

of the Act<sup>9</sup> in general, and furthers the objectives of Section 6(b)(5) of the Act<sup>10</sup> in particular, in that it is designed to promote just and equitable principles of trade, to remove impediments to and perfect the mechanism of a free and open market and a national market system, and, in general to protect investors and the public interest.

#### *B. Self-Regulatory Organization's Statement on Burden on Competition*

The Exchange does not believe that the proposed rule change will impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Act.

#### *C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others*

Written comments were neither solicited nor received.

### **III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action**

Because the foregoing proposed rule change does not:

(i) Significantly affect the protection of investors or the public interest;  
 (ii) Impose any significant burden on competition; and  
 (iii) Become operative within 30 days from the date on which it was filed, or such shorter time as the Commission may designate, it has become effective upon filing pursuant to Section 19(b)(3)(A) of the Act<sup>11</sup> and Rule 19b-4(f)(6) thereunder.<sup>12</sup> Phlx has requested that the Commission waive the 5-day pre-filing notice requirement and the 30-day operative delay of the proposal. The Commission believes that such waivers are consistent with the protection of investors and the public interest because the proposed rule change conforms Phlx's rules to currently effective Commission Rules and should eliminate potential confusion relating to orders on XLE.<sup>13</sup> For this reason, the Commission designates the proposal to be operative upon filing with the Commission.

At any time within 60 days of the filing of the proposed rule change, the Commission may summarily abrogate such rule change if it appears to the Commission that such action is

necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

### **IV. Solicitation of Comments**

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

#### *Electronic Comments*

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-Phlx-2007-55 on the subject line.

#### *Paper Comments*

- Send paper comments in triplicate to Nancy M. Morris, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090.

All submissions should refer to File Number SR-Phlx-2007-55. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room, 100 F Street, NE., Washington, DC 20549 on official business days between the hours of 10 a.m. and 3 p.m. Copies of the filing also will be available for inspection and copying at the principal office of the Phlx. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-Phlx-2007-55 and should

be submitted on or before December 20, 2007.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>14</sup>

Nancy M. Morris,  
 Secretary.

[FR Doc. E7-23171 Filed 11-28-07; 8:45 am]

BILLING CODE 8011-01-P

## **DEPARTMENT OF STATE**

### **[Public Notice 5969]**

#### **Shipping Coordinating Committee; Notice of Meeting**

The Subcommittee on Fire Protection of the Shipping Coordinating Committee (SHC) will conduct an open meeting at 10 a.m. on Tuesday, December 11, 2007 in the Radio Technical Commission for Maritime Services (RTCM) Headquarters Building, 1800 N. Kent Street, Suite 1060, Arlington, VA 22209. The primary purpose of the meeting is to prepare for the 52nd Session of the International Maritime Organization (IMO) Subcommittee on Fire Protection to be held at Central Hall Westminster in London, UK from January 14-18, 2008.

Discussion will focus on papers received and draft U.S. positions regarding:

- Performance testing and approval standards for fire safety systems;
- Comprehensive review of the Fire Test Procedures Code;
- Review of fire safety of external areas on passenger ships;
- Measures to prevent fires in engine-rooms and cargo pump-rooms;
- Fire resistance of ventilation ducts;
- Review of the Code of Safety for Special Purpose Ships (SPS Code);
- Application of requirements for requirements for dangerous goods in the International Convention for the Safety of Life at Sea (SOLAS) and the High-Speed Craft Code 2000 (2000 HSC Code);
- Unified interpretation on the number/arrangement of portable extinguishers;
- Development of provisions for gas fueled ships;
- Consideration of International Association of Classification Societies (IACS) unified interpretations;
- Fixed hydrocarbon gas detection systems on double-hull tankers;
- Clarification of SOLAS chapter II-2 requirements regarding interrelationship between control station and safety center; and
- Analysis of fire casualty records.

Members of the public are invited to attend this meeting up to the seating

<sup>9</sup> 15 U.S.C. 78f(b).

<sup>10</sup> 15 U.S.C. 78f(b)(5).

<sup>11</sup> 15 U.S.C. 78s(b)(3)(A).

<sup>12</sup> 17 CFR 240.19b-4(f)(6).

<sup>13</sup> For purposes only of waiving the 30-day pre-operative period, the Commission has considered the impact of the proposed rule change on efficiency, competition and capital formation. 15 U.S.C. 78c(f).

<sup>14</sup> 17 CFR 200.30-3(a)(12).

capacity of the room. Interested persons may seek further information by writing: Chief, Lifesaving and Fire Safety Division, Commandant (CG-5214), U.S. Coast Guard Headquarters, Room 1308, 2100 Second Street, SW., Washington, DC 20593-0001, by calling: Mr. R. Eberly at (202) 372-1393, or by e-mail at [Randall.Eberly@uscg.mil](mailto:Randall.Eberly@uscg.mil).

Dated: November 20, 2007.

**Mark W. Skolnicki,**

*Executive Secretary, Shipping Coordinating Committee, Department of State.*

[FR Doc. E7-23166 Filed 11-28-07; 8:45 am]

**BILLING CODE 4710-09-P**

## DEPARTMENT OF STATE

[Public Notice 5970]

### Shipping Coordinating Committee; Notice of Meeting

The Subcommittee on Radio Communications and Search and Rescue of the Shipping Coordinating Committee (SHC) will conduct open meetings at 9:30 a.m. Thursday, December 13, 2007, Wednesday, January 9, February 20, March 12, and April 2, 2008. The meetings will be held in suite 1060 of the Radio Technical Commission for Maritime Services (RTCM), 1800 North Kent Street, Arlington, VA 22209. These meetings are to prepare for the 12th Session of the International Maritime Organization (IMO) Subcommittee on Radiocommunications and Search and Rescue (COMSAR) scheduled for April 6-10, 2008 in London, England.

The primary matters to be considered include:

- Global Maritime Distress and Safety System (GMDSS);
- International Telecommunication Union (ITU) Radiocommunication matters;
- Satellite services (Inmarsat and COSPAS-SARSAT);
- Matters concerning search and rescue;
- Developments in maritime radiocommunication systems and technology;
- Revision of the International Aeronautical and Maritime Search and Rescue (IAMSAR) Manual;
- Replacements for use of NBDP (radio telex) for maritime distress and safety communications in maritime MF/HF bands;
- Guidelines for uniform operating limitations of high-speed craft; and
- Development of an e-navigation strategy.

Members of the public may attend these meetings up to the seating capacity of the rooms. Interested

persons may seek information, including meeting room numbers, by writing: Mr. Russell S. Levin, U.S. Coast Guard Headquarters, Commandant (CG-622), Jemal Building Room JR10-1216, 1900 Half Street, SW., Washington, DC 20593 or by sending e-mail to [Russell.S.Levin@USCG.mil](mailto:Russell.S.Levin@USCG.mil).

Dated: November 21, 2007.

**Mark W. Skolnicki,**

*Executive Secretary, Shipping Coordinating Committee, Department of State.*

[FR Doc. E7-23167 Filed 11-28-07; 8:45 am]

**BILLING CODE 4710-09-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Noise Compatibility Program Notice Baton Rouge Metropolitan Airport, Ryan Field, Baton Rouge, LA

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

**ACTION:** Notice.

**SUMMARY:** The Federal Aviation Administration (FAA) announces its findings on the noise compatibility program submitted by the Greater Baton Rouge Airport District under the provisions of 49 U.S.C. (the Aviation Safety and Noise Abatement Act, hereinafter referred to as “the Act”) and 14 CFR part 150. These findings are made in recognition of the description of Federal and nonfederal responsibilities in Senate Report No. 96-52 (1980). On July 30, 2007, the FAA determined that the noise exposure maps submitted by the Greater Baton Rouge Airport District under part 150 were in compliance with applicable requirements. On November 13, 2007, the FAA approved the Baton Rouge Metropolitan Airport, Ryan Field noise compatibility program. Most of the recommendations of the program were approved. No program elements relating to new or revised flight procedures for noise abatement were proposed by the airport operator.

**DATES:** *Effective Date:* The effective date of the FAA’s approval of the Baton Rouge Metropolitan Airport, Ryan Field noise compatibility program is November 13, 2007.

**FOR FURTHER INFORMATION CONTACT:**

Lance E. Key (ASW 615), 2601 Meacham Boulevard, Fort Worth, Texas 76137-4298. Documents reflecting this FAA action may be reviewed at this same location.

**SUPPLEMENTARY INFORMATION:** This notice announces that the FAA has given its overall approval to the noise

compatibility program for Baton Rouge Metropolitan Airport, Ryan Field, effective November 13, 2007.

Under section 47504 of the Act, an airport operator who has previously submitted a noise exposure map may submit to the FAA a noise compatibility program which sets forth the measures taken or proposed by the airport operator for the reduction of existing non-compatible land uses and prevention of additional non-compatible land uses within the area covered by the noise exposure maps. The Act requires such programs to be developed in consultation with interested and affected parties including local communities, government agencies, airport users, and FAA personnel.

Each airport noise compatibility program developed in accordance with Federal Aviation Regulations (FAR) part 150 is a local program, not a Federal program. The FAA does not substitute its judgment for that of the airport proprietor with respect to which measures should be recommended for action. The FAA’s approval or disapproval of FAR part 150 program recommendations is measured according to the standards expressed in part 150 and the Act and is limited to the following determinations:

a. The noise compatibility program was developed in accordance with the provisions and procedures of FAR part 150;

b. Program measures are reasonably consistent with achieving the goals of reducing existing non-compatible land uses around the airport and preventing the introduction of additional non-compatible land uses;

c. Program measures would not create an undue burden on interstate or foreign commerce, unjustly discriminate against types or classes of aeronautical uses, violate the terms of airport grant agreements, or intrude into areas preempted by the Federal Government; and

d. Program measures relating to the use of flight procedures can be implemented within the period covered by the program without derogating safety, adversely affecting the efficient use and management of the navigable airspace and air traffic control systems, or adversely affecting other powers and responsibilities of the Administrator prescribed by law.

Specific limitations with respect to FAA’s approval of an airport noise compatibility program are delineated in FAR part 150, section 150.5. Approval is not a determination concerning the acceptability of land uses under Federal, state, or local law. Approval does not by itself constitute an FAA implementing