

Dated: August 30, 1996.  
Eugene A. Ludwig,  
*Comptroller of the Currency.*  
[FR Doc. 96-25158 Filed 10-3-96; 8:45 am]  
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## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### 14 CFR Part 91

[Docket No. 28690; Special Federal Aviation Regulation (SFAR) No. 76]

RIN 2120-AG-28

#### Removal of the Prohibition Against Certain Flights Within the Territory and Airspace of Iran

**AGENCY:** Federal Aviation Administration (FAA), DOT.  
**ACTION:** Final rule; removal.

**SUMMARY:** This action removes Special Federal Aviation Regulation (SFAR) No. 76, which prohibits flight operations within the territory and airspace of Iran by any United States air carrier or commercial operator, by any person exercising the privileges of an airman certificate issued by the FAA except persons operating U.S.-registered aircraft for foreign air carriers, or by an operator using an aircraft registered in the United States unless the operator of such aircraft is a foreign air carrier. This action is taken in response to the decrease in certain military operations in northwest Iran, including the removal of equipment from a missile site near the Iran-Turkey border, which has reduced the threat of hostile actions against persons and aircraft engaged in flight operations within Iran's territory and airspace.

**DATES:** Effective Date: September 27, 1996.

**FOR FURTHER INFORMATION CONTACT:** Mark W. Bury, International Affairs and Legal Policy Staff, AGC-7, Office of the Chief Counsel, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591. Telephone: (202) 267-3515. Any person may obtain a copy of this document by submitting a request to the Federal Aviation Administration, Office of Rulemaking, Attention: ARM-1, 800 Independence Avenue, SW., Washington, D.C. 20591, or by calling (202) 267-9677. Communications must identify the number of this SFAR. Persons interested in being placed on a mailing list for future rules should also request a copy of Advisory Circular No. 11-2A, which describes the application procedure.

**SUPPLEMENTARY INFORMATION:** On September 17, 1996, the FAA issued a final rule prohibiting certain aircraft operations within the territory and airspace of Iran. In the exercise of its statutory responsibility for the safety of U.S.-registered aircraft and U.S. operators, the FAA determined that an I-HAWK surface-to-air missile site established by Iran in close proximity to civilian air corridors near the Iran-Turkey border posed a threat to civil aviation, and therefore justified the imposition of certain measures to ensure the safety of U.S.-registered aircraft and operators conducting flight operations within Iran's territory and airspace. SFAR 76 prohibits flight operations within the territory and airspace of Iran by any United States air carrier or commercial operator, by any person exercising the privileges of an airman certificate issued by the FAA except persons operating U.S.-registered aircraft for foreign air carriers, or by an operator using an aircraft registered in the United States unless the operator of such aircraft is a foreign air carrier.

The FAA has determined that the threat to civil aviation posed by the I-HAWK surface-to-air missile site and related military operations has ended. The I-HAWK missile equipment has been removed and the related military operations terminated. There now appears to be no continuing threat to civil aviation arising out of, or related to, Iranian military operations in that area.

On the basis of the foregoing information, I have determined that the immediate removal of SFAR 76 from 14 CFR Part 91 is appropriate. The Department of State has been advised of, and has no objection to, the action taken herein.

#### List of Subjects in 14 CFR Part 91

Air traffic control, Aircraft, Airmen, Airports, Aviation safety, Freight, Iran.

#### The Amendment

For the reasons set forth above, the Federal Aviation Administration amends 14 CFR Part 91 by removing SFAR 76 as follows:

#### PART 91—GENERAL OPERATING AND FLIGHT RULES

1. The authority citation for part 91 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120, 44101, 44111, 44701, 44709, 44711, 44712, 44715, 44716, 44717, 44722, 46306, 46315, 46316, 46502, 46504, 46506-46507, 47122, 47508, 47528-47531.

2. Special Federal Aviation Regulation No. 76 is removed.

Issued in Washington, DC, on September 27, 1996.

David R. Hinson,  
*Administrator.*

[FR Doc. 96-25421 Filed 9-30-96; 3:15 pm]  
BILLING CODE 4910-13-M

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## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

#### 24 CFR Part 3500

[Docket No. FR-3638-N-07]

RIN 2502-AG26

#### Office of the Assistant Secretary for Housing—Federal Housing Commissioner; Amendments to Regulation X, the Real Estate Settlement Procedures Act: Withdrawal of Employer-Employee and Computer Loan Origination Systems (CLOs) Exemptions; Notice of Delay of Effectiveness of Rule

**AGENCY:** Office of the Assistant Secretary for Housing—Federal Housing Commissioner, HUD.

**ACTION:** Final rule; Notice of delay of effectiveness.

**SUMMARY:** Due to recent legislation, this document delays until further notice the effectiveness of a final rule revising Regulation X, which implements the Real Estate Settlement Procedures Act of 1974 (RESPA). This final rule was published on June 7, 1996 (61 FR 29238), and it was corrected and revised on August 12, 1996 (61 FR 41944). Within 30 days of the publication of this notice, the Department will provide further notice indicating its time schedule for making effective the various provisions of these rules.

**DATES:** The effective date of the final rule amending part 3500 published June 7, 1996 (61 FR 29238) and corrected August 12, 1996 (61 FR 41944), is delayed until further notice. See Supplementary Information.

**FOR FURTHER INFORMATION CONTACT:** David Williamson, Director, Office of Consumer and Regulatory Affairs, Room 5241, telephone (202) 708-4560; or, for legal questions, Kenneth A. Markison, Assistant General Counsel for GSE/RESPA, Grant E. Mitchell, Senior Attorney for RESPA, or Richard S. Bennett, Attorney, Office of General Counsel, Room 9262, telephone (202) 708-1550. (The telephone numbers are not toll-free.) For hearing- and speech-impaired persons, these numbers may be accessed via TTY (text telephone) by calling the Federal Information Relay Service at 1-800-877-8339. The address for the above-listed persons is:

Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, DC 20410.

**SUPPLEMENTARY INFORMATION:** In the rule published on June 7, 1996 (61 FR 29238) entitled "Amendments to Regulation X, the Real Estate Settlement Procedures Act: Withdrawal of Employer-Employee and Computer Loan Origination Systems (CLOs) Exemptions," the Department established an effective date of 120 days from publication: October 7, 1996. Subsequently, on August 12, 1996 (61 FR 41944), the Department revised a document associated with that rules—Appendix D, the Controlled Business Arrangement (CBA) Disclosure Statement Format—in order to make it clearer how the format is to be completed.

On September 30, 1996, as part of an Omnibus Consolidated Appropriations Act (section 2103 of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1997 (Cong. Rec. H11,750–51 (daily ed. September 28, 1996))), the President signed legislation which delays the effectiveness of the amendment to Regulation X contained in the Department's June 7, 1996 final RESPA rule relating to payments to employees. Specifically, the Omnibus Consolidated Appropriations Act provides that the effectiveness of the amendment contained in the June 7, 1996 rule which would have eliminated the provision of the Department's rule providing that section 8 of RESPA permits "An employer's payment to its own employees for any referral activities" (24 CFR 3500.14(g)(1)(vii)), is delayed. The Act also provides that the effectiveness of the following additional provisions is delayed: (1) the exemption for employer payments to managerial employees (§ 3500.14(g)(1)(viii) of the June 7 rule); (2) the exemption for employer payments to employees who do not perform settlement services in any transaction (§ 3500.14(g)(1)(ix) of the June 7 rule); and (3) the provision clarifying that "A payment by an employer to its own *bona fide* employee for generating business for that employer" is permissible (§ 3500.14(g)(1)(vii) of the June 7 rule).

Although not required by the legislation, the Department has determined to delay temporarily the effectiveness of the June 7 rule, as corrected and revised on August 12, in its entirety, and to continue the prior rule, as in effect on May 1, 1996 and as corrected on September 3, 1996 (61 FR 46510). This will provide the Department with an opportunity to analyze the legislation and develop an

appropriate time schedule for making effective the various provisions of these rules. Within 30 days of publication of this notice, the Department will publish further information indicating this time schedule.

Affected persons are advised to comply with the guidance contained in the three Statements of Policy published simultaneously with the June 7, 1996 rule (61 FR 29255–29266), except to the extent that the guidance in them interprets rule provisions that are delayed from becoming effective. To ease any compliance burden on industry, the Department's position is that, until further notice, persons are free to use the revised CBA disclosure statement format published on August 12, 1996, if they so choose, or they may continue to use the format which was in effect on May 1, 1996.

Dated: October 2, 1996.

Stephanie A. Smith,

General Deputy.

[FR Doc. 96–25637 Filed 10–3–96; 8:45 am]

BILLING CODE 4210–27–M

## DEPARTMENT OF EDUCATION

### 34 CFR Parts 614, 617, 619, and 641

#### Removal of Regulations

**AGENCY:** Department of Education.

**ACTION:** Final regulations.

**SUMMARY:** The Secretary amends the Code of Federal Regulations (CFR) to remove unnecessary regulations. The regulations removed are 34 CFR parts 614 (College Facilities Loan Program), 617 (Financial Assistance for Construction, Reconstruction, or Renovation of Higher Education Facilities), 619 (Grants for Construction, Reconstruction, and Renovation of Graduate Academic Facilities), and 641 (Faculty Development Fellowship Program). As a result of absence of funding and review in accordance with the President's regulatory reinvention initiative, the Secretary has determined that these regulations are no longer needed. However, the removal of these regulations does not alter the obligations of current recipients of federal funds. The regulations in effect when a grant or other agreement is made govern that grant or agreement, unless otherwise specifically provided.

**EFFECTIVE DATE:** Parts 614, 617, 619, and 641 are removed effective October 4, 1996.

**FOR FURTHER INFORMATION CONTACT:** Kenneth C. Depew, U.S. Department of Education, Room 5112, FB–10, 600

Independence Avenue, SW, Washington, DC 20202–2241. Telephone: (202) 401–8300. Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1–800–877–8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

**SUPPLEMENTARY INFORMATION:** President Clinton's memorandum of March 4, 1995, titled "Regulatory Reinvention Initiative," directed heads of departments and agencies to review all existing regulations to eliminate those that are outdated and modify others to increase flexibility and reduce burden. The Department has undertaken a thorough review of its existing regulations and has identified the regulations removed by this document as unnecessary. Additional obsolete and unnecessary regulations were previously removed on May 23, 1995 (60 FR 27223); April 29, 1996 (61 FR 18680); and June 25, 1996 (61 FR 32656) as part of the Regulatory Reinvention Initiative.

The regulations being removed are no longer necessary because they were issued to implement programs that are no longer funded. The Department is continuing to review its other existing regulations thoroughly in consultation with its customers and partners. To the extent the Secretary can identify further opportunities for regulatory reinvention, the Secretary will propose appropriate amendments to revise or eliminate outdated provisions, reduce burden, and increase flexibility.

#### Waiver of Proposed Rulemaking

In accordance with the Administrative Procedure Act (5 U.S.C. 553), it is the practice of the Secretary to offer interested parties the opportunity to comment on proposed regulations. However, this document merely removes obsolete regulations from the Code of Federal Regulations. Removal of the regulations does not establish or affect substantive policy. Therefore, the Secretary has determined, pursuant to 5 U.S.C. 553(b)(B), that public comment is unnecessary and contrary to the public interest. For the same reasons the Secretary waives the 30-day delayed effective date in 5 U.S.C. 553(d).

#### Paperwork Reduction Act of 1995

These regulations have been examined under the Paperwork Reduction Act of 1980 and have been found to contain no information collection requirements.