Proposed Rule Making

DEPARTMENT OF THE TREASURY

Bureau of Customs

[19 CFR Part 6]

AIR COMMERCE

Use of Transit Air Cargo Manifest As Immediate Transportation Entry

Notice is hereby given pursuant to the authority contained in section 251 of the Revised Statutes, as amended, section 624, 46 Stat. 759 (19 U.S.C. 66, 1624), section 1109, 72 Stat. 799, as amended (49 U.S.C. 1509), sections 552, 553, 46 Stat. 742, as amended (19 U.S.C. 1552, 1553) that it is proposed to amend §§ 6.18 and 6.20 to provide for the use of an Air Cargo Manifest, Customs Form 7509, printed, stamped, or labeled "Transportation Entry and Air Cargo Manifest" as an immediate transportation entry for transit air cargo shipments.

The amendment as tentatively proposed is set forth below:

PART 6—AIR COMMERCE REGULATIONS

Section 6.18(a) is amended to read:

§ 6.18 Documentation for transit air cargo.

(a) Customs Form 7509, Air Cargo Manifest, printed, stamped, or labeled "Transportation Entry and Transit Air Cargo Manifest" must be used as the transportation entry and the manifest for transit air cargo. The cargo manifest sheet in the inward cargo manifest of the importing aircraft and each copy thereof required for a transit air cargo movement must be so printed, stamped, or labeled. Each transportation entry and transit air cargo manifest sheet, hereafter referred to as transit air cargo manifest sheet, must be a duplicate, insofar as identification of the cargo and other data, of the corresponding manifest sheet in the inward cargo manifest presented for the aircraft on which the cargo arrives in the United States and shall show the value in U.S. dollars of each item listed therein.

* * * * *

In § 6.20 paragraph (c) is amended to add a new sentence between the second and third sentences as follows:

§ 6.20 Conditions for transportation of transit air cargo.

* * * * *

(c) Transit air cargo may be transported to another port only when receipted for by an airline designated as a common carrier for the transportation of bonded merchandise having on file an appropriate Customs bond for such transportation. Transit air cargo may be exported from the port of arrival only when covered by an exportation bond on Customs Form 7557 or 7559 as specified in § 18.25 of this chapter or other appropriate bond. The importing airline, if it has been designated a carrier of bonded merchandise as set forth above, may receipt for the air cargo, obligate its appropriate bond, and deliver the air cargo to an authorized domestic carrier for in-bond transportation beyond the port of arrival under the importing airline's bond which covers that movement. The responsibility of the receiving airline for transit air cargo otherwise than for direct exportation from the port of arrival begins when a receipt executed as prescribed in paragraph (d) of this section is presented to Customs. * * *

* * * * *

Consideration will be given to relevant data, views, or arguments pertaining to the proposed amendments which are submitted in writing to the Commissioner of Customs, Washington, D.C. 20226, and received no later than 30 days after the date of publication of this notice in the FEDERAL REGISTER. A hearing will not be held.

[SEAL] EDWIN F. RAINS,
Acting Commissioner of Customs.

Approved: September 3, 1971.

EUGENE T. ROSSIDES,
Assistant Secretary of the Treasury.

[FR Doc.71-13715 Filed 9-16-71;8:49 am]

DEPARTMENT OF JUSTICE

Bureau of Narcotics and Dangerous Drugs

[21 CFR Parts 301, 308]

SCHEDULES OF CONTROLLED SUBSTANCES

Phenmetrazine and Its Salts and Methylphenidate

Based upon the investigations of the Bureau of Narcotics and Dangerous Drugs and upon the scientific and medical evaluation and recommendation of the Secretary of Health, Education, and Welfare, received pursuant to section 201(b) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 811(b)), the Director of the Bureau of Narcotics and Dangerous Drugs, in view of the order transferring amphetamines and methamphetamine to Schedule II published in the FEDERAL REGISTER of July 7, 1971 (36 F.R. 12734), and the resulting strict production and distribution controls imposed upon amphetamines and methamphetamine by this transfer, finds that persons disposed to abuse amphetamines and methamphetamine now may direct their attention to methylphenidate and phenmetrazine, drugs which presently are not know to be the subject of substantial abuse in the United States. Further, there is no evidence to indicate that there is any abuse of methylphenidate and phenmetrazine when administered with proper medical supervision.

Therefore, under the authority vested in the Attorney General by section 201(a) of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 811(a)), and redelegated to the Director, Bureau of Narcotics and Dangerous Drugs by § 0.100 of Title 28 of the Code of Federal Regulations, the Director proposes a ruling that:

1. Section 301.02 of Title 21 of the Code of Federal Regulations be amended by adding new paragraphs (b) (8) and (9) to read:

§ 301.02 Definitions.

* * * * *

(b) * * *

(8) Phenmetrazine and its salts.

(9) Methylphenidate.

* * * * *

2. Section 308.12(d) of Title 21 of the Code of Federal Regulations be deleted and replaced with a new paragraph to read:

§ 308.12 Schedule II.

* * * * *

(d) *Stimulants.* Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system:

(1) Amphetamine, its salts, optical isomers, and salts of its optical isomers	1,100
(2) Methamphetamine, its salts, isomers, and salts of its isomers	1,105
(3) Phenmetrazine and its salts	1,630
(4) Methylphenidate	1,726

3. Section 308.13(b) of Title 21 of the Code of Federal Regulations be amended to read:

§ 308.13 Schedule III.

* * * * *

(b) *Stimulants.* Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a stimulant effect on the central nervous system:

(1) Those compounds, mixtures, or preparations in dosage unit form containing any stimulant substances which are currently listed as excepted compounds under 21 CFR 308.32, and any other drug of the quantitative composition shown in that list for those drugs or which is the same except that it contains a lesser quantity of controlled substances.

* * * * *

Conferences have been held with CIBA-CEIGY Corp., the manufacturer of methylphenidate and phenmetrazine, and with Boehringer Ingelheim, G.m.b.h., the owner of the U.S. patent on

phenmetrazine hydrochloride. These firms have fully cooperated with the Bureau and have consented to the transfer of methylphenidate and phenmetrazine without a hearing to insure that these drugs do not become subject to abuse.

All other interested persons are invited to submit their comments or objections, in writing regarding this proposal. These comments or objections should state with particularity the issues concerning which the person desires to be heard. Comments and objections should be submitted in quintuplicate to the Office of Chief Counsel, Bureau of Narcotics and Dangerous Drugs, Department of Justice, Room 611, 1405 I Street NW., Washington, DC 20537, and must be received no later than 30 days after publication of this proposal in the FEDERAL REGISTER.

In the event that an interested party submits objections to this proposal which present reasonable grounds for this rule not to be finalized and requests a hearing in accordance with 21 CFR 308.45, the party will be notified by registered mail of the date and place of the hearing on the objections submitted. If objections submitted do not present such reasonable ground, the party will be so advised by registered mail.

If no objections presenting reasonable grounds for a hearing on the proposal are received within the time limitations, and all interested parties waive or are deemed to waive their opportunity for the hearing or to participate in the hearing, the Director may cancel the hearing and, after giving consideration to written comments, issue his final order pursuant to 21 CFR 308.48 without a hearing.

Dated: September 14, 1971.

JOHN E. INGERSOLL,
Director, Bureau of Narcotics and Dangerous Drugs.

[FR Doc.71-13729 Filed 9-16-71;8:50 am]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[9 CFR Part 317]

MEAT INSPECTION

Proposed Labeling Requirements

Notice is hereby given in accordance with the administrative procedure provisions in 5 U.S.C. 553, that the Consumer and Marketing Service is considering amending, as indicated below, § 317.16 of the revised Federal Meat Inspection Regulations (9 CFR 317.16, 35 F.R. 15586), issued pursuant to the Federal Meat Inspection Act, as amended (21 U.S.C. section 601 et seq.; Public Law 91-342, 84 Stat. 438).

Statement of considerations. This amendment would change the provisions of the regulations specifying requirements for labeling custom processed meat and meat food products prepared under an exemption from inspection under the Act.

The labeling and handling of such meat and meat food products must be adequate to prevent commingling of such products with products for sale.

It appears that a requirement for immediate packaging and labeling of such products with the words "Not For Sale" would be sufficient for this purpose, and that the more detailed labeling now prescribed by the regulations is not in fact necessary for information of the owners of the products.

In some cases the owner or the custom processor may wish to have the exempted product bear additional labeling for purposes of identifying the product in a package. Such labeling would be acceptable provided it is not false or misleading.

Therefore it is proposed to amend § 317.16 to read as follows:

§ 317.16 *Labeling and containers of custom prepared products.*

Products that are custom prepared under § 303.1(a)(2) of this subchapter must be packaged immediately after preparation and must be labeled (in lieu of information otherwise required by this Part 317) with the words "Not For Sale" in lettering not less than ⅜ inch in height. Such exempted custom prepared products or their containers may bear additional labeling provided such labeling is not false or misleading.

Any person who wishes to submit written data, views, or arguments concerning the proposed amendment may do so by filing them, in duplicate, with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, within 60 days after the date of publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)). Comments on the proposal should refer to the date and page number of this issue of the FEDERAL REGISTER.

Done at Washington, D.C., on September 7, 1971.

CLAYTON YEUTTER,
Administrator, Consumer and Marketing Service.

[FR Doc.71-13712 Filed 9-16-71;8:49 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Federal Housing Administration

[24 CFR Parts 207, 221]

[Docket No. R-71-143]

MULTIFAMILY HOUSING AND LOW COST AND MODERATE INCOME MORTGAGE INSURANCE

Proposed Eligibility Requirements

Pursuant to sections 207 and 221 of the National Housing Act (12 U.S.C. 1713 and 1715l), it is proposed to amend Parts 207 and 221 of the Department's regulations governing eligibility requirements for multifamily housing and moderate income project mortgage insurance. The amendments would permit the Commissioner to insure mortgages on real estate held under a lease executed by a lessor approved by the Commissioner with a maximum term consistent with the legal authority for the execution of such lease, provided the term thereof is not less than 50 years from the execution date of the mortgage.

All interested persons are invited to submit written comments or suggestions with respect to this proposal. Communications should identify the proposed rule by the above docket number and title and should be filed in triplicate with the Rules Docket Clerk, Office of the General Counsel, Room 10256, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, DC 24011. All relevant material received on or before October 18, 1971, will be considered by the Assistant Secretary before taking action on the proposal. A copy of each communication will be available for public inspection during regular business hours at the above address.

The proposed amendments, issued in accordance with section 7(d) of the Housing and Urban Development Act, 42 U.S.C. 3535(d), are set out below.

1. In § 207.23, paragraph (a)(4) would be amended to read as follows:

§ 207.23 Eligibility of property.

(a) * * *

(4) Under a lease executed by a governmental agency, an Indian, an Indian tribe, or such other lessor as the Commissioner may approve for the maximum term consistent with the legal authority for the execution of such lease, provided that the term of any such lease shall run for a period of not less than 50 years from the date the mortgage is executed.

* * * * *

2. In § 221.544, paragraph (a)(4) would be amended to read as follows:

§ 221.544 Eligibility of property.

(a) * * *

(4) Under a lease executed by a governmental agency, an Indian, an Indian tribe, or such other lessor as the Commissioner may approve for the maximum term consistent with the legal authority for the execution of such lease, provided that the term of any such lease shall run for a period of not less than 50 years from the date the mortgage is executed.

* * * * *

Issued at Washington, D.C., September 14, 1971.

HARRY MORLEY,
Deputy Assistant Secretary for Housing Production and Mortgage Credit—Federal Housing Commissioner.

[FR Doc.71-13711 Filed 9-16-71;8:49 am]