

reasons for the decision, a notice of the right to appeal to the Deputy Director, and a notice that any such appeal must be filed with ACDA within 60 days. Appeals shall be addressed to: Deputy Director, U.S. Arms Control and Disarmament Agency, 320 21st St., NW., Washington, DC 20451.

(2) The Deputy Director shall act within 30 days of receipt on all appeals of denials of requests for declassification. The Deputy Director shall determine whether continued classification is required in whole or in part. If the Deputy Director determines that continued classification is required under the Executive Order, the requester shall be so notified and informed of the reasons therefor. The requester shall also be advised of the right to appeal any denial to the Interagency Security Classification Appeals Panel in accordance with section 5.4 of the Executive Order.

(c) Information classified by another agency. When ACDA receives a request for information in its custody that was classified by another agency, the Classification Adviser shall forward the request together with a copy of the document containing the information requested to the classifying agency for review and direct response to the requester. Unless the agency that classified the information objects on the ground that its association with the information requires protection, the Classification Adviser shall also notify the requester of the referral.

(d) Confirmation of existence or nonexistence of document. In responding to a request for mandatory declassification review, the Classification Adviser may refuse to confirm or deny the existence or nonexistence of a document if the fact of its existence or nonexistence would itself be classifiable under the Executive Order.

#### **§ 605.9 Systematic declassification review.**

The Classification Adviser shall be responsible for conducting a program for systematic declassification review of historically valuable records that were exempted from the automatic declassification provisions of section 3.4 of the Executive Order. The FOIA officer shall prioritize such review on the basis of the recommendations of the Information Security Policy Advisory Council established under section 5.5 of the Executive Order and on the degree of researcher interest and likelihood of declassification upon review.

#### **§ 605.10 Safeguarding.**

Specific controls on the use, processing, storage, reproduction and

transmittal of classified information within ACDA that provide adequate protection and prevent access by unauthorized persons are contained in Part 1 of the ACDA Security Classification Handbook, an internal guidance manual, and shall be followed by ACDA personnel and, when appropriate, by contractors.

Dated: November 22, 1996.

Mary Elizabeth Hoinkes,

*General Counsel.*

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## **DEPARTMENT OF THE TREASURY**

### **Office of Foreign Assets Control**

#### **31 CFR Chapter V**

#### **Blocked Persons, Specially Designated Nationals, Specially Designated Terrorists, Specially Designated Narcotics Traffickers, and Blocked Vessels; Removal of Specially Designated Nationals of the Federal Republic of Yugoslavia (Serbia & Montenegro)**

**AGENCY:** Office of Foreign Assets Control, Treasury.

**ACTION:** Amendment of final rule.

**SUMMARY:** In light of United Nations Security Council Resolution 1074 of October 1, 1996, lifting sanctions on the Government of the Federal Republic of Yugoslavia (Serbia & Montenegro), this document removes from the list of persons whose assets are blocked the entries for individuals and entities that were determined to be acting for or on behalf of the Government of the Federal Republic of Yugoslavia (Serbia & Montenegro), listed in the appendices to 31 CFR chapter V.

**EFFECTIVE DATE:** December 4, 1996.

**FOR FURTHER INFORMATION:** Contact the Office of Foreign Assets Control, Department of the Treasury, Washington, D.C. 22201, tel.: 202/622-2520.

#### **SUPPLEMENTARY INFORMATION:**

##### **Electronic Availability**

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#### **Background**

Appendices A and B to 31 CFR chapter V contain the names of blocked persons, specially designated nationals, specially designated terrorists, and specially designated narcotics traffickers designated pursuant to the various economic sanctions programs administered by the Office of Foreign Assets Control ("OFAC") (61 FR 32936, June 26, 1996). In light of United Nations Security Council Resolution 1074 of October 1, 1996, lifting sanctions on the Government of the Federal Republic of Yugoslavia (Serbia & Montenegro) (the "FRY (S&M)"), this final rule amends appendices A and B to remove the names of individuals and entities determined by the Director of OFAC to be specially designated nationals ("SDNs") of the FRY (S&M). Assets blocked in which the SDNs had an interest subsequent to their designation and before sanctions were suspended on December 27, 1995, are unblocked effective December 4, 1996, since these assets were blocked on the basis of the SDNs' activities in support of the FRY (S&M) — activities that are no longer prohibited — and not because the Government of the FRY (S&M) or entities located in or controlled from the FRY (S&M) have any interest in or control of those assets.

Since the Regulations involve a foreign affairs function, the provisions of Executive Order 12866 and the Administrative Procedure Act (5 U.S.C. 553), requiring notice of proposed rulemaking, opportunity for public participation, and delay in effective

date, are inapplicable. Because no notice of proposed rulemaking is required for this rule, the Regulatory Flexibility Act (5 U.S.C. 601-612) does not apply.

For the reasons set forth in the preamble, and under the authority of 3 U.S.C. 301; 22 U.S.C. 287c; 49 U.S.C. 40106; 50 U.S.C. 1601-1651; 50 U.S.C. 1701-1706; E.O. 12808, 57 FR 23299, 3 CFR, 1992 Comp., p. 305; E.O. 12810, 57 FR 24347, 3 CFR, 1992 Comp., p. 307; E.O. 12831, 58 FR 5253, 3 CFR, 1993 Comp., p. 576; E.O. 12846, 58 FR 25771, 3 CFR, 1993 Comp., p. 599; and E.O. 12934, 59 FR 54117, 3 CFR, 1994 Comp., p. 930, appendices A and B to chapter V of 31 CFR are amended as set forth below:

1. Appendix A to chapter V of 31 CFR is amended by removing the following entries that are listed in alphabetical order at the end thereof:

ABRAMOVIC, Miroslava  
 ANDJIC, Slobodan  
 AVRAMOVIC, Dragoslav  
 BIGARENA TRADING LTD. of Moscow  
 BIGARENA TRADING LTD. of Limassol  
 CHESA, I.  
 CICALA, Andrea  
 DRAKULIC, Zoran  
 EAST POINT HOLDINGS LIMITED  
 G. L. LEGIN of Limassol  
 G. L. LEGIN of Moscow  
 GVOZDENOVIC, Zaga  
 ING, Dr.  
 INPEA (OVERSEAS) LTD  
 INPEA of Moscow  
 INPEA of Romania  
 IOANNIDES, Pambos  
 J&K LTD.  
 KOSTIC, Bosko  
 MAADI, N.  
 MASLAKOVIC, Dusan  
 MIHIC, Vukasin  
 PAPADOPOULOS, Tassos  
 PEROVIC, D.  
 PETROMED LTD. of London  
 PIECAS, Stanko  
 PRELIC, M.  
 RIVAMED SHIPPING LTD. of Cyprus  
 SARENAC, Slobodan  
 SECYCO  
 SEKULAREC, Mirko  
 STELJIC, Marko  
 TASLAW NOMINEES LTD.  
 TASLAW SECRETARIAL LTD.  
 TASLAW SERVICES LTD.  
 TAT TRADING LTD.  
 TRAFI HOLDINGS LTD. of Nicosia  
 VASIC, Zoran  
 VUCIC, Borka  
 VUJNOVIC, Milorad  
 YU POINT LTD.  
 ZECEVIC, Miodrag,

2. Appendix B to chapter V of 31 CFR is amended by removing the following entries under the following headings where they appear:

*Cyprus*  
 BIGARENA TRADING LTD. of Limassol  
 DRAKULIC, Zoran

EAST POINT HOLDINGS LIMITED  
 G. L. LEGIN of Limassol  
 GVOZDENOVIC, Zaga  
 INPEA (OVERSEAS) LTD  
 IOANNIDES, PAMBOS  
 MASLAKOVIC, Dusan  
 PAPADOPOULOS, TASSOS  
 RIVAMED SHIPPING LTD. of Cyprus  
 SECYCO  
 TASLAW NOMINEES LTD.  
 TASLAW SECRETARIAL LTD.  
 TASLAW SERVICES LTD.  
 TAT TRADING LTD.  
 TRAFI HOLDINGS LTD. of Nicosia  
 VUJNOVIC, Milorad

*England*

J&K LTD.  
 KOSTIC, Bosko  
 PETROMED LTD. of London

*Federal Republic of Yugoslavia (Serbia & Montenegro) (the "FRY (S&M)")*

ANDJIC, Slobodan  
 AVRAMOVIC, Dragoslav  
 MIHIC, Vukasin  
 SARENAC, Slobodan  
 STELJIC, Marko  
 VASIC, Zoran  
 VUCIC, Borka

*France*

ZECEVIC, Miodrag

*Iran*

MAADI, N.  
 PIECAS, Stanko

*Italy*

CICALA, Andrea  
 SEKULAREC, Mirko

*Romania*

CHESA, I.  
 ING, Dr.  
 INPEA of Romania

*Russia*

BIGARENA TRADING LTD. of Moscow  
 G. L. LEGIN of Moscow  
 INPEA of Moscow  
 PEROVIC, D.

*Ukraine*

PRELIC, M.

*Multiple or Unknown Locations*

ABRAMOVIC, Miroslava

Dated: November 14, 1996.

R. Richard Newcomb,

*Director, Office of Foreign Assets Control.*

Approved: November 26, 1996.

James E. Johnson,

*Assistant Secretary (Enforcement).*

[FR Doc. 96-30857 Filed 11-29-96; 12:10 pm]

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 39

[FRL-5658-6]

### Loan Guarantees for Construction of Treatment Works; Removal of Legally Obsolete Rule

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is today removing from the Code of Federal Regulations (CFR) 40 CFR Part 39. This outdated rule was intended to implement a provision of law allowing the EPA Administrator to guarantee state and municipal loans for wastewater treatment works. The rule is revoked because it is legally obsolete. Deleting this rule from the CFR will clarify the legal status of this rule for personnel of State and local government agencies. This action is in furtherance of government streamlining and will not adversely impact public health or the environment.

**EFFECTIVE DATE:** This final rule takes effect on December 4, 1996.

#### FOR FURTHER INFORMATION CONTACT:

Bruce Feldman, Policy, Information and Training Branch (3903F), United States Environmental Protection Agency, 401 M Street, SW, Washington, D.C. 20460. Telephone: (202) 260-5268; or E-mail to: feldman.bruce@epamail.epa.gov.

#### SUPPLEMENTARY INFORMATION:

##### I. Introduction

On March 4, 1995, the President directed all Federal agencies and departments to conduct a comprehensive review of the regulations they administer and, by June 1, 1995, to identify those rules that are obsolete or unduly burdensome. EPA has conducted a review of its rules, including 40 CFR Part 39 issued under the authority of Section 213 of the Federal Water Pollution Control Act Amendments of 1972, as amended. Part 39 is being revoked because the Loan Guarantee provisions of the Act were never funded by congressional appropriations, the program was never implemented, and there is no plan to implement it since the construction grants program is being phased out.

##### II. Obsolete Rule

#### Part 39 Loan Guarantees for Construction of Treatment Works

Part 39 established policies and procedures to ensure that inability to borrow necessary funds from other