Advertisements of a trim size larger than 65 square inches but not larger than 143 square inches.	14-point type.
Advertisements of a trim size larger than 36 square inches but not larger than 64 square inches.	12-point type.
Advertisements of a trim size not larger than 35 square inches.	10-point type.

The disclosure shall comply with the requirements of paragraph 2(c) of this order.

(b) In all radio and television advertisements, the disclosure shall at least be made orally. There must be no less than one half-second pause both before and after the disclosure.

It is further ordered, That respondents may continue to distribute tape products presently in inventory with labels and packaging not bearing the disclosures required by this order, *Provided,* That respondents shall affix to each and every tape product a label which contains a clear and conspicuous disclosure which reads, "NOT AN ORIGINAL ARTIST RECORDING."

(a) The disclosure shall be in boldface capital letters, set in at least 14-point type;

(b) The disclosure shall be set in black type on a bright-red background;

(c) The disclosure shall appear as a separate element, and shall not include any part of any picture, design, illustration, or other text.

It is further ordered, That respondents shall, for a period of seven years, deliver a copy of this order to all retailers or distributors known to respondents who purchase respondents' tape products from respondents.

It is further ordered, That a copy of this order be delivered to all present and future personnel of respondents engaged in the design and creation of any packaging or labels for respondents' tape products, and that respondents shall secure from each such person a signed statement acknowledging receipt of said order.

It is further ordered, That respondents notify the Commission at least thirty (30) days prior to any proposed change in corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries, or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the individual respondent named herein promptly notify the Commission of the discontinuance of his present business or employment and of his affiliation with a new business or employment. Such notice shall include respondent's current business address and a statement as to the nature of the business or employment in which he is engaged as well as a description of his duties and responsibilities.

It is further ordered, That respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

The Decision and Order was issued by the Commission Dec. 12, 1975.

VIRGINIA M. HARDING,
Acting Secretary.

[FR Doc.76-1437 Filed 1-16-76;8:45 am]

[Docket C-2769]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Van Schaack & Company

Subpart—Advertising falsely or misleadingly: § 13.73 Formal regulatory and statutory requirements; 13.73-92 Truth in Lending Act; § 13.155 Prices; 13.155-95 Terms and conditions; 13.155—95(a) Truth in Lending Act. Subpart—Misrepresenting oneself and goods—Prices: § 13.1823 Terms and conditions; 13.1823-20 Truth in Lending Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements; 13.1852-75 Truth in Lending Act; § 13.1905 Terms and conditions; 13.1905-60 Truth in Lending Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 82 Stat. 146, 147; 15 U.S.C. 45, 1601, *et seq.*)

In the Matter of Van Schaack & Company, a Corporation

Consent order requiring a Denver, Colo., mortgage company, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows: [1]

It is ordered, That respondent Van Schaack & Company, a corporation, its successors and assigns, and its officers, and respondent's agents, representatives and employees, directly or through any corporation, subsidiary, division or other device, in connection with any extension or arrangement for the extension of consumer credit, or any advertisement to aid, promote or assist directly or indirectly any extension of consumer credit, as "advertisement" and "consumer credit" are defined in Regulation Z (12 CFR Part 226) of the Truth in Lending Act (Pub. L. 90-321, 15 U.S.C. 1601 et seq.), do forthwith cease and desist from:

1. Representing in any such advertisement, directly or by implication, that no downpayment is required, the amount of the downpayment or the amount of any installment payment, either in dollars or as a percentage, the dollar amount of any finance charge, the number of installments or the period of repayment, or that there is no charge for credit, unless all of the following items are clearly and conspicuously stated, in terminology prescribed under § 226.8 of Regulation Z, as required by § 226.10(d)(2) of Regulation Z:

(a) The cash price; (the amount of the loan;)

(b) The amount of the downpayment required or that no downpayment is required, as applicable;

(c) The number, amount and due dates or period of payments scheduled to repay the indebtedness if the credit is extended; and

(d) The amount of the finance charge expressed as an annual percentage rate.

2. Stating in any advertisement the rate of a finance charge unless said rate is expressed as an annual percentage rate, using the term "annual percentage rate", as "finance charge" and "annual percentage rate" are defined in § 226.2 and as required by § 226.10(d)(1) of Regulation Z.

3. Failing, in any consumer credit transaction, to compute and disclose accurately the annual percentage rate to the nearest quarter of one percent as prescribed by §§ 226.5(b) and 226.8(b)(2) of Regulation Z.

4. Failing, in any advertisement or consumer credit transaction, to make all disclosures determined in accordance with §§ 226.4 and 226.5 of Regulation Z, in the form, manner and amount prescribed by §§ 226.6, 226.8 and 226.10 of Regulation Z.

It is further ordered, That respondent notify the Commission at least thirty (30) days prior to any proposed change in the corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of the order.

It is further ordered, That the respondent corporation shall forthwith distribute a copy of this order to each of its operating divisions.

It is further ordered, That the respondent herein shall within sixty (60) days after service upon it of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which it has complied with this order.

The Decision and Order was issued by the Commission Dec. 15, 1975.

VIRGINIA M. HARDING,
Acting Secretary.

[FR Doc.76-1438 Filed 1-16-76;8:45 am]

PART 301—RULES AND REGULATIONS UNDER FUR PRODUCTS LABELING ACT

Amendment of § 301.19—Pointing, Dyeing, Bleaching or Otherwise Artificially Coloring

On January 7, 1969, the Federal Trade Commission issued a Notice of Amendment of § 301.19 (Rule 19), of Title 16, Part 301, Rules and Regulations under Fur Products Labeling Act. Said document was published as FR Doc. 69-326 and appeared at page 380 of the Friday,

[1] Copies of the Complaint, Decision and Order, filed with the original document.

January 10, 1969 issue of the FEDERAL REGISTER.

That amendment to § 301.19 (Rule 19) reads in pertinent part:

(h) (2) When any fur or fur product is dressed, processed or treated with a solution or compound containing iron or copper and after processing any of the hair, fleece or fur fiber contains more than 300 parts per million of iron or more than 75 parts per million of copper, such fur or fur product shall be described in labeling, invoicing and advertising as "color altered" or "color added".

The Commission subsequently issued a Notice of Reopening of Record—a Notice of Proposed Rulemaking under the Fur Products Labeling Act. Such notice was published in the FEDERAL REGISTER on July 8, 1974, and provided that the Federal Trade Commission would reopen the record on § 301.19(h)(2) (Rule 19(h)(2)) for the purpose of reconsidering the feasibility and reasonableness of the Rule's limitations on the labeling of furs dressed with solutions containing iron and copper. Provision was made for the submission of written views, arguments or other pertinent data until the date of hearing.

The Commission issued a notice setting date of public hearing in this matter, which was published in the FEDERAL REGISTER on August 19, 1974 and announced that public hearings would be held in New York City on October 10 and 11, 1974.

The hearings were held from October 10, 1974 to October 16, 1974, at the Commission's New York Regional Office. After consideration of all testimony, views, arguments and other data submitted pursuant to the July 8, 1974 and August 19, 1974 notices referred to above, and after consideration of all other pertinent information available to the Commission, the Commission has determined to amend § 301.19 (Rule 19) of Title 16, Part 301, Rules and Regulations under Fur Products Labeling Act by deleting paragraph (h)(2) thereof, thereby eliminating the requirement that any fur or fur product be described as "color altered" or "color added" if it contains more than the concentrations of iron or copper specified by that paragraph. It is the judgment of the Commission that such amendment is required because, in the light of current technology, the degree of concentration of iron or copper present in hair, fleece, or fur fiber, after dressing, is not in every case relevant to the question of color change or color improvement; therefore, a conclusive presumption that color has been added or altered because of the presence of particular concentrations of such metals cannot presently be justified.

Accordingly, the Commission hereby amends Part 301—Rules and Regulations under Fur Products Labeling Act—of Subchapter C, Chapter 1 of Title 16 of the Code of Federal Regulations by deleting § 301.19(h)(2) and redesignating § 301.19(h)(1) to become § 301.19(h) as follows:

§ 301.19 Pointing, dyeing, bleaching or otherwise artificially coloring.

* * * * *

(h) Where any fur or fur product is dressed, processed or treated with a solution or compound containing any metal and such compound or solution effects any change or improvement in the color of the hair, fleece or fur fiber, such fur or fur product shall be described in labeling, invoicing and advertising as "color altered" or "color added".

* * * * *

(15 U.S.C. 69f)

Effective: January 19, 1976.

By direction of the Commission.

CHARLES A. TOBIN,
Secretary.

[FR Doc.76-1486 Filed 1-16-76;8:45 am]

Title 21—Food and Drugs

CHAPTER I—FOOD AND DRUG ADMINISTRATION, DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

[Docket No. 75N-0256]

PART 1—REGULATIONS FOR THE ENFORCEMENT OF THE FEDERAL FOOD, DRUG, AND COSMETIC ACT AND THE FAIR PACKAGING AND LABELING ACT

PART 102—COMMON OR USUAL NAMES FOR NONSTANDARDIZED FOODS

Food Labeling and Label Declaration of Ingredients Requirements

Correction

In FR Doc. 76-96 appearing at page 1156 in the issue of Tuesday, January 6, 1976 make the following corrections:

1. On page 1165, column one, the fourth line of the third complete paragraph from the top should read "amended, 1055 (21 U.S.C. 321(n) 343,".

2. On page 1165, column three, in the thirteenth line of § 1.10(b)(15) the word "floor" should read "flour".

SUBCHAPTER A—GENERAL

PART 2—ADMINISTRATIVE FUNCTIONS, PRACTICES, AND PROCEDURES

Subpart H—Delegations of Authority

AUTHORITY TO REFUSE OR WITHDRAW APPROVAL OF NEW ANIMAL DRUG APPLICATIONS

The Commissioner of Food and Drugs is amending Part 2—Functions, Practices, and Procedures (21 CFR Part 2) to include a new delegation of authority to the Director of the Bureau of Veterinary Medicine to issue proposals to refuse approval or withdraw approval of new animal drug applications and supplements thereto for drugs for animal use, and notices withdrawing approval of such applications and supplements when opportunity for hearing is waived.

Therefore, under the Federal Food, Drug, and Cosmetic Act (sec. 701(a), 52 Stat. 1055 (21 U.S.C. 371(a))) and under authority delegated to the Commissioner (21 CFR 2.120), Part 2 is amended in § 2.121 by adding a new paragraph (m) to read as follows:

§ 2.121 Redelegations of authority from the Commissioner to other officers of the Administration.

* * * * *

(m) *Delegations regarding issuance of notices relating to proposals to refuse approval or to withdraw approval of new animal drug applications and new animal drug application supplements for drugs for animal use.* The Director of the Bureau of Veterinary Medicine is authorized to issue notices of an opportunity for a hearing on proposals to refuse approval or to withdraw approval of new animal drug applications and new animal drug application supplements for drugs for animal use submitted pursuant to section 512 of the Federal Food, Drug, and Cosmetic Act and to issue notices of withdrawal of approval when opportunity for hearing has been waived.

Effective date. This regulation shall be effective on January 19, 1976.

(Sec. 701(a), 52 Stat. 1055 (21 U.S.C. 371(a)))

Dated: January 13, 1976.

A. M. SCHMIDT,
Commissioner of Food and Drugs.

[FR Doc.76-1453 Filed 1-16-76;8:45 am]

Title 26—Internal Revenue

CHAPTER I—INTERNAL REVENUE SERVICE, DEPARTMENT OF THE TREASURY

[T.D. 7397]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

Accounting for Long-Term Contracts and Advance Payments

By a notice of proposed rule making appearing in the FEDERAL REGISTER for Tuesday, November 21, 1972 (37 FR 24753), amendments to the Income Tax Regulations (26 CFR Part 1) under sections 451 and 471 of the Internal Revenue Code of 1954 were published.

These proposed regulations, which relate to accounting for long-term contracts and advance payments, are finalized in this document with certain changes made in response to comments made by members of the general public and persons within the Treasury Department.

The final regulations are designed to provide greater certainty with respect to the tax treatment of long-term contracts and to clarify the tax treatment of advance payments for taxpayers utilizing accrual methods of accounting and long-term contract methods of accounting.

The final regulations generally permit continued use of the completed contract method by those taxpayers who are presently using that method, without regard to the manner in which long-term contracts are treated for purposes of financial reports to shareholders, partners, beneficiaries or other proprietors or for credit purposes. The regulations also make it clear that certain manufacturers are eligible to use long-term contract methods of accounting.

The new regulations set forth detailed rules relating to accounting for costs by taxpayers utilizing the completed contract method of accounting. In response to comments, the final regulations make it clear that these rules, which essentially restate the costing