

Title IV, of the Uruguay Round Agreements Act similarly amends section 20(e)(1), subparagraphs (A) and (B) of the Federal Meat Inspection Act (21 U.S.C. 620(e)(1)(A) and (B)).

Because this codification is required by GATT, we expect no adverse public reaction resulting from this change in regulatory language. Therefore, unless notice is received within 30 days that someone wishes to submit adverse or critical comments, the action will become final 60 days after publication in the **Federal Register**. If critical comments are received, the final rulemaking notice will be withdrawn and a proposed rulemaking notice will be published. The proposed rulemaking notice will establish a comment period.

DATES: This action will become effective September 26, 1995 unless notice is received on or before August 28, 1995 that adverse or critical comments will be submitted.

FOR FURTHER INFORMATION CONTACT: Dr. Paula M. Cohen, Director, Regulations Development, Policy, Evaluation and Planning Staff, Food Safety and Inspection Service, U.S. Department of Agriculture, Washington, DC 20250-3700; (202) 720-7164.

SUPPLEMENTARY INFORMATION:

Background

Sections 327.2 and 327.4 of the Federal meat inspection regulations and §§ 381.196 and 381.197 of the poultry products inspection regulations currently require that foreign country meat and poultry inspection systems be "at least equal to" those in the United States if foreign countries wish to export meat and poultry products to the United States. In December, 1994, however, in accordance with GATT's Uruguay Round negotiations, the President of the United States signed the Uruguay Round Agreements Act into law. Under this new law, drafted to comply with GATT, the United States can no longer require foreign countries wishing to export meat and poultry products to have meat and poultry inspection systems that are "at least equal" to those in the United States; instead, foreign inspection systems must be "equivalent to" domestic inspection systems. Therefore, FSIS is amending its regulations to require that foreign inspection systems that export meat and poultry products to the United States be "equivalent to" domestic inspection systems.

Executive Order 12866

This rule has been determined to be not significant and therefore has not

been reviewed by the Office of Management and Budget.

Executive Order 12778

This rule has been reviewed under Executive Order 12778, Civil Justice Reform. States and local jurisdictions are preempted by the Federal Meat Inspection Act and the Poultry Products Inspection Act (PPIA) from imposing any marking or packaging requirements on federally inspected meat and poultry products that are in addition to, or different than, those imposed under the FMIA or the PPIA. States and local jurisdictions may, however, exercise concurrent jurisdiction over meat and poultry products that are outside official establishments for the purpose of preventing the distribution of meat and poultry products that are misbranded or adulterated under the FMIA or PPIA, or, in the case of imported articles, which are not at such an establishment, after their entry into the United States.

This rule is not intended to have retroactive effect.

There are no applicable administrative procedures that must be exhausted prior to any judicial challenge to the provisions of this rule. However, the administrative procedures specified in 9 CFR 306.5 and 381.35 must be exhausted prior to any judicial challenge of the application of the provisions of this rule, if the challenge involves any decision of an FSIS employee relating to inspection services provided under the FMIA or the PPIA.

Effect on Small Entities

The Administrator has made an initial determination that this rule would not have a significant economic impact on a substantial number of small entities, as defined by the Regulatory Flexibility Act (5 U.S.C. 601). This direct final rule does not impose any requirements on American entities. It applies only to foreign countries that wish to export meat and poultry products to the United States.

List of Subjects

9 CFR Part 327

Food Labeling, Food Packaging, Imports, Meat Inspection

9 CFR Part 381

Food labeling, Food packaging, Imports, Poultry and poultry products.

For the reasons set out in the preamble, 9 CFR parts 327 and 381 are amended as follows:

PART 327—IMPORTED PRODUCTS

1. The authority citation for part 327 continues to read as follows:

Authority: 21 U.S.C. 601-695; 7 CFR 2.17, 2.55.

§§ 327.2 and 327.4 [Amended]

2. Remove the word's "at least equal to" and add, in their place, the words "equivalent to" in the following places:

Section 327.2(a)(1), (a)(2)(i) introductory text, (a)(2)(ii) introductory text, (a)(2)(iv) introductory text, the text of the Certificate following paragraph (a)(3), (a)(4), and the text of each Certificate following 327.4 (a) and (b).

PART 381—POULTRY PRODUCTS INSPECTION REGULATIONS

1. The authority citation for part 381 continues to read as follows:

Authority: 7 U.S.C 138f; 7 U.S.C. 450; 21 U.S.C. 451-470; 7 CFR 2.17, 2.55.

§ 381.196 [Amended]

2. Remove the words "at least equal to" and add, in their place, the words "equivalent to" in the following places:

Section 381.196(a)(1), (a)(2)(i) introductory text, (a)(2)(ii) introductory text, (a)(2)(iv) introductory text, the text of the Certificate following paragraph (a)(3), and (a)(4).

Done at Washington, DC, on July 18, 1995.

Michael R. Taylor,

Acting Under Secretary for Food Safety.

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 95-NM-116-AD; Amendment 39-9325; AD 95-13-04]

Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100) Series Airplanes

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule; request for comments.

SUMMARY: This document publishes in the **Federal Register** an amendment adopting Airworthiness Directive (AD) 95-13-04 that was sent previously to all known U.S. owners and operators of certain Bombardier Model CL-600-2B19 (Regional Jet Series 100) series airplanes by individual letters. This AD requires a revision to the Airplane Flight Manual to prohibit the use of mach trim and to add speed restrictions if the autopilot is disengaged or inoperative. This AD also requires installation of an associated placard.