

Under this section, the Attorney General is authorized to grant TPS to eligible aliens who are nationals of a foreign state designated by the Attorney General (or who have no nationality and last habitually resided in that state). The Attorney General may designate a state upon finding that the state is experiencing ongoing armed conflict, environmental disaster, or certain other extraordinary and temporary conditions that prevent nationals or residents of the country from returning in safety.

Montserratians desiring safe haven in the United States should apply for Temporary Protected Status during the initial registration period being announced now, unless they would be eligible for late initial registration under 8 CFR 244.2(f)(2) and they choose to wait. This recommendation applies to any Montserratian who has already applied for, or plans to apply for, asylum but whose asylum application has not yet been adjudicated.

An application for Temporary Protected Status does not preclude or adversely affect an application for asylum or any other immigration benefit. Regardless of the denial of an application for asylum or another immigration benefit, Montserratians who apply for TPS during the initial registration period would remain eligible to re-register if the designation of TPS is extended. However, without a TPS application during the initial registration period, only those Montserratians who satisfy the requirements for late initial registration under 8 CFR 244.2(f)(2) would be eligible for TPS registration during an extension of designation.

Montserratians who already have employment authorization, including some asylum applicants, and Montserratians who have no need for employment authorization, including minor children, may register for TPS by filing an Application for Temporary Protected Status, Form I-821, which requires a filing fee. The Application for Temporary Protected Status, Form I-821, must always be accompanied by an Application for Employment Authorization, Form I-765, which is required for data-gathering purposes. The appropriate filing fee must accompany Form I-765, unless a properly documented fee waiver request is submitted under 8 CFR 244.20 to the Immigration and Naturalization Service or the applicant does not wish to obtain employment authorization.

### Notice of Designation of Montserrat Under Temporary Protected Status Program

By the authority vested in me as Attorney General under section 244 of the Immigration and Nationality Act, as amended, (8 U.S.C. 1254a), I find, after consultation with the appropriate agencies of the Government, that:

(1) Since July 1995, Montserrat (with a total land area of only 100 square kilometers) has been endangered by an active volcano, which has affected the entire island and its residents. The volcano's eruptions have forced the evacuation of more than half the island, closed the airport, stopped most seaport activities, and destroyed three-fourths of the infrastructure of the island;

(2) There has been an environmental disaster in Montserrat resulting in a substantial, but temporary, disruption of living conditions on Montserrat;

(3) The government of Montserrat officially has requested designation of Montserrat for TPS;

(4) There exist extraordinary and temporary conditions in Montserrat that prevent aliens who are nationals of Montserrat (and aliens having no nationality who last habitually resided in Montserrat) from returning to Montserrat in safety; and

(5) Permitting nationals of Montserrat (and aliens having no nationality who last habitually resided in Montserrat) to remain temporarily in the United States is not contrary to the national interest of the United States. Accordingly, it is ordered as follows:

(1) Montserrat is designated under sections 244(b)(1)(B) and (C) of the Act. Nationals of Montserrat (and aliens having no nationality who last habitually resided in Montserrat) who have been "continuously physically present" since August 28, 1977 and have "continuously resided in the United States" since August 22, 1997, may apply for Temporary Protected Status within the registration period which begins on August 28, 1997 and ends on August 27, 1998.

(2) I estimate that there are approximately 1,000 nationals of Montserrat (and aliens having no nationality who last habitually resided in Montserrat) who are currently in nonimmigrant or unlawful status and who are eligible for Temporary Protected Status.

(3) Except as specifically provided in this notice, applications for TPS by nationals of Montserrat (and aliens having no nationality who last habitually resided in Montserrat) must be filed pursuant to the provisions of 8 CFR part 244. Aliens who wish to apply

for TPS must file an Application for Temporary Protected Status, Form I-821, together with an Application for Employment Authorization, Form I-765, during the registration period, which begins on August 28, 1997 and will remain in effect until August 27, 1998.

(4) A fee of fifty dollars (\$50) will be charged for each Application for Temporary Protected Status, Form I-821, filed during the registration period.

(5) The fee prescribed in 8 CFR 103.7(b)(1), which is currently seventy dollars (\$70), will be charged for each Application for Employment Authorization, Form I-765, filed by an alien requesting employment authorization. An alien who does not request employment authorization must nevertheless file Form I-765, together with Form I-821, for informational purposes, but in such cases Form I-765 will be without fee.

(6) Pursuant to section 244(b)(3)(A) of the Act, the Attorney General will review, at least 60 days before August 27, 1998, the designation of Montserrat under the TPS program to determine whether the conditions for designation continue to exist. Notice of that determination, including the basis for the determination, will be published in the **Federal Register**. If there is an extension of designation, late initial registration for TPS shall only be allowed pursuant to the requirements of 8 CFR 244.2(f)(2).

(7) Information concerning the TPS program for nationals of Montserrat (and aliens having no nationality who last habitually resided in Montserrat) will be available at local Immigration and Naturalization Service offices upon publication of this notice.

Dated: August 26, 1997.

**Janet Reno,**

*Attorney General.*

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## DEPARTMENT OF LABOR

### Labor Advisory Committee for Trade Negotiations and Trade Policy; Meeting Notice

Pursuant to the provisions of the Federal Advisory Committee Act (P.L. 92-463 as amended), notice is hereby given of a meeting of the Steering Subcommittee of the Labor Advisory Committee for Trade Negotiations and Trade Policy.

*Date, time and place:* September 11, 1997, 10:00 am, U.S. Department of Labor, Seminar Room #4, 200 Constitution Ave., NW, Washington, DC 20210.

*Purpose:* The meeting will include a review and discussion of current issues which influence U.S. trade policy. Potential U.S. negotiating objectives and bargaining positions in current and anticipated trade negotiations will be discussed. Pursuant to section 9(B) of the Government in the Sunshine Act, 5 U.S.C. 552b(c)(9)(B) it has been determined that the meeting will be concerned with matters the disclosure of which would seriously compromise the Government's negotiating objectives or bargaining positions. Accordingly, the meeting will be closed to the public.

*For further information, contact:* Jorge Perez-Lopez, Director, Office of International Economic Affairs; Phone: (202) 219-7597.

Signed at Washington, DC, this 19th day of August 1997.

**Andrew J. Samet,**

*Acting Deputy Under Secretary, International Affairs.*

[FR Doc. 97-22882 Filed 8-27-97; 8:45 am]

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## LIBRARY OF CONGRESS

### Copyright Office

[Docket No. 94-3 CARP CD 90-92]

### Determination of the Distribution of the 1991 Cable Royalties in the Music Claimants Category

**AGENCY:** Copyright Office, Library of Congress.

**ACTION:** Initiation of arbitration.

**SUMMARY:** The Librarian of Congress is announcing initiation of the 180-day arbitration period for determination of the distribution of the 1991 cable royalties in the Music Claimants category.

**EFFECTIVE DATE:** September 3, 1997.

**ADDRESSES:** All hearings and meetings for this proceeding shall take place in the Library of Congress, Copyright Office, 101 Independence Avenue, S.E., James Madison Memorial Building, Room 414, Washington, D.C. 20559-6000.

**FOR FURTHER INFORMATION CONTACT:** William Roberts, Senior Attorney, or Tanya Sandros, Attorney Advisor, P.O. Box 70977, Southwest Station, Washington, D.C. 20024. Telephone (202) 707-8380. Telefax (202) 707-8366.

### SUPPLEMENTARY INFORMATION:

#### Background

This notice fulfills the requirement of 37 C.F.R. 251.72 which provides that:

If the Librarian determines that a controversy exists among claimants to either cable, satellite carrier, or digital audio recording devices and media royalties, the Librarian shall publish in the **Federal**

**Register** a declaration of controversy along with a notice of initiation of an arbitration proceeding. Such notice shall, to the extent feasible, describe the nature, general structure and schedule of the proceeding.

This notice published today fulfills the requirements of § 251.72 for the distribution of the 1991 cable royalties in the Music Claimants category.

On February 15, 1996, the Library of Congress published a notice requesting interested parties to comment on the existence of Phase II controversies for the distribution of the 1990, 1991, and 1992 cable royalty funds. 61 FR 6040 (February 15, 1996). The parties who filed comments and Notices of Intent to Participate identified two unsettled categories that would require resolution before a CARP. The first controversy involved the distribution of the 1991 royalty funds between James Cannings and Broadcast Music, Inc., the American Society of Composers, Authors and Publishers, and SESAC, Inc. (collectively, "the Music Claimants"). The second controversy involved the distribution of the 1990-1992 cable royalty funds between the National Association of Broadcasters (NAB) and the Public Broadcasting Service (PBS). On June 3, 1997, however, NAB and PBS notified the Copyright Office that they had reached settlement concerning all matters related to their Phase II dispute over the distribution of the 1990-1992 royalty funds, thus leaving a single dispute for resolution by a CARP.

Each proceeding includes a 45 day precontroversy discovery period. The original schedule for the precontroversy discovery period established by order of the Register of Copyrights, see Order in Docket No. 94-3 CARP CD 90-92 (February 14, 1997), was vacated and reset at the request of the Music Claimants. See Order in Docket No. 94-3 CARP CD 90-92 (May 21, 1997).

The precontroversy discovery phase of the CARP proceeding now being complete, the Copyright Office of the Library of Congress is announcing the existence of a Phase II controversy as to the distribution of the 1991 cable compulsory license royalties in the Music Claimants category, and is initiating an arbitration proceeding under chapter 8 of title 17 to resolve the distribution of the funds. The arbitration proceeding shall begin on September 3, 1997, and shall continue for a period not to exceed 180 days. Consequently, the proceeding shall conclude, and the arbitrators shall submit their final report to the Librarian of Congress by March 2, 1998, in accordance with § 251.53 of the rules.

Section 802(b) of the Copyright Act, 17 U.S.C., also instructs the Librarian of

Congress to select two arbitrators within 10 days of the initiation of the proceeding. Having already completed this task, the Librarian is announcing the names of the two arbitrators who have agreed to serve on this panel:

The Honorable John Farmakides and The Honorable Jesse Etelson. The third arbitrator, who shall serve as the Chairperson for the panel, will be selected in accordance with section 802(b).

A meeting between the copyright claimants participating in the distribution proceeding and the arbitrators shall take place at 2 p.m. on Thursday, September 4, 1997, at the above described address to discuss the hearing schedule, billing for the services of the arbitrators and payment, and all other procedural matters. The meeting is open to the public. Further scheduling of the Music Claimants 1991 cable distribution proceeding is within the discretion of the CARP. The Library will publish a schedule of the proceedings, as required by 37 CFR 251.11(b), when it becomes available.

Dated: August 25, 1997.

**Nanette Petruzzelli,**

*Acting General Counsel.*

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## NATIONAL SCIENCE FOUNDATION

### Special Emphasis Panel in Special Emphasis Panel in Design Manufacturing and Industrial Innovation; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92-463, as amended), the National Science Foundation announces the following meeting:

*Name:* Special Emphasis Panel in Design Manufacturing and Industrial Innovation (1194).

*Date and Time:* September 15-16, 1997.

*Place:* Room 580, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA and Critical Technologies Institute/RAND, 1333 H St. NW., Washington, DC.

*Type of Meeting:* Closed.

*Contact Person:* Dr. Paul J. Herer, Senior Advisor for Planning and Technology Evaluation, Office of the Assistant Director for Engineering, Room 505, National Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230, Tel: (703) 306-1303.

*Purpose of Meeting:* To provide advice and recommendations concerning the use, need for, and continued government support for the RADIUS database, which is administered by the Critical Technologies Institute of the RAND Corporation.