

**DEPARTMENT OF STATE****Bureau of Nonproliferation****[Public Notice 4107]****Determination Under the Arms Export Control Act****AGENCY:** Department of State.**ACTION:** Notice.

Pursuant to section 654(c) of the Foreign Assistance Act of 1961, as amended, notice is hereby given that the Secretary of State has made a determination pursuant to section 73 of the Arms Export Control Act and has concluded that publication of the determination would be harmful to the national security of the United States.

Dated: August 20, 2002.

**Susan F. Burk,***Acting Assistant Secretary of State for Nonproliferation, Department of State.*

[FR Doc. 02-21672 Filed 8-22-02; 8:45 am]

**BILLING CODE 4710-25-P****DEPARTMENT OF STATE****[Public Notice 4104]****Culturally Significant Objects Imported for Exhibition; Determinations: "Degas and the Dance"****AGENCY:** Department of State.**ACTION:** Notice.

**SUMMARY:** Notice is hereby given of the following determinations: Pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999 (64 FR 56014), and Delegation of Authority No. 236 of October 19, 1999 (64 FR 57920), as amended, I hereby determine that the objects to be included in the exhibition, "Degas and the Dance," imported from abroad for temporary exhibition within the United States, are of cultural significance. These objects are imported pursuant to loan agreements with foreign lenders. I also determine that the exhibition or display of the exhibit objects at the Detroit Institute of Arts, Detroit, Michigan, from on or about October 20, 2002, to on or about January 12, 2003, the Philadelphia Museum of Art, Philadelphia, Pennsylvania, from on or about February 12, 2003, to on or about May 11, 2003, and at possible additional venues yet to be determined, is in the national interest. Public Notice

of these determinations is ordered to be published in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** For further information, including a list of exhibit objects, contact Paul W. Manning, Attorney-Adviser, Office of the Legal Adviser, 202/619-5997, and the address is United States Department of State, SA-44, Room 700, 301 4th Street, SW., Washington, DC 20547-0001.

Dated: August 19, 2002.

**Patricia S. Harrison,***Assistant Secretary for Educational and Cultural Affairs, Department of State.*

[FR Doc. 02-21544 Filed 8-22-02; 8:45 am]

**BILLING CODE 4710-08-P****DEPARTMENT OF STATE****[Public Notice 4105]****Culturally Significant Object Imported for Exhibition; Determinations: "Pierre Bonnard: Early and Late"****AGENCY:** Department of State.**ACTION:** Notice.

**SUMMARY:** Notice is hereby given of the following determinations: Pursuant to the authority vested in me by the Act of October 19, 1965 (79 Stat. 985; 22 U.S.C. 2459), Executive Order 12047 of March 27, 1978, the Foreign Affairs Reform and Restructuring Act of 1998 (112 Stat. 2681, *et seq.*; 22 U.S.C. 6501 note, *et seq.*), Delegation of Authority No. 234 of October 1, 1999, and Delegation of Authority No. 236 of October 19, 1999, as amended, I hereby determine that the objects to be included in the exhibition "Pierre Bonnard: Early and Late," imported from abroad for temporary exhibition within the United States, are of cultural significance. The objects are imported pursuant to a loan agreement with the foreign owners. I also determine that the exhibition or display of the exhibit objects at The Phillips Collection, Washington, DC from on or about September 22, 2002 to on or about January 19, 2003, and then at the Denver Art Museum from on or about March 1, 2003 until on or about May 25, 2003, and at possible additional venues yet to be determined, is in the national interest. Public Notice of these Determinations is ordered to be published in the **Federal Register**.

**FOR FURTHER INFORMATION CONTACT:** For further information, contact Orde F. Kittrie, Attorney-Advisor, Office of the Legal Adviser, Department of State, (telephone: 202/401-4779). The address is Department of State, SA-44, 301 4th Street, SW., Room 700, Washington, DC 20547-0001.

Dated: August 15, 2002.

**Patricia S. Harrison,***Assistant Secretary for Educational and Cultural Affairs, Department of State.*

[FR Doc. 02-21543 Filed 8-22-02; 8:45 am]

**BILLING CODE 4710-08-P****DEPARTMENT OF STATE****Bureau of Nonproliferation****[Public Notice 4106]****Imposition of Missile Proliferation Sanctions Against a North Korean Entity****AGENCY:** Bureau of Nonproliferation, Department of State.**ACTION:** Notice.

**SUMMARY:** A determination has been made that a North Korean entity has engaged in activities that require the imposition of measures pursuant to the Arms Export Control Act, as amended, and the Export Administration Act of 1979, as amended (as carried out under Executive Order 13222 of August 17, 2001).

**EFFECTIVE DATE:** August 16, 2002.**FOR FURTHER INFORMATION CONTACT:**

Pamela K. Roe, Office of Chemical, Biological and Missile Nonproliferation, Bureau of Nonproliferation, Department of State (202-647-4931).

**SUPPLEMENTARY INFORMATION:** Pursuant to section 73(a)(1) of the Arms Export Control Act (22 U.S.C. 2797b(a)(1)); section 11B(b)(1) of the Export Administration Act of 1979 (50 U.S.C. app. 2401b(b)(1)), as carried out under Executive Order 13222 of August 17, 2001 (hereinafter cited as the "Export Administration Act of 1979"); and Executive Order 12851 of June 11, 1993; the U.S. Government determined on August 16, 2002 that the following foreign person has engaged in missile technology proliferation activities that require the imposition of the sanctions described in section 73(a)(2)(A) of the Arms Export Control Act (22 U.S.C. 2797b(a)(2)(A) and section 11B(b)(1)(B)(i) of the Export Administration Act of 1979 (50 U.S.C. app. 2410b(b)(1)(B)(i) on this person: Changgwang Sinyong Corporation (North Korea) and its sub-units and successors.

Accordingly, the following sanctions are being imposed on this person:

(A) New individual licenses for exports to the person described above of MTCR Annex-controlled equipment or technology controlled pursuant to the Export Administration Act of 1979 will be denied for two years;

(B) New licenses for export to the person described above of MTCR Annex-controlled equipment or technology controlled pursuant to the Arms Export Control Act will be denied for two years; and

(C) No new United States Government contracts relating to MTCR Annex-controlled equipment or technology involving the person described above will be entered into for two years.

With respect to items controlled pursuant to the Export Administration Act of 1979, the export sanctions only apply to exports made pursuant to individual export licenses.

Additionally, because North Korea is a country with a non-market economy that is not a former member of the Warsaw pact (as referenced in the definition of "person" in section 74(8)(B) of the Arms Export Control Act), the following sanctions shall be applied to all activities of the North Korean government relating to the development or production of missile equipment or technology and all activities of the North Korean government affecting the development or production of electronics, space systems or equipment, and military aircraft:

(A) New individual licenses for export to the government activities described above of MTCR Annex-controlled equipment or technology controlled pursuant to the Arms Export Control Act will be denied for two years; and

(B) No new U.S. Government contracts relating to MTCR Annex-controlled equipment or technology involving the government activities described above will be entered into for two years.

These measures shall be implemented by the responsible departments and agencies of the United States Government as provided in Executive Order 12851 of June 11, 1993.

Dated: August 20, 2002.

**Susan F. Burk,**

*Acting Assistant Secretary of State for Nonproliferation, Department of State.*

[FR Doc. 02-21671 Filed 8-22-02; 8:45 am]

**BILLING CODE 4710-25-P**

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

#### Notice of Applications for Certificates of Public Convenience and Necessity and Foreign Air Carrier Permits Filed Under Subpart B (Formerly Subpart Q) During the Week Ending August 16, 2002

The following applications for certificates of public convenience and necessity and foreign air carrier permits were filed under subpart B (formerly subpart Q) of the Department of Transportation's procedural regulations (*See* 14 CFR 301.201 *et seq.*). The due date for answers, conforming applications, or motions to modify scope are set forth below for each application. Following the answer period DOT may process the application by expedited procedures. Such procedures may consist of the adoption of a show-cause order, a tentative order, or in appropriate cases a final order without further proceedings.

*Docket Number:* OST-2002-13159.

*Date Filed:* August 16, 2002.

*Due Date for Answers, Conforming Applications, or Motion to Modify Scope:* September 6, 2002.

*Description:* Application of Valley Air Express, Inc., pursuant to 49 U.S.C. Section 41738 and Subpart B, requesting authority to operate scheduled passenger service as a commuter air carrier.

**Andrea M. Jenkins,**

*Federal Register Liaison.*

[FR Doc. 02-21571 Filed 8-22-02; 8:45 am]

**BILLING CODE 4910-62-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Proposed Advisory Circular 43-L39, L-39 Albatross Military Jet Recommended Inspection Program and Overhaul Times

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Notice of availability of proposed Advisory Circular; extension of comment period.

**SUMMARY:** This notice announces the extension of the comment period on proposed Advisory Circular (AC) 43-L39, L-39 Albatross Military Jet Recommended Inspection Program and Overhaul Times. The proposed AC provides a recommended inspection program and overhaul times for L-39 Albatross aircraft issued experimental

airworthiness certificates for the purpose of exhibition. This AC provides a means, but not the only means, of addressing the inspections and overhaul times for the purpose of complying with continued airworthiness requirements specified in an aircraft's operating limitations. This notice is necessary to give all interested persons the opportunity to present their views on the proposed AC.

**DATES:** Comments must be received on or before November 21, 2002.

**ADDRESSES:** Send all comments on the proposed AC to: Federal Aviation Administration, Continuous Airworthiness Maintenance Division (Attention: AFS-305), 800 Independence Avenue SW., Washington, DC 20591, or electronically to *William.O'Brien@faa.gov*.

**FOR FURTHER INFORMATION CONTACT:** Bill O'Brien, AFS-305, at the address above, by e-mail at *William.O'Brien@faa.gov*, or telephonically at (202) 267-3796.

#### SUPPLEMENTARY INFORMATION:

##### Comments Invited

The proposed AC is available on the FAA Web site at <http://www.faa.gov/avr/afs/acs/ac-idx.htm>, under AC No. 43-L39. Interested persons are invited to comment on the proposed AC by submitting such written data, views, or arguments as they may desire. Please identify AC 43-L39, L-39 Albatross Military Jet Recommended Inspection Program and Overhaul Times, and submit comments, either hard copy or electronic, to the appropriate address listed above. Comments may be inspected at the above address between 9 a.m. and 4 p.m. weekdays, except Federal holidays.

##### Background

The L-39 Albatross aircraft is an all metal, two place, tandem, military jet training aircraft. Almost 3000 L-39 aircraft have been manufactured in the Czech Republic by Aero Vodochody and the aircraft currently constitutes the most numerous former military jet trainer imported into the United States civilian aircraft market. There are currently over 110 registered L-39 aircraft operating in the United States. Additionally, almost 200 L-39 aircraft are undergoing repairs and alterations in the United States in preparation for the issuance of airworthiness certificates.

L-39 aircraft registered in the United States have been issued experimental certificates for the purpose of exhibition. In conjunction with the issuance of experimental certificates for the purpose of exhibition, the Administrator issues operating