(F) (3) to read as follows:

§ 253.204-70 DD Form 350, Individual Contracting Action Report.

* * * * *

(b) * * *

(5) * * *

(ii) * * *

(F) * * *

(3) An agency or instrumentality of the Federal Government.

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 635

[Docket No. I.D. 071698B]

RIN 0648-AJ67

Atlantic Highly Migratory Species (HMS) Fisheries; Vessel Monitoring Systems

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

ACTION: Delay of effectiveness.

SUMMARY: NMFS delays the effective date of the Vessel Monitoring System established by 50 CFR 635.69, published May 28, 1999, from September 1, 1999 until January 1, 2000.

DATES: The effective date of the addition of 50 CFR 635.69, published May 28, 1999 (64 FR 29090), is delayed until January 1, 2000.

ADDRESSES: Copies of the Highly Migratory Species Fishery Management Plan (HMS FMP), the final rule and supporting documents can be obtained from Rebecca Lent, Chief, Highly Migratory Species Division, Office of Sustainable Fisheries, NMFS, 1315 East-West Highway, Silver Spring, MD 20910.

FOR FURTHER INFORMATION CONTACT: Jill Stevenson, NMFS, (301) 713-2347, or Buck Sutter (727) 570-5447.

SUPPLEMENTARY INFORMATION: The final regulations to implement the HMS FMP, and Amendment 1 to the Atlantic Billfish Fishery Management Plan included a provision requiring an owner or operator of a commercial vessel permitted to fish for Atlantic HMS under § 635.4 and that fishes with a pelagic longline to install a NMFS-approved vessel monitoring system (VMS) unit on board the vessel and operate the VMS unit whenever the vessel leaves port with pelagic longline gear on board. The VMS requirement of the final rule is effective September 1, 1999.

At the time of publication of the final rule (May 28, 1999), NMFS indicated that a **Federal Register** announcement would be forthcoming listing the hardware specifications for approved VMS units. Due to unforeseen circumstances, NMFS has experienced a delay in type approving suitable units and service providers. Once the type approval process has been completed, NMFS will publish a **Federal Register** document listing NMFS-approved VMS

units and communication service providers. In order to allow affected Atlantic HMS pelagic longline fishermen an opportunity to receive adequate notification of approved VMS units (the swordfish fishery is currently active, and trips in excess of 4 weeks are typical of this fishery), as well as time to purchase and properly install a VMS unit for operation consistent with provisions provided under § 635.69, NMFS is delaying until January 1, 2000, the effective date of § 635.69.

Dated: August 3, 1999.

Gary C. Matlock, Director,

*Office of Sustainable Fisheries, National
Marine Fisheries Service.*

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