

pursuant to § 585.201, as long as the bankers acceptances or the deferred payment undertakings were accepted prior to the effective date.

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19. The section heading and paragraphs (a) and (b) of § 585.506 are revised to read as follows:

§ 585.506 Payments of obligations to persons within the United States authorized.

(a) The transfer of funds after the effective date by, through, or to any U.S. financial institution or other U.S. person not blocked pursuant to this chapter solely for the purpose of payment of obligations of a person whose property or interests in property are blocked pursuant to § 585.201 to persons or accounts within the United States is authorized, provided that the obligation arose prior to the effective date, and the payment requires no debit to a blocked account. Property is not blocked by virtue of being transferred or received pursuant to this section.

(b) A person receiving payment under this section may distribute all or part of that payment to any person, provided that any such payment to a person whose property or interests in property are blocked pursuant to § 585.201 must be to a blocked account in a U.S. financial institution.

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§ 585.512 [Amended]

20. Paragraph (c) of § 585.512 is amended by removing “, or to engage in transactions, while traveling in the FRY (S&M).” and by adding “in the FRY (S&M) in connection with any transactions authorized by this section.” in its place.

§ 585.524 [Amended]

21. The section heading of § 585.524 is amended by removing “Serb-controlled areas of Bosnia-Herzegovina” and adding “those areas of the Republic of Bosnia and Herzegovina controlled by Bosnian Serb forces” in its place. Paragraphs (a) and (b) of § 585.524 are amended by removing “Bosnia-Herzegovina” wherever it appears and adding “Bosnia and Herzegovina” in its place.

Dated: June 23, 1995.

R. Richard Newcomb,

Director, Office of Foreign Assets Control.

Approved: June 23, 1995.

John P. Simpson,

Deputy Assistant Secretary (Regulatory, Tariff and Trade Enforcement).

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DEPARTMENT OF TRANSPORTATION

Coast Guard

33 CFR Parts 1, 23, and 177

[CGD 95-057]

RIN 2115-AF20

Clarification of Coast Guard Rulemaking Procedures

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: The Coast Guard is revising the regulations describing its rulemaking procedures to accurately reflect the rulemaking procedures currently in use. This revision clarifies delegations of authority and removes references to hearing officers, which the Coast Guard no longer uses in its regulatory process. It also clarifies who is designated to receive service of process and requests to testify on behalf of members and employees of the Coast Guard.

DATES: This rule is effective on June 30, 1995.

ADDRESSES: Unless otherwise indicated, documents referred to in this preamble are available for inspection or copying at the office of the Executive Secretary, Marine Safety Council (G-LRA/3406), U.S. Coast Guard Headquarters, 2100 Second Street SW., room 3406, Washington D.C. 20593-0001 between 8 a.m. and 3 p.m., Monday through Friday, except Federal holidays. The telephone number is (202) 267-1477.

FOR FURTHER INFORMATION CONTACT: LT R. Goldberg, Staff Attorney, Regulations and Administrative Law Division, Office of Chief Counsel, U.S. Coast Guard Headquarters, (202) 267-6004.

SUPPLEMENTARY INFORMATION:

Drafting Information

The principal persons involved in drafting this document are LT R. Goldberg, Project Manager, Office of Chief Counsel, and CDR T. Cahill, Project Counsel, Office of Chief Counsel.

Background and Purpose

The Coast Guard recently completed an extensive review of its regulatory process. That review, which included a public meeting on September 20, 1993, resulted in a number of changes. Among these changes is greater Coast Guard emphasis on providing increased opportunities for public involvement in rulemaking and a greater emphasis on internal Coast Guard accountability. These changes are reflected in a new Coast Guard Headquarters Instruction

which was recently signed by the Chief Counsel.

The provisions of 33 CFR subpart 1.05, describing the Coast Guard's rulemaking procedures, have not been revised since 1976 and do not reflect current Coast Guard rulemaking practices and procedures. For example, the current § 1.05-15 provides that public hearings are conducted by a “hearing officer or panel of officers”. This procedure is no longer used. This type of outmoded provision in Subpart 1.05 may mislead the public.

The subpart is reorganized and revised to provide guidance to the public regarding a variety of Coast Guard procedures including delegations of rulemaking authority by office, submissions of petitions for rulemaking, and internal rulemaking procedures. Additionally, as part of the revision and reorganization, provisions that are currently in subpart 1.05 but properly belong in other areas, are moved.

Subpart 1.05 is being revised to more accurately reflect and provide better guidance to the public on current Coast Guard rulemaking procedures. As part of this revision, all references to hearing officers are deleted as the Coast Guard no longer follows this procedure for rulemaking. Section 1.05-1 is amended to clarify rulemaking delegations to Coast Guard District Commanders, office chiefs at Coast Guard Headquarters, and Captains of the Port. The changes also clarify that, in addition to the authorities previously listed in § 1.05-1, both the Chief, Office of Navigation Safety and Waterway Services, and the Chief, Office of Marine Safety, Security, and Environmental Protection may make certifications under section 605(b) of the Regulatory Flexibility Act (5 U.S.C. 605) for the rules that they issue. References to the delegations of authority given to office chiefs, Coast Guard Headquarters, the delegation to District Commanders to establish special local regulations, and the delegation to District Commanders and Captains of the Port to establish safety and security zones, have been added.

Delegations that do not involve rulemaking authority are moved to more appropriate parts of the Code of Federal Regulations. The reference to the delegation of authority to the Chief, Office of Navigation Safety and Waterway Services to grant exemptions from the provisions of the Vessel Bridge-to-Bridge Radiotelephone Act, previously in § 1.05-1(c)(1), is moved to 33 CFR part 26, Vessel Bridge-to-Bridge Radiotelephone Regulations. The reference to the delegation of authority to each Coast Guard District