major component of a plant (depending upon which is the direct product [12] of the technical data) or any product of such plant or of such major component if such product of the plant is identified by the symbol "W" in the column of the Commodity Control List titled "Validated License Required" or appears in the U.S. Munitions List; or

(c) Export, directly or indirectly, to Country Group Q, W, or Y the plant or the major component of a plant (depending upon which is the direct product of the technical data), or any product of such plant or of such major component, if such product is identified by the code letter "A" following the Export Control Commodity Number on the Commodity Control List, or appears in the U.S. Munitions List.

NOTE.—Effective April 1, 1964 §§ 379.4(f)-(2)(ii) (b) and (c) required certain written assurances relating to the disposition of the products of a complete plant or major component of a plant which is the direct product of unpublished technical data of U.S. origin exported under General License *GTDR*.

Except as to commodities identified by the code letter "A" following the Export Control Commodity Number on the Commodity Control List, and items on the U.S. Munitions List, the effective date of the written assurance requirements for plant products as a condition of using General License *GTDR* for export of this type of technical data is hereby deferred until further notice, subject to the following limitations:

1. The exporter shall, at least two weeks before the initial export of the technical data, notify the Office of Export Administration, by letter, of the facts required to be disclosed in an application for a validated export license covering such technical data; and

2. The exporter shall obtain from the person who is or will be in control of the distribution of the products of the plant (whether or not such person is the importer) a written commitment that he will notify the U.S. Government, directly or through the exporter, whenever he enters into negotiations to export any product of the plant to any destination covered by § 379.4(f)(2)(ii)(b) above, when such product is not identified by the code letter "A" following the Export Control Commodity Number on the Commodity Control List and requires a validated license for export to Country Group W by the information set forth in the column titled "Validated License Required." The notification should state the product, quantity, country of destination, and the estimated date of shipment.

Moreover, during the period of deferment, the remaining written assurance requirements of §§ 379.4(f)(2)(ii) (b) and (c) as to plant products that are identified by the code letter "A" following the Export Control Commodity Number on the Commodity Control List, or are on the U.S. Munitions List, will be waived if the plant is located in one of the following COCOM countries: Belgium, Canada, Denmark, the Federal Republic of Germany, France, Greece, Italy, Japan, Luxembourg, The Netherlands, Norway, Portugal, Turkey, and the United Kingdom. This deferment applies to exports of technical data pursuant to any type of contract or arrangement, including licensing agreements, regardless of whether entered into before or after April 1, 1964.

(iii) The required assurance may be in the form of a letter or other written communication from the importer or, if applicable, the person in control of the distribution of the products of a plant; or the assurance may be incorporated into a licensing agreement which restricts disclosure of the technical data to use only in authorized destinations, and prohibits shipment of the direct product [12] thereof by the licensee to any unauthorized destination. An assurance included in a licensing agreement will be acceptable for all exports made during the life of the agreement. If such assurance is not received, this general license is not applicable and a validated export license is required. An application for such validated license shall include an explanatory statement setting forth the reasons why such assurance cannot be obtained.

(iv) In addition, this general license is not applicable to any export of technical data of the kind described in this § 379.4(f)(2) if, at the time of export of the technical data from the United States, the exporter knows or has reason to believe that the direct product [13] to be manufactured abroad by use of the technical data is intended to be exported directly or indirectly to any unauthorized destination.

(v) The limitations set forth in this § 379.4(f)(2) do not apply to the export of:

(a) Technical data included in an application for the foreign filing of a patent provided such foreign filing of a patent application is in accordance with the regulations of the U.S. Patent Office;

(b) Technical data supporting a price quotation as described in § 379.4(b)(2) above; and

(c) Technical data relating to those commodities listed in a Supplement to Part 377 as being under short supply control.

NOTE.—A written assurance is not required for the export under this General License *GTDR* of any technical data which do not fall within the description set forth in §§ 379.4(f) (1) or (2) above.

(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 December 4, 1977, 42 FR 64721 (1977); and Industry and Trade Administration Organization and Function Order 45-1, dated December 4, 1977, 42 FR 64716 (1977).)

RAUER H. MEYER,
*Acting Deputy Assistant Secretary for Trade Regulation.*

[FR Doc. 78-33779 Filed 12-1-78; 8:45 am]

[12] The term "direct product," as used in this sentence and in this context only, is defined to mean the immediate product (including processes and services) produced directly by use of the technical data.

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[3510-25-M]

## PART 386—EXPORT CLEARANCE

### Corrections to Shipper's Export Declarations; Correction

AGENCY: Office of Export Administration, Department of Commerce.

ACTION: Correction to Final Rule.

SUMMARY: In FR Doc. 78-26834 appearing at page 43450 in the FEDERAL REGISTER of September 26, 1978, the citation "§ 386.3(o)(i)" in the fifth line from the bottom of paragraph 386.3(q)(1) is corrected to read "§ 386.3(o)(1)." In addition, the amendment to paragraph 386.3(q) is corrected to delete subparagraph 386.3(q)(3).

FOR FURTHER INFORMATION CONTACT:

Charles C. Swanson, Director, Operations Division Office of Export Administration, Department of Commerce, Washington, D.C. 20230, Telephone: 302-377-4196.

(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 December 4, 1977, 42 FR 64721 (1977); and Industry and Trade Administration Organization and Function Order 45-1, dated December 4, 1977, 42 FR 64716 (1977).)

Dated: November 27, 1978.

STANLEY J. MARCUSS,
*Deputy Assistant Secretary for Trade Regulation.*

[FR Doc. 78-33778 Filed 12-1-78; 8:45 am]

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[6750-01-M]

## Title 16—Commercial Practices

## CHAPTER I—FEDERAL TRADE COMMISSION

[Docket No. C-2934]

## PART 13—PROHIBITED TRADE PRACTICES, AND AFFIRMATIVE CORRECTIVE ACTIONS

### Bede Aircraft, Inc., et al.

AGENCY: Federal Trade Commission.

ACTION: Final order.

SUMMARY: In settlement of alleged violations of Federal law prohibiting unfair acts and practices and unfair methods of competition, this consent

agreement, among other things, requires a Washington, D.C. manufacturer and marketer of aircraft and related products, and its subsidiaries, to provide and administer as prescribed a redress fund of approximately $9,000,000 for consumers who purchased or made deposits on its products. The firm would be required to cease misrepresenting the availability, performance, reliability and safety of its aircraft; or using any other unfair or deceptive act or practice in the advertising and sale of its products. Additionally, until such time that existing obligations are satisfied, the order would require that all of the firm's stock be placed in the hands of an approved trustee who would oversee its operations and invoke the provisions of the Federal Bankruptcy Act, should it prove necessary.

DATES: Complaint and order issued October 26, 1978.[1]

FOR FURTHER INFORMATION CONTACT:

Paul C. Daw, Regional Director, 6R, Denver Regional Office, Federal Trade Commission, Suite 2900, 1405 Curtis St., Denver, Colo. 80202. (303) 837-2271.

SUPPLEMENTARY INFORMATION: On Monday, June 19, 1978, there was published in the FEDERAL REGISTER, 43 FR 26324, a proposed consent agreement with analysis In the Matter of Bede Aircraft, Inc., a corporation; Bede General Corporation, a corporation; Bede Wing, Inc., a corporation; and James R. Bede, individually and as an officer, director and stockholder of said corporations, 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.

The prohibited trade practices and/or corrective actions, as codified under 16 CFR Part 13, are as follows: Subpart-Advertising Falsely or Misleadingly: § 13.10 Advertising falsely or misleadingly; 13.10-1 Availability of merchandise and/or facilities; § 13.15 Business status, advantages or connection; 13.15-20 Business methods and policies; 13.15-30 Connection or arrangements with others; 13.15-35 Contracts and obligations; 13.15-65 Financial conditions; 13.15-100 History; 13.15-105 Identity; 13.15-195 Nature; 13.15-250 Qualifications and abilities; 13.15-255 Reputation, success, or standing; 13.15-275 Stock, product, or service; § 13.35 Condition of goods; § 13.40 Conditions of manufacture; 13.40-20 Law compliance; § 13.42 Connection of others with goods; § 13.73 Formal regulatory and statutory requirements; § 13.85 Government approval, action, connection or standards; 13.85-60 Standards, specifications, or source; § 13.90 History of product or offering; § 13.142 Operation; § 13.155 Prices; 13.155-5 Additional charges unmentioned; 13.155-55 Government requirements; 13.155-75 Product or quantity covered; 13.155-93 Special or test offers; 13.155-95 Terms and conditions; § 13.160 Promotional sales plans; § 13.170 Qualities or properties of product or service; § 13.175 Quality of product or service; § 13.180 Quantity; 13.180-30 In stock; § 13.185 Refunds, repairs, and replacements; § 13.190 Results; § 13.195 Safety; 13.195-60 Product; § 13.205 Scientific or other relevant facts; § 13.210 Scientific tests; § 13.245 Specifications or standards conformance; § 13.247 Statues and regulations; § 13.250 success, use or standing; § 13.260 Terms and conditions; § 13.275 Undertakings, in general. Subpart—Corrective Actions and/or Requirements: § 13.533 Corrective actions and/or requirements; 13.533-20 Disclosures; 13.533-35 Employment of independent agencies; 13.533-37 Formal regulatory and/or statutory requirements; 13.533-45 Maintain records; 13.533-55 Refunds, rebates, and/or credits. Subpart—Delaying or Withholding Corrections, Adjustments or Action Owed: § 13.675 Delaying or withholding corrections, adjustments or action owed; § 13.677 Delaying or failing to deliver goods or provide services or facilities. Subpart—Failing To Maintain Records: § 13.1051 Failing to maintain records; 13.1051-30 Formal regulatory and/or statutory requirements. Subpart—Furnishing Means and Instrumentalities of Misrepresentation or Deception: § 13.1055 Furnishing means and instrumentalities of misrepresentation or deception. Subpart—Misrepresenting Oneself and Goods—Business Status, Advantages or Connections: § 13.1370 Business methods, policies, and practices; § 13.1395 Connections and arrangements with others; § 13.1415 Financial conditions; § 13.1435 History; § 13.1440 Identity; § 13.1490 Nature; § 13.1515 Organization and operation; § 13.1535 Qualifications; § 13.1540 Reputation, success or standing; § 13.1560 Stock, product or service.—Goods: § 13.1572 Availability of advertised merchandise and/or facilities; § 13.1595 Condition of goods; § 13.1600 Conditions of manufacture and costs; § 13.1623 Formal regulatory and statutory requirements; § 13.1635 Government inspection; § 13.1645 Government standards or specifications; § 13.1650 History of product; § 13.1675 Law or legal requirements; § 13.1680 Manufacture or preparation; § 13.1710 Qualities or properties; § 13.1715 Quality; § 13.1720 Quantity; § 13.1725 Refunds; § 13.1730 Results; § 13.1740 Scientific or other relevant facts; § 13.1755 Success, use or standing; § 13.1760 Terms and conditions; § 13.1762 Tests, purported; § 13.1765 Undertakings, in general.—Prices: § 13.1778 Additional costs unmentioned; § 13.1815 Government requirements; § 13.1823 Terms and conditions.—Promotional Sales Plans: § 13.1830 Promotional sales plans: Subpart—Neglecting, Unfairly or Deceptively, To Make Material Disclosure: § 13.1850 Content; § 13.1852 Formal regulatory and statutory requirements; § 13.1854 History of products; § 13.1863 Limitations of product; § 13.1875 Non-standard character; § 13.1882 Prices 13.1882-10 Additional prices unmentioned; § 13.1885 Qualities or properties; § 13.1886 Quality, grade or type; § 13.1888 Respondent's interest; § 13.1890 Safety; § 13.1895 Scientific or other relevant facts; § 13.1905 Terms and conditions. Subpart—Securing Orders By Deception; § 13.2170 Securing orders by deception.

(Sec. 6, 38 Stat. 721; (15 U.S.C. 46). Interprets or applies sec. 5, 38 Stat. 719, as amended; (15 U.S.C. 45).)

CAROL M. THOMAS,
*Secretary.*

[FR Doc. 78-33748 Filed 12-1-78; 8:45 am]

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

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[6360-01-M]

## Title 18—Conservation of Power and Water Resources

## CHAPTER III—DELAWARE RIVER BASIN COMMISSION

## PART 420—BASIN REGULATIONS—WATER SUPPLY CHARGES

### Delaware River Basin Reservoirs; Water Charges

AGENCY: Delaware River Basin Commission.

ACTION: Final rule.

SUMMARY: This rule changes the rates to be charged for water taken from the Delaware River Basin Reservoirs. The rates will be six cents per thousand gallons for consumptive use of water, and six-tenth of a mill per thousand gallons for noncomsumptive use of water. The water charges which are obtained provide funds for the annual repayment to the Federal Government.