

unless it displays a currently valid OMB control number. The OMB control numbers for the CFTC's regulations were published on December 30, 1981. See 46 FR 63035 (Dec. 30, 1981). The **Federal Register** notice with a 60-day comment period soliciting comments on this collection of information was published on October 2, 2009 (74 FR 50957).

Burden statement: The respondent burden for this collection is estimated to average 1 hour per response. This estimate includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; and transmit or otherwise disclose the information. The numbers contained in this justification differ from those in the 60-

day notice because of a revised estimate of the number of respondents.

Respondents/Affected Entities: 214.

Estimated number of responses: 214.

Estimated total annual burden on respondents: 548 hours.

Frequency of collection: Annually.

Send comments regarding the burden estimated or any other aspect of the information collection, including suggestions for reducing the burden, to the addresses listed below. Please refer to OMB Control No. 3038-0031 in any correspondence.

Steven A. Grossman, Commodity Futures Trading Commission, 1155 21st Street, NW., Washington, DC 20581 and Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Office for CFTC, 725 17th Street, Washington, DC 20503.

Issued in Washington, DC on November 27, 2009.

David A. Stawick,

Secretary of the Commission.

[FR Doc. E9-28846 Filed 12-1-09; 8:45 am]

BILLING CODE 6351-01-P

DEPARTMENT OF DEFENSE

Office of the Secretary

[Transmittal Nos. 09-65 and 09-66]

36(b)(1) Arms Sales Notifications

AGENCY: Defense Security Cooperation Agency, DoD.

ACTION: Notice.

SUMMARY: The Department of Defense is publishing the unclassified text of two section 36(b)(1) arms sales notifications. They are published to fulfill the requirements of section 155 of Public Law 104-164, dated 21 July 1996.

FOR FURTHER INFORMATION CONTACT: Ms. B. English, DSCA/DBO/CFM, (703) 601-3740.

SUPPLEMENTARY INFORMATION:

Transmittal No. 09-65

The following is a copy of a letter to the Speaker of the House of Representatives, Transmittal 09-65 with attached transmittal, and policy justification.

BILLING CODE 5001-06-P



DEFENSE SECURITY COOPERATION AGENCY
201 12TH STREET SOUTH, STE 203
ARLINGTON, VA 22202-5408

NOV 20 2009

The Honorable Nancy Pelosi
Speaker
U.S. House of Representatives
Washington, DC 20515

Dear Madam Speaker:

Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 09-65, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Peru for defense articles and services estimated to cost \$82 million. After this letter is delivered to your office, we plan to issue a press statement to notify the public of this proposed sale.

Sincerely,

Jeffrey A. Wieringa
Vice Admiral, USN
Director

Enclosures:

1. Transmittal
2. Policy Justification

Transmittal No. 09-65

Notice of Proposed Issuance of Letter of Offer
Pursuant to Section 36(b)(1)
of the Arms Export Control Act, as amended

- (i) Prospective Purchaser: Peru
- (ii) Total Estimated Value:
- | | |
|--------------------------|---------------------|
| Major Defense Equipment* | \$ 0 million |
| Other | <u>\$82 million</u> |
| TOTAL | \$82 million |
- (iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase: refurbishment of two NEWPORT Class Tank Landing Ships (Ex-Fresno (LST-1182) and Ex-Racine (LST-1191) being provided as Excess Defense Articles (grant EDA notification is being submitted separately) with rigid inflatable boats, spare and repairs parts, support equipment, personnel training and training equipment, publications and technical data, U.S. Government and contractor engineering and logistics support services, and other related elements of logistics support.
- (iv) Military Department: Navy (SBP)
- (v) Prior Related Cases, if any: None
- (vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: None
- (vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: None.
- (viii) Date Report Delivered to Congress: 20NOV09

* as defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATIONPeru – Refurbishment of Two NEWPORT Class Landing Ship Tanks

The Government of Peru has requested a possible sale for the refurbishment of two NEWPORT Class Tank Landing Ships, Ex-Fresno (LST-1182) and Ex-Racine (LST-1191) being provided as Excess Defense Articles (grant EDA notification is being submitted separately) with rigid inflatable boats, spare and repairs parts, support equipment, personnel training and training equipment, publications and technical data, U.S. Government and contractor engineering and logistics support services, and other related elements of logistics support. The estimated cost is \$82 million.

This proposed sale will contribute to the foreign policy and national security of the United States by helping to improve the security of a friendly country that has been and continues to be an important force for economic progress in South America.

This proposed sale will enable the Peruvian Navy to be interoperable with U.S. forces conducting maritime interdiction operations, improve its ability to execute counter narcotics, and counterterrorism capabilities, and ensure Peru's overall ability to maintain integrity of its borders. Peru will have no difficulty absorbing the ships into its armed forces.

The proposed sale of this equipment and support will not alter the basic military balance in the region.

The prime contractors will be VSE Corporation of Alexandria, Virginia, and Fairbanks Morse of San Diego, California. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale will require the assignment of contractor representatives to provide technical and logistics support in Peru for a period of three years. U.S. Government and contractor representatives will also be required to participate in program management and technical reviews for one week intervals, semi-annually.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

Transmittal No. 09-66

The following is a copy of a letter to the Speaker of the House of

Representatives, Transmittal 09-66 with attached transmittal, and policy justification.



DEFENSE SECURITY COOPERATION AGENCY
201 12TH STREET SOUTH, STE 203
ARLINGTON, VA 22202-5408

NOV 20 2009

The Honorable Nancy Pelosi
Speaker
U.S. House of Representatives
Washington, DC 20515

Dear Madam Speaker:

Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 09-66, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Kuwait for defense articles and services estimated to cost \$700 million. After this letter is delivered to your office, we plan to issue a press statement to notify the public of this proposed sale.

Sincerely,

A handwritten signature in black ink that reads "Beth M. McCormick".

Beth M. McCormick
Deputy Director

Enclosures:

1. Transmittal
2. Policy Justification
3. Regional Balance (Classified Document Provided Under Separate Cover)

Transmittal No. 09-66

Notice of Proposed Issuance of Letter of Offer
Pursuant to Section 36(b)(1)
of the Arms Export Control Act, as amended

- (i) Prospective Purchaser: Kuwait
- (ii) Total Estimated Value:
- | | |
|--------------------------|---------------|
| Major Defense Equipment* | \$ 0 million |
| Other | \$700 million |
| TOTAL | \$700 million |
- (iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase: Design and construction of facilities and infrastructure for the Al Mubarak Air Base Upgrade and the Kuwait Air Force Headquarters Complex. The U.S. Army Corps of Engineers (USACE) will provide engineering, planning, design, acquisition, contract administration, construction management, and other technical services for construction of facilities and infrastructure (repair, rehabilitation, and new construction) in support of the administrative, operational, storage, support facilities and utility infrastructure of the Kuwait Air Force. The scope of the program includes provision of technical assistance for facilities that include administrative, operations, passenger processing, air crew, billeting, community support, maintenance and air control, perimeter security, supply and storage, and utility infrastructure.
- (iv) Military Department: USACE (HAV and HAW)
- (v) Prior Related Cases, if any: None
- (vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: None
- (vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: None
- (viii) Date Report Delivered to Congress: 20NOV09

* as defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION

Kuwait - Technical Assistance for Construction of Facilities and Infrastructure

The Government of Kuwait has requested a possible sale for the design and construction of facilities and infrastructure for the Al Mubarak Air Base Upgrade and the Kuwait Air Force Headquarters Complex. The U.S. Army Corps of Engineers (USACE) will provide engineering, planning, design, acquisition, contract administration, construction management, and other technical services for construction of facilities and infrastructure (repair, rehabilitation, and new construction) in support of the administrative, operational, storage, support facilities and utility infrastructure of the Kuwait Air Force. The scope of the program includes provision of technical assistance for facilities that include administrative, operations, passenger processing, air crew. billeting, community support, maintenance and air control, perimeter security, supply and storage, and utility infrastructure. The estimated cost is \$700 million.

This proposed sale would contribute to the foreign policy and national security of the U.S. by enhancing Kuwait's capacity to support USG efforts.

This proposed sale would enable Kuwait to support the operational effectiveness of its military, to establish security and stability throughout Kuwait, and to promote the stability and development of a friendly, democratic central government.

The proposed sale of this infrastructure and support will not alter the basic military balance in the region.

The USACE is the principal organization that will direct and manage this program. The USACE will provide services through both in-house personnel and contract services. Contracts will be procured in accordance with Federal Government contracting law and regulations. There are no known offset agreements proposed in connection with this potential sale.

The estimated number of U.S. Government and contractor representatives to be assigned to Kuwait to implement the provisions of this proposed sale will be determined during program execution.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

Dated: November 27, 2009.

Mitchell S. Bryman,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. E9-28811 Filed 12-1-09; 8:45 am]

BILLING CODE 5001-06-C

DEPARTMENT OF DEFENSE

Office of the Secretary

[Docket ID DOD-2009-OS-0176]

Privacy Act of 1974; System of Records

AGENCY: Defense Logistics Agency, DoD.

ACTION: Notice to amend a system of records.

SUMMARY: The Defense Logistics Agency is proposing to amend a system of records notice in its existing inventory of record systems subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended.

DATES: The proposed action will be effective without further notice on January 4, 2010, unless comments are

received which would result in a contrary determination.

ADDRESSES: You may submit comments, identified by docket number and title, by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.
- *Mail:* Federal Docket Management System Office, 1160 Defense Pentagon, Washington, DC 20301-1160.

Instructions: All submissions received must include the agency name, docket number and title for this **Federal Register** document. The general policy for comments and other submissions from members of the public is to make these submissions available for public viewing on the Internet at <http://www.regulations.gov> as they are received without change, including any personal identifiers or contact information.

FOR FURTHER INFORMATION CONTACT: Mr. Lewis Oleinick at (703) 767-6194.

SUPPLEMENTARY INFORMATION: The Defense Logistics Agency's system of

record notices subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended, have been published in the **Federal Register** and are available from the address above.

The specific changes to the record system being amended are set forth below followed by the notice, as amended, published in its entirety. The proposed amendment is not within the purview of subsection (r) of the Privacy Act of 1974 (5 U.S.C. 552a), as amended, which requires the submission of new or altered systems reports.

Dated: November 27, 2009.

Mitchell S. Bryman,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

S340.10

SYSTEM NAME:

DLA Civilian Time and Attendance, Project and Workload Records. (December 11, 2006; 71 FR 71532).

CHANGES:

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