Aliens in immediate and continuous transit is amended by adding the following transportation lines in alphabetical sequence: "Aeroflot-Soviet Airlines" and "China Airlines, Ltd."

§ 238.4 [Amended]

The listings of transportation lines in § 238.4 *Preinspection outside the United States* are amended as follows:

1. Under "At Montreal" the transportation line "Quebecair" is added in alphabetical sequence.

2. Under "At Vancouver" the transportation line "Universal Airlines, Inc." is added in alphabetical sequence.

3. Under "At Toronto" the transportation line "Quebecair" is added in alphabetical sequence.

4. Under "At Winnipeg" the transportation line "Trans Air Limited" is added in alphabetical sequence.

PART 316a—RESIDENCE, PHYSICAL PRESENCE AND ABSENCE

§ 316a.4 [Amended]

Section 316a.4 *International Organizations Immunities Act designations* is amended by adding the following public international organization in alphabetical sequence: "United International Bureaux for the Protection of Intellectual Property (BIRPI) (E.O. 11484, Sept. 29, 1969)."

(Sec. 103, 66 Stat. 173; 8 U.S.C. 1103)

Except with respect to the amendments to §§ 214.1 and 214.2, which shall become effective on January 1, 1970, the other amendments in this order shall be effective on the date of their publication in the FEDERAL REGISTER. Compliance with the provisions of section 553 of title 5 of the United States Code (80 Stat. 383), as to notice of proposed rule making and delayed effective date is unnecessary in this instance because the amendment to § 212.8 is clarifying in nature; the amendments to §§ 214.1 and 214.2 confer benefits upon persons affected thereby; and the amendments to §§ 238.3, 238.4, and 316a.4 add transportation lines and a public international organization to the listings.

Dated: November 4, 1969.

RAYMOND F. FARRELL,
Commissioner of Immigration and Naturalization.

[F.R. Doc. 69-13320; Filed, Nov. 7, 1969; 8:45 a.m.]

Title 12—BANKS AND BANKING

Chapter III—Federal Deposit Insurance Corporation

SUBCHAPTER B—REGULATIONS AND STATEMENT OF GENERAL POLICY

PART 329—INTEREST ON DEPOSITS

Maximum Rate of Interest on Time and Savings Deposits

1. Effective November 5, 1969, § 329.3 (g) is amended to read as follows:

(g) *Time deposits of foreign governmental entities and international organizations.* Section 329.6 does not apply to the rate of interest that may be paid by an insured nonmember bank on a time deposit having a maturity of 2 years or less and representing funds deposited and owned by (1) a foreign government, or an agency or instrumentality thereof engaged principally in activities which are ordinarily performed in the United States by governmental entities, (2) an international entity of which the United States is a member, or (3) any other foreign, international or supranational entity specifically designated by the Board of Directors as exempt from § 329.6. All certificates of deposit issued by insured nonmember banks to such entities on which the contract rate of interest exceeds the maximum prescribed under § 329.6 shall provide that (i) in the event of transfer, the date of transfer, attested to in writing by the transferor, shall appear on the certificate, and (ii) the maximum rate limitations of § 329.6 in effect on the date of issuance of the certificate shall apply to the certificate for any period during which it is held by a person other than an entity exempt from § 329.6 under the foregoing sentence.[11] Upon the presentment of such a certificate for payment, the bank may pay the holder the contract rate of interest on the deposit for the time that the certificate was actually owned by an entity so exempt.

2. The present footnote 11 at the end of § 329.3(f) is redesignated as footnote 10.

3a. The purposes of this amendment are (1) to expand the categories of organizations on whose time deposits insured nonmember banks may pay rates of interest in excess of those permitted by § 329.6, and (2) to provide an alternative method by which an exempt organization may transfer a certificate of deposit to a nonexempt holder. Formerly, a time deposit of a foreign government, a monetary or financial authority of a foreign government when acting as such, or an international financial institution of which the United States is a member was exempt from the interest rate limitations of § 329.6. A broadening of the categories of exempt organizations is consistent with the purposes of § 329.3 (g)—to encourage the maintenance of foreign governmental time deposits in American banks. An alternative method of transferring to a nonexempt holder a certificate of deposit issued to an exempt organization is included in footnote 11. The alternative method provides the same safeguards as the method heretofore prescribed by § 329.3(g).

b. The procedures of 5 U.S.C. § 553(b) and of 12 CFR 302.1–302.5, with respect to notice, public participation, and deferred effective date were not followed in connection with this amendment. The alternative method of transfer is procedural in nature and involves no substantive change. The revision of the categories of exempt organizations is a liberalization resulting in the relaxation of their restrictive nature. In these circumstances, the Board of Directors found such procedures to be unnecessary and contrary to the public interest.

(Sec. 9, 18(g), 64 Stat. 881–82, 80 Stat. 824; 12 U.S.C. 1819, 1828(g))

Dated at Washington, D.C., this 5th day of November 1969.

By order of the Board of Directors.

FEDERAL DEPOSIT INSURANCE CORPORATION,
[SEAL] E. F. DOWNEY,
Secretary.

[F.R. Doc. 69-13353; Filed, Nov. 7, 1969; 8:48 a.m.]

[11] A new certificate not maturing prior to the maturity date of the original certificate may be issued by the insured nonmember bank to the transferee, in which event the original must be retained by the bank. The new certificate may not provide for interest after the date of transfer at a rate in excess of the applicable maximum rate authorized by § 329.6 as of the date of issuance of the original certificate.

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

[Reg. Docket No. 9899; Amdt. 672]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

Correction

In F.R. Doc. 69-12370 appearing at page 17233 in the issue of Friday, October 24, 1969, the third entry under the heading "Via" at the top of page 17239 should be changed to read "10 mile Arc AKN, R 280° lead radial."

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

SUBCHAPTER E—RULES, REGULATIONS, STATEMENTS OF GENERAL POLICY OR INTERPRETATION AND EXEMPTIONS UNDER THE FAIR PACKAGING AND LABELING ACT

PART 503—STATEMENTS OF GENERAL POLICY OR INTERPRETATION

Package Containing Single Consumer Commodity

Section 503.4 (34 F.R. 8351) was published May 30, 1969, to clarify the requirement for declaration of net quantity in terms of count for the purpose of §§ 500.6 and 500.7 of the regulations in Part 500. To illustrate § 503.4, examples were cited which identified certain commodities which are now excluded from

"consumer commodity" status as that term was interpreted on August 9, 1969, in § 503.5 (34 F.R. 12944). For the purpose of consistency, and to prevent possible misunderstanding, the need to amend § 503.4 by deleting the commodity examples used and replacing them with commodities which are "consumer commodities", is recognized.

Accordingly, pursuant to the provisions of the Fair Packaging and Labeling Act (sections 4, 6, 80 Stat. 1297, 1298; 15 U.S.C. 1453, 1455) § 503.4 is revised to read as follows:

§ 503.4 Net quantity of contents, numerical count.

To clarify the requirement for declaration of net quantity in terms of count for the purpose of §§ 500.6 and 500.7 of the regulations in Part 500 of this subchapter, the following interpretation is rendered.

(a) When a consumer commodity is properly measured in terms of count only, or in terms of count and weight, volume, area, or dimension, the regulations are interpreted not to require the declaration of the net content as "one", provided the statement of identity clearly expresses the fact that only one unit is contained in the package. Thus the unit synthetic sponge, the unit light bulb, and the unit dry cell battery do not require a net quantity statement of "one sponge," "one light bulb," or "one dry cell battery." However, there still exists the necessity to provide a net quantity statement to specify weight, volume, area, or dimensions when such are required. For example, the synthetic sponge which is packaged, requires dimensions such as "5 in. x 3 in. x 1 in." A multicomponent package or a package containing two or more units of the same commodity shall bear the net quantity statement in terms of count, and weight, volume, area, or dimensions as required. This interpretation does not preclude the option to enumerate a unit count on a single packaged commodity if so desired.

Issued: November 5, 1969.

By direction of the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc. 69-13326; Filed, Nov. 7, 1969; 8:46 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER C—DRUGS

PART 148e—ERYTHROMYCIN

Erythromycin-Sulfonamide Combination Products for Oral Administration; Postponement of Effective Date of Order and Extension of Time for Submitting Data

Drugs for human use, drug efficacy study implementation.

An order was published in the FEDERAL REGISTER of September 27, 1969 (34 F.R. 14890), to become effective in 40 days, amending Part 148e of the antibiotic drug regulations to repeal provisions for certification of combination drugs containing erythromycin and triple sulfonamides for oral administration. Thirty days were provided for filing proper objections to the order and requests for a hearing.

The Commissioner of Food and Drugs has received objections and a request for an extension of the effective date to allow time for the submission of additional data.

Good reason therefor appearing, the effective date of the order is hereby postponed, and an additional 30 days from November 6, 1969, will be allowed for the submission of pertinent data. The order shall become effective January 5, 1970, unless stayed by the Commissioner upon the filing of substantial evidence of the effectiveness of the drugs, consisting of adequate and well-controlled studies, or by the filing of legally adequate objections.

This action is taken pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act, and under authority delegated to the Commissioner.

(Secs. 502, 507, 52 Stat. 1050-51, as amended, 59 Stat. 463, as amended; 21 U.S.C. 352, 357, 21 CFR 2.120)

Dated: November 4, 1969.

HERBERT L. LEY, Jr., *Commissioner of Food and Drugs.*

[F.R. Doc. 69-13330; Filed, Nov. 7, 1969; 8:46 a.m.]

Title 25—INDIANS

Chapter I—Bureau of Indian Affairs, Department of the Interior

SUBCHAPTER T—IRRIGATION PROJECTS: OPERATION AND MAINTENANCE

PART 221—OPERATION AND MAINTENANCE CHARGES

Tribal and Trust Patent Indian Lands of the San Carlos Irrigation Project, Ariz.; Basic Charges

On page 15361 of the FEDERAL REGISTER of October 2, 1969, there was published a notice of intention to modify § 221.110 of Title 25, Code of Federal Regulations, dealing with irrigation operation and maintenance assessments against tribal lands and trust patent Indian lands of the San Carlos Irrigation Project, Ariz.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed amendments. No comments, suggestions, nor objections have been received, and the proposed amendments are hereby adopted without change as set forth below.

The revised section will read as follows:

§ 221.110 Basic charge.

Pursuant to the provisions of section 10 of the Act of March 3, 1905 (33 Stat. 1081), as amended and supplemented by the Acts of August 24, 1912 (37 Stat. 522), August 1, 1914 (38 Stat. 583, 25 U.S.C. 385), section 5 of the Act of June 7, 1924 (43 Stat. 476), March 7, 1928 (45 Stat. 210, Title 25 U.S.C. 387), and the Act of August 9, 1937 (50 Stat. 577), as amended by the Act of May 9, 1938 (52 Stat. 291-305), and in accordance with the public notice issued on December 1, 1932, operation and maintenance charges are assessable against the 50,000 acres of tribal lands and trust patent Indian lands of the San Carlos Indian Irrigation Project within the boundaries of the Gila River Indian Reservation, Ariz., and the basic rate assessed for the calendar year 1970 and the subsequent years unless changed by further order, is hereby fixed at $8.50. Such rate shall entitle each acre of land to have delivered for use thereon two (2) acre-feet of water per acre or its proportionate share of the available water supply. The assessment for the 50,000 acres of Indian land will be payable as provided in § 222.111 to § 221.116, inclusive.

GEORGE W. HEDDEN, *Assistant Area Director.*

[F.R. Doc. 69-13324; Filed, Nov. 7, 1969; 8:45 a.m.]

PART 221—OPERATION AND MAINTENANCE CHARGES

Colorado River Indian Irrigation Project, Ariz.; Charges

On page 15360 of the FEDERAL REGISTER of October 2, 1969, there was published a notice of intention to amend § 221.6 of Title 25, Code of Federal Regulations, dealing with irrigation operation and maintenance assessments against lands of the Colorado River Indian Irrigation Project, Ariz.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed amendments. No comments, suggestions, nor objections have been received, and the proposed amendments are hereby adopted without change as set forth below.

Section 221.6 is amended to read as follows:

§ 221.6 Charges.

Pursuant to the provisions of the Acts of Congress approved August 1, 1914, and March 7, 1928 (38 Stat. 583, 45 Stat. 210; 25 U.S.C. 385-387), the annual basic charge against the land to which water can be delivered under the Colorado River Indian Irrigation Project in Arizona, for the operation and maintenance of that project, is hereby fixed at $11 per irrigable acre, whether water is used or not. Payment of this charge will entitle the water user to, but not in excess of, 8 acre-feet of water per acre per annum on certain sandy areas as described in a schedule on file at the Colorado River Indian Agency, and available for inspection by interested parties, and to 5 acre-feet of water per annum per irrigable acre on all other lands. With