

(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:* See Attached Annex

(viii) *Date Report Delivered to Congress:* 10 Oct 14

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

Policy Justification

Australia—Close-In Weapon System Block 1B Baseline 2 Upgrade

The Government of Australia has requested a possible sale of up to 3 Close-In Weapon System (CIWS) Block 1B Baseline 1 to Baseline 2 upgrade kits; the overhaul and upgrade of up to 9 CIWS Block 1A mounts to Block 1B Baseline 2 systems; 11 Remote Control Stations; 11 Local Control Stations, spare and repair parts; support equipment; test equipment; personnel training and training equipment; publications and technical documentation; U.S. Government and contractor logistics and technical support services; and other related elements of logistics and program support. The estimated cost is \$76 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 major ally which has been, and continues to be a staunch coalition partner and important force for political stability throughout the world.

The proposed sale will improve Australia's maritime defense capability to contribute to national defense and future coalition operations. Australia will use the enhanced capability as a deterrent to regional threats and to strengthen its shipboard defense. Australia will have no difficulty absorbing this new upgrade into its armed forces.

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

The principal contractor will be Raytheon Missile Systems Company in Tucson, Arizona. There are no known offset agreements proposed in connection with this potential sale.

Implementation of this proposed sale will not require the assignment of any additional U.S. Government or contractor representatives to Australia.

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

Transmittal No. 14–50

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

Annex

Item No. vii

(vii) *Sensitivity of Technology:*

1. The CIWS Block 1B Baseline 2 upgrade represents an increase in threat acquisition and firepower accuracy over the Block 1B Baseline 1 and CIWS Block 1A configurations. The Baseline 2 variant includes a radar improvement upgrade and an electro-optical sensor to improve weapon system performance against low-observable; sea-skimming threats, and provides improved capability to concentrate hard-kill ordnance in a tighter pattern on the threat. The CIWS mount and spare hardware are Unclassified. The radar improvement/upgrade is the most sensitive portion of the Baseline 2 configuration. The hardware, software, and the majority of the technical documentation are Unclassified.

2. The CIWS Block 1B Baseline 2 upgrade will result in the transfer of highly accurate close-in engagement technology and ship self-defense capability. The equipment, hardware, and the majority of documentation are Unclassified. The embedded software and operational performance are classified Confidential. The seeker/electro-optical control section and the target detector are Unclassified, but contain sensitive state-of-the-art technology. Twelve sets of Technical Manuals used to support the operation and provisioning of organizational-level maintenance are Confidential. The technical and operational data identified above is classified to protect vulnerabilities, design and performance parameters, and similar critical information.

3. If a technologically advanced adversary were to obtain knowledge of the specific hardware and software elements, the information could be used to develop countermeasures that might reduce weapon system effectiveness or be used in the development of a system with similar advanced capabilities.

4. A determination has been made that the recipient country can provide the same degree of protection for the sensitive technology being released as the U.S. Government. This sale is necessary in furtherance of the U.S. foreign policy and national security objectives outlined in the Policy Justification.

5. All defense articles and services listed in this transmittal have been

authorized for release and export to the Government of Australia.

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BILLING CODE 5001–06–P

DEPARTMENT OF DEFENSE

Office of the Secretary

Termination of Defense Legal Policy Board

AGENCY: DoD.

ACTION: Termination of Federal Advisory Committee.

SUMMARY: The Department of Defense is publishing this notice to announce that it is terminating the Defense Legal Policy Board, effective September 30, 2014.

FOR FURTHER INFORMATION CONTACT: Jim Freeman, Advisory Committee Management Officer for the Department of Defense, 703–692–5952.

SUPPLEMENTARY INFORMATION: This committee is being terminated under the provisions of the Federal Advisory Committee Act of 1972 (5 U.S.C. Appendix), 41 CFR 102–3.55, and the Government in the Sunshine Act of 1976 (5 U.S.C. 552b), effective September 30, 2014.

Dated: October 21, 2014.

Aaron Siegel,

Alternate OSD Federal Register, Liaison Officer, Department of Defense.

[FR Doc. 2014–25315 Filed 10–23–14; 8:45 am]

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DEPARTMENT OF DEFENSE

Defense Acquisition Regulations System

[Docket Number DARS 2014–0053]

Information Collection Requirement; Defense Federal Acquisition Regulation Supplement; Special Contracting Methods

AGENCY: Defense Acquisition Regulations System, Department of Defense (DoD).

ACTION: Notice and request for comments regarding a proposed extension of an approved information collection requirement.

SUMMARY: In compliance with Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), DoD announces the proposed extension of a public information collection requirement and seeks public comment on the provisions thereof. DoD invites comments on: (a)

Whether the proposed collection of information is necessary for the proper performance of the functions of DoD, including whether the information will have practical utility; (b) the accuracy of the estimate of the burden of the proposed information collection; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including the use of automated collection techniques or other forms of information technology. The Office of Management and Budget (OMB) has approved this information collection under Control Number 0704-0214 for use through January 31, 2015. DoD is proposing that OMB extend its approval for use for three additional years.

DATES: DoD will consider all comments received by December 23, 2014.

ADDRESSES: You may submit comments, identified by OMB Control Number 0704-0214, using any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *Email:* osd.dfars@mail.mil. Include OMB Control Number 0704-0214 in the subject line of the message.

- *Fax:* (571) 372-6094.

- *Mail:* Defense Acquisition Regulations System, Attn: Ms. Janetta Brewer, OUSD(AT&L) DPAP/DARS, Rm. 3B941, 3060 Defense Pentagon, Washington, DC 20301-3060.

Comments received generally will be posted without change to <http://www.regulations.gov>, including any personal information provided.

FOR FURTHER INFORMATION CONTACT: Ms. Janetta Brewer, at (571) 372-6104.

SUPPLEMENTARY INFORMATION:

Title, Associated Form, and OMB Number: Defense Federal Acquisition Regulation Supplement (DFARS) Subpart 217, Special Contracting Methods; and related provisions and clauses at DFARS 252.217-7012, Liability and Insurance; DFARS 252.217-7026, Identification of Sources of Supply; and 252.217-7028, Over and Above Work; OMB Control Number 0704-0214.

Needs and Uses: DFARS Part 217 prescribes policies and procedures for acquiring supplies and services by special contracting methods. Contracting officers use the required information as follows:

The clause at DFARS 252.217-7012 is used in master agreements for repair and alteration of vessels. Contracting officers use the information required by paragraph (d) of the clause to determine

that the contractor is adequately insured. This requirement supports prudent business practice, because it limits the Government's liability as a related party to the work the contractor performs. Contracting officers use the information required by paragraphs (f) and (g) of the clause to keep informed of lost or damaged property for which the Government is liable, and to determine the appropriate course of action for replacement or repair of the property.

Contracting officers use the information required by the provision at DFARS 252.217-7026 to identify the apparently successful offeror's sources of supply so that competition can be enhanced in future acquisitions. This collection complies with 10 U.S.C. 2384, Supplies: Identification of Suppliers and Sources, which requires the contractor to identify the actual manufacturer or all sources of supply for supplies furnished under contract to DoD.

Contracting officers use the information required by the clause at 252.217-7028 to determine the extent of "over and above" work before the work commences. This requirement allows the Government to review the need for pending work before the contractor begins performance.

Contracting officers use the information required by DFARS 217.7004(a) where offerors shall state prices for the new items being acquired both with and without any exchange (trade-in allowance).

Contracting officers use the information from 217.7404-3(b), to evaluate a contractor's "qualifying proposal" in accordance with the definitization schedule. This subpart allows the contracting officer to require receipt of a qualifying proposal containing sufficient information for the DoD to do complete a meaningful analyses and audit of the information in the proposal, and any other information that the contracting officer has determined DoD needs to review in connection with the contract.

Contracting officers use the information from 217.7505(d), where the offeror supply's with its proposal, price and quantity data on any Government orders for the replenishment part issued within the most recent 12 months.

Affected Public: Businesses and other for-profit entities.

Number of Respondents: 5,688.

Responses per Respondent:

Approximately 18.

Annual Responses: 102,139.

Average Burden per Response:

Approximately 8.7 hours.

Annual Response Burden Hours: 886,703.

Reporting Frequency: On occasion.

Summary of Information Collection

Each provision or clause requires the offeror or contractor to submit certain information:

Paragraph (d)(3) of the clause at DFARS 252.217-7012 requires the contractor to show evidence of insurance under a master agreement for vessel repair and alteration.

Paragraphs (f) and (g) of the clause at DFARS 252.217-7012 require the contractor to notify the contracting officer of any property loss or damage for which the Government is liable, and to submit to the contracting officer a request for reimbursement of the cost of replacement or repair with supporting documentation.

The provision at 252.217-7026 requires the apparently successful offeror to identify its sources of supply.

Paragraphs (c) and (e) of the clause at DFARS 252.217-7028 require the contractor to submit to the contracting officer a work request and a proposal for "over and above" work.

Paragraph (a) of DFARS 217.7004 requires that solicitations which contemplate exchange (trade-in) of personal property and application of the exchange allowance to the acquisition of similar property (see 40 U.S.C. 481), shall include a request for offerors to state prices for the new items being acquired both with and without any exchange (trade-in allowance).

Paragraph (b) of 217.7404-3, Unfixed Contract Actions, requires the contractor to submit a "qualifying proposal" in accordance with the definitization schedule. A qualifying proposal is defined in 217.7401(c) as a proposal containing sufficient information for the DoD to do complete and meaningful analyses and audits of the information in the proposal, and any other information that the contracting officer has determined DoD needs to review in connection with the contract.

Paragraph (d) of 217.7505, Acquisition of Replenishment Parts permits contracting officers to include in sole-source solicitations that include acquisition of replenishment parts, a provision requiring that the offeror supply with its proposal, price and quantity data on any Government orders for the replenishment part issued within the most recent 12 months (see 10 U.S.C. 2452 note, Spare Parts and

Replacement Equipment, Publication of Regulations).

Manuel Quinones,

Editor, Defense Acquisition Regulations System.

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BILLING CODE 5001-06-P

DEPARTMENT OF DEFENSE

Department of the Army, Corps of Engineers

Notice of Intent To Prepare an Environmental Impact Statement and Conduct Scoping Meeting for the Berths 226–236 [Everport] Container Terminal Improvements Project at the Port of Los Angeles, in the City and County of Los Angeles, California (SPL–2013–00756–TS)

AGENCY: U.S. Army Corps of Engineers, DOD.

ACTION: Notice of intent.

SUMMARY: The purpose of this notice is to initiate the scoping process for preparation of an Environmental Impact Statement (EIS) for the Los Angeles Harbor Department (LAHD) Berths 226–236 [Everport] Container Terminal Improvements Project.

DATES: Submit comments concerning this notice on or before November 24, 2014. A public scoping meeting will be held on November 13, 2014 at 6:00 p.m. (PST).

ADDRESSES: The scoping meeting location is: Los Angeles Harbor Department, Board of Harbor Commissioners hearing room, 425 S. Palos Verdes Street, San Pedro, California 90731.

Mail written comments concerning this notice to: U.S. Army Corps of Engineers, Los Angeles District, Regulatory Division, Ventura Field Office, ATTN: SPL–2013–00756–TS, 2151 Alessandro Drive, Suite 110, Ventura, CA 93001. Comment letters should include the commenter's physical mailing address, the project title and the Corps file number in the subject line.

FOR FURTHER INFORMATION CONTACT: Theresa Stevens, Ph.D., U.S. Army Corps of Engineers, Los Angeles District, Regulatory Division, Ventura Field Office, ATTN: SPL–2013–00756–TS, 2151 Alessandro Drive, Suite 110, Ventura, CA 93001, (805) 585–2146, theresa.stevens@usace.army.mil.

SUPPLEMENTARY INFORMATION: In accordance with the National Environmental Policy Act (NEPA), the Corps is requiring the preparation of an

Environmental Impact Statement (EIS) prior to any permit action. The Corps may ultimately make a determination to permit or deny the proposed project or a modified version of the proposed project. The primary Federal concerns are dredging, dredged material disposal, addition of permanent structures in and over navigable waters of the U.S., and transport of dredged material for the purpose of ocean disposal.

Pursuant to the California Environmental Quality Act (CEQA) the LAHD will serve as Lead Agency in preparing an Environmental Impact Report (EIR) for its consideration of development approvals within its jurisdiction. The Corps and LAHD have agreed to jointly prepare a Draft EIS/EIR to optimize efficiency and avoid duplication. The Draft EIS/EIR is intended to be sufficient in scope to address the Federal, state and local requirements and environmental issues concerning the proposed activities and permit approvals.

Authority: 33 U.S.C. 403; 33 U.S.C. 1344; 33 U.S.C. 1413.

1. Project Site and Background Information. The 205-acre project site is located on Terminal Island along the east side of the Main Channel and immediately south of the State Route 47 bridge. The site is within the Port of Los Angeles Community Plan area in the City and County of Los Angeles, near the communities of San Pedro and Wilmington, and approximately 20 miles south of downtown Los Angeles. The purpose of the project is to improve marine shipping and maritime commerce to optimize the container-handling efficiency and capacity at Berths 226–236, and to accommodate berthing and servicing of the largest container ships that may call at the Port of Los Angeles. The terminal is operated by Seaside Transportation Services (STS). Everport Terminal Services Inc. (ETS) (a wholly owned subsidiary of Evergreen Marine Corporation) is the permit holder under a lease agreement (Permit No. 888, as amended) between LAHD and ETS.

2. Proposed Action. The LAHD has proposed to redevelop the existing container terminal at Berths 226–236. The following actions require a Department of the Army permit. Berths 226–229: Approximately 25,000 cubic yards (cy) of dredging would increase the design depth from –45 feet to –53 feet mean lower low water (MLLW), approximately 1,400 linear feet of king piles and sheet piles would be installed to stabilize the wharf, and three new 100-foot gauge overwater gantry cranes would be installed and three existing

cranes would be modified to increase their overall height and reach. Berths 230–232: Approximately 7,000 cy of dredging would restore the design depth of –47 feet MLLW and approximately 1,400 linear feet of sheet piles would be installed to stabilize the wharf. Approximately 1,300 cy of dredging would restore a design depth of –45 feet MLLW between the berthing areas (Berth 229). All proposed depths would include an overdredge depth of an additional two feet below the proposed depths described above. Dredged material would be beneficially re-used, disposed at an approved upland facility, confined disposal facility (CDF) or offshore at LA–2. Construction activities are scheduled to begin in 2016, would take approximately 24 months to complete and would be phased to maintain terminal operations. The following actions do not require a Corps permit but indirect and cumulative impacts of these actions will be evaluated in the Draft EIS/EIR as required by NEPA: Development of approximately 22 acres of existing developed land and 1.5 acres of vacant land as new backlands; installation of infrastructure to support the new backland area (e.g., cable, electricity, lighting, drainage, etc.); closure of portions of Terminal Way, Barracuda Street, Tuna Street, and Ways Street within the Project site and rerouting of Terminal Way traffic to Cannery Street; improvements to Cannery Street; lease amendments to include the new 23.5 acre backland plus 25 acres of existing backlands under space assignment; and, extension of the lease from the current termination date of 2028 to 2038.

3. Issues: Potentially significant issues associated with the project may include: Aesthetics/visual impacts, air quality emissions, biological resource impacts, environmental justice, geologic impacts related to seismicity, hazards and hazardous materials, hydrology and water quality, noise, traffic and transportation, and cumulative impacts from past, present and reasonably foreseeable future projects.

4. Alternatives. The Draft EIS/EIR will include a co-equal analysis of several alternatives. Project alternatives will be further developed during this scoping process. Additional alternatives that may be developed during scoping will also be considered in the Draft EIS/EIR.

5. Scoping Process. The Corps and LAHD will jointly conduct a public scoping meeting for the proposed project to receive public comment regarding the appropriate scope and preparation of the Draft EIS/EIR. Participation by Federal, state, and local agencies and other interested