transfer in violation of these rules, they shall send written notice of the determination by registered or certified mail to the firm's territorial address of record. The firm may appeal such determination in accordance with the procedures set forth in § 303.11 below. Failure to comply with the procedures may result in the cancellation of its quota. Any firm whose quota has been cancelled for violating the regulations in this Part may be declared ineligible for quota allocations in future years.

§ 303.11 Appeals.

(a) Any official decision or action relating to the allocation of duty-free watch quotas may be appealed to the Secretaries by any interested party. Such appeals must be received within 30 days of the date on which the decision was made or the action taken in accordance with the procedures set forth in paragraph (b) of this section. Interested parties may petition for the issuance of a rule, or amendment or repeal of a rule issued by the Secretaries. Interested parties may also petition for relief from the application of any rule on the basis of hardship or extraordinary circumstances resulting in the inability of the petitioner to comply with the rule. Appeals and petitions (hereafter petitions) shall be addressed to the Secretaries and filed in one original and two copies with the U.S. Department of Commerce, Industry and Trade Administration, Bureau of Trade Regulations, Washington, D.C. 20230, Attention: Statutory Import Programs.

(b) Petitions shall bear the name and post office address of the petitioner and the name and address of the principal attorney or authorized representative (if any) for the party concerned. Petitions shall contain the following:

(1) A reference to the decision, action or rule which is the subject of the petition.

(2) A short statement of the interest of the petitioner.

(3) A statement of the facts as seen by the petitioner.

(4) The petitioner's argument as to points of law, policy or fact. In cases where policy error is contended, the alleged error should be described in full together with a full description of the policy the submitting party advocates as the correct one.

(5) A conclusion specifying the action that the petitioner believes the Secretaries should take.

(c) The Secretaries may at their discretion schedule a hearing and invite the participation of other interested parties.

(d) Notice of the Secretaries' decision, together with their reasons, shall be communicated to the petitioner promptly by registered mail. Decisions made by the Secretaries shall be final.

Dated: December 9, 1977.

JAMES A. JOSEPH,
Under Secretary,
U.S. Department of the Interior.

FRANK A. WEIL,
Assistant Secretary for Industry and Trade, U.S. Department of Commerce.

[FR Doc.77-35701 Filed 12-12-77;11:01 am]

[3510-25]

EXPORT LICENSING GENERAL POLICY AND RELATED INFORMATION; INDIVIDUAL VALIDATED LICENSES AND AMENDMENTS; SPECIAL LICENSING PROCEDURES; REEXPORTS; DOCUMENTATION REQUIREMENTS

Deletion of Periodic Requirement and Time Limit Licenses

AGENCY: Office of Export Administration, U.S. Department of Commerce.

ACTION: Final rule.

SUMMARY: This issuance discontinues the Periodic Requirements License procedure and Time Limit License procedure because such procedures have not been utilized to a significant extent by exporters and essentially the same benefits are available to exporters under existing alternative procedures.

EFFECTIVE DATE: December 31, 1977.

FOR FURTHER INFORMATION CONTACT:

Mr. Charles C. Swanson, Director, Operations Division, Office of Export Administration, U.S. Department of Commerce, Washington, D.C. 20230, Telephone 202-377-4196.

SUPPLEMENTARY INFORMATION: A review by the Office of Export Administration of the use made by exporters within the past year of the Periodic Requirements License procedure and the Time Limit License procedure indicates that the two procedures are no longer significant extent. In those instances where the procedures have been utilized, the regular license procedure, or in one case, the Distribution License, could have been substituted for these two special licensing procedures without the imposition of an additional burden on exporters. It has therefore been determined that the two procedures are no longer necessary and are being discontinued.

Outstanding licenses under the discontinued procedures will remain valid until their expiration dates.

Accordingly, the Export Administration Regulations (15 CFR Part 368 et seq.) are amended as follows.

PART 370—EXPORT LICENSING GENERAL POLICY AND RELATED INFORMATION

§ 370.2 [Amended]

1. In § 370.2 paragraphs (a)(20) and (a)(22) are deleted and reserved.

PART 372—INDIVIDUAL VALIDATED LICENSES AND AMENDMENTS

§ 372.2 [Amended]

2. In § 372.2 paragraphs (b)(4) and (b)(5) are deleted and reserved.

PART 373—SPECIAL LICENSING PROCEDURES

3. Sections 373.5 and 373.6 are deleted and reserved.

§ 373.5 [Revised]

§ 373.6 [Revised]

PART 374—REEXPORTS

4. In § 374.2 paragraph (e) is revised to read as follows:

§ 374.2 Permissive reexports.

* * * * *

(e) Reexports between ultimate consignees as provided by the terms of: the Project License procedure (see § 373.2 (g)) or the Distributions License procedure (see § 373.3(i)).

* * * * *

PART 375—DOCUMENTATION REQUIREMENTS

5. In § 375.2 the second sentence of paragraph (a) and the first sentence of paragraph (b)(7) are revised to read as follows:

§ 375.2 Form DIB-629P; Statement by ultimate consignee and purchaser.

(a) * * * In addition, a Form DIB-629 is required in support of reexport authorization requests involving shipments to certain countries as specified in Part 374.

(b) The ultimate consignee is an institution of higher learning (e.g. university, academy, college, etc.) located in Country Group V. * * *

* * * * *

PART 399—COMMODITY CONTROL LIST AND RELATED MATTERS

§ 399.1 [Amended]

6. In the Commodity Control List, incorporated by reference at 15 CFR § 399.1(a), the column entitled "Special Provisions List" is deleted.

(Sec. 4, Pub. L. 91-184, 83 Stat. 842 (50 U.S.C. App. 2403), as amended; E.O. 12002, 42 FR 35623 (1977); Department Organization Order 10-3, dated November 17, 1975, 40 FR 58876 (1975), as amended; and Domestic and International Business Administration Organization and Function Order 46-1, dated November 17, 1975, 40 FR 59764 (1975), as amended.)

Dated: December 9, 1977.

RAUER H. MEYER,
Director, Office of Export Administration, Department of Commerce.

[FR Doc.77-35647 Filed 12-13-77;8:45 am]

[6750-01]

Title 16—Commercial Practices

CHAPTER I—FEDERAL TRADE COMMISSION

SUBCHAPTER A—PROCEDURES AND RULES OF PRACTICE

PART 4—MISCELLANEOUS RULES

Disclosure of Explanatory Material Prior to Open Commission Meetings

AGENCY: Federal Trade Commission.

ACTION: Final rule.

SUMMARY: This rule adds to the Commission's Sunshine Act rules a provision for the disclosure of explanatory material prior to each open Commission meeting, so that people who attend the meeting can understand the discussion more readily.

EFFECTIVE DATE: December 14, 1977.

FOR FURTHER INFORMATION CONTACT:

Jack Schwartz, Assistant to the General Counsel, Federal Trade Commission, Washington, D.C. 20580, 202-523-3615.

SUPPLEMENTARY INFORMATION: The Commission promulgated rules implementing the Government in the Sunshine Act, Pub. L. 94-409, at 42 FR 13533 (March 11, 1977). In its discussion accompanying those rules, the Commission noted its intention to make available before open meetings summaries of matters on the agenda in order to facilitate the public's understanding of open discussion. The Commission has now determined, as an exercise of its discretion, to set out a more general provision to effectuate that policy in the rules themselves. For each open agenda item, the Commissioner to whom the matter has been assigned for presentation has been delegated authority to make available, prior to the meeting, material sufficient to inform the public of the issues likely to be discussed at the meeting. The material, which may consist of a draft rule or other staff proposal, excerpts from a staff memorandum, or a summary, will be available in Room 130 of FTC Headquarters, the business day before the open meeting.

Accordingly, 16 CFR Chapter I is amended as follows:

By adding the following subparagraph (3) to § 4.15(b):

§ 4.15 Commission meetings.

* * * * *

(b) * * *

(3) The Commissioner to whom a matter has been assigned for presentation to the Commission shall have the authority to make available to the public, prior to consideration of that matter at an open meeting, material sufficient to inform the public of the issues likely to be discussed in connection with that matter.

By direction of the Commission dated October 26, 1977.

CAROL M. THOMAS,
Secretary.

[FR Doc.77-35636 Filed 12-14-77;8:45 am]

[6750-01]

[Docket No. C-2911]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Providers Benefit Co., Et Al.

AGENCY: Federal Trade Commission.

ACTION: Order to cease and desist.

SUMMARY: In settlement of alleged violations of Federal law prohibiting unfair acts and practices and unfair methods of competition, this consent order, among other things, requires a Philadelphia, Pa. consumer credit corporation and its subsidiaries to cease failing to provide consumers, in connection with the extension of credit, such material and disclosures as are required by Federal Reserve Board regulations; and to cease misrepresenting or failing to inform customers of the optional nature of credit insurance. Further, the order requires firms to offer customers the opportunity to cancel such insurance and to make appropriate refunds as specified.

DATES: Complaint and order issued November 8, 1977.[1]

FOR FURTHER INFORMATION CONTACT:

Jack Dugan, Acting Director, New York Regional Office, Federal Trade Commission, 2243-EB Federal Bldg., 26 Federal Plaza, New York, N.Y. 10007, 212-264-1207.

SUPPLEMENTARY INFORMATION: On Wednesday, August 31, 1977, there was published in the FEDERAL REGISTER (42 FR 43864) a proposed consent agreement with analysis In the Matter of Providers Benefit Co., Provident Consumer Discount Co., Inc., and Provident Credit Corp., corporations, and Frederick I. Robinson and George Billings, individually and as an officer of Provident Consumer Discount Co., Inc. and Provident Credit Corp., for the purpose of soliciting public comment. Interested parties were given sixty (60) days in which to submit comments, suggestions, or objections regarding the proposed form of order.

No comments having been received, the Commission has ordered the issuance of the complaint in the form contemplated by the agreement, made its jurisdictional findings and entered its order to cease and desist, as set forth in the proposed consent agreement, in disposition of this proceeding.

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

The prohibited trade practices and/or corrective actions, as codified under 16 CFR Part 13, are as follows:

Subpart—Corrective Actions and/or Requirements: § 13.533 Corrective actions and/or requirements; 13.533-20 Disclosures; 13.533-25 Displays, in-house; 13.533-37 Formal regulatory and/or statutory requirements; 13.533-45 Maintain records; 13.533-55 Refunds, rebates and/or credits. Subpart—Misrepresenting Oneself and Goods—Goods: § 13.1623 Formal regulatory and statutory requirements; 13.1623-95 Truth in Lending Act; § 13.1760 Terms and conditions; 13.1760-40 Insurance coverage; 13.1760-50 Sales contract—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; 13.1905-40 Insurance coverage; 13.1905-50 Sales contract; 13.1905-60 Truth in Lending Act. Subpart—Offering Unfair, Improper and Deceptive Inducements to Purchase or Deal: § 13.2080 Terms and conditions; 13.2080-40 Insurance coverage.

(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.).)

CAROL M. THOMAS,
Secretary.

[FR Doc.77-35635 Filed 12-14-77;8:45 am]

[6750-01]

[Docket No. 9040]

PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

Kroger Co.

AGENCY: Federal Trade Commission.

ACTION: Order to cease and desist.

SUMMARY: In settlement of alleged violations of Federal law prohibiting unfair acts and practices and unfair methods of competition, this consent order, among other things, requires a Cincinnati, Ohio retail food store chain to make each of its advertised items readily available for sale to customers in its stores, to have advertised items correctly priced, and to sell those items at or below the advertised price. Further, the firm must post copies of advertisements and notices of the availability of "rainchecks" for unavailable items.

DATES: Complaint issued June 24, 1975. Order issued Nov. 11, 1977.[1]

FOR FURTHER INFORMATION CONTACT:

Richard C. Foster, Assistant Director of Marketing Practices, Bureau of Consumer Protection, Federal Trade Commission, 6th St. and Pennsylvania Ave. NW., Washington, D.C. 20580, 202-523-3355.

SUPPLEMENTARY INFORMATION: On Wednesday, May 11, 1977, there was published in the FEDERAL REGISTER 42 FR

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