

58. On page 11053, in "Exhibit E (COMBINATION)", the number "28,485" under column "(24)", corresponding to the entry for "Aviation Gasoline" under Column "(21)", is corrected to read "28,045".

59. On page 11056, under the first column, under "L.6.", the reference to "section 1313(b)" therein is corrected to read "section 1313".

60. On page 11057, under the third column, at the end of item "2." under "X.", the period is removed therefrom, and a semicolon followed by the word "and" is added in place thereof.

61. Also on page 11057, at the bottom of the third column, Footnote "1" is corrected by removing the semicolon appearing at the end thereof.

62. On page 11058, at the bottom of the third column, the second, third and fourth sentences, appearing under Footnote "4", are removed therefrom, and these sentences are added as a separate paragraph following the text appearing in item "3." of paragraph "I." in the third column.

63. On page 11059, under the third column, in item "6." under "L.", of general ruling "XII.", the reference to "section 1313(b)" therein is corrected to read "section 1313".

64. Also on page 11059, under the third column, the third, fourth and fifth sentences appearing as part of the text of the paragraph in item "I.3." of general ruling "XIII." are made into a new paragraph under the same item.

65. On page 11060, under the first column, in item "6." under "L.", the reference to "section 1313(b)" therein is corrected to read "section 1313".

#### Appendix B [Corrected]

66. On page 11063, in the second column, under the heading "INVENTORY PROCEDURES", the entry entitled "RECORDS OF USE OF DUTY-PAID, DUTY-FREE OR DOMESTIC MERCHANDISE OF THE REQUIRED SAME KIND AND QUALITY WITHIN YEARS AFTER THE RECEIPT OF THE DESIGNATED MERCHANDISE", is corrected to read, "RECORDS OF USE OF DUTY-PAID, DUTY-FREE OR DOMESTIC MERCHANDISE OF THE REQUIRED SAME KIND AND QUALITY WITHIN 3 YEARS AFTER THE RECEIPT OF THE DESIGNATED MERCHANDISE".

67. On page 11069, under the second column, line 39, the heading "Inventory Procedures" is capitalized to read "INVENTORY PROCEDURES".

68. On page 11070, under the third column, in the section entitled "PERSONS WHO WILL SIGN DRAWBACK DOCUMENTS", add, in the second sentence, after the words "to

bind" and before the word "corporation", the word "the".

69. Also on page 11070, under the third column, in the section entitled "PERSONS WHO WILL SIGN DRAWBACK DOCUMENTS", in the last line, add a closing parenthesis after "rulings" and before the period.

70. On page 11071, under the first column, in the heading "PROCESS OF CONSTRUCTION AND EQUIPMENT", on line 7 thereunder, the words "or drawback" are removed.

71. Also on page 11071, under the first column, in the heading "PROCESS OF CONSTRUCTION AND EQUIPMENT", on line 8 thereunder, after the word "merchandise" and before the word "and", the words "or drawback products" are added.

72. Again on page 11071, under the third column, in the first full paragraph in parentheses thereunder, in line 2 thereof, the word "It", beginning the second sentence of this paragraph, is corrected to read "If".

73. On page 11072, under the second column, under the section entitled "AGREEMENTS", in item "7.", the term "section 1313(g)" appearing therein is corrected to read "section 1313".

Dated: March 25, 1998.

**Harold M. Singer,**

*Chief, Regulations Branch.*

[FR Doc. 98-8263 Filed 3-30-98; 8:45 am]

BILLING CODE 4820-02-P

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Food and Drug Administration

#### 21 CFR Part 558

#### Hoffmann-La Roche, Inc.; Chlortetracycline; Approval

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Final rule.

**SUMMARY:** The Food and Drug Administration (FDA) is approving two supplemental new animal drug applications (NADA's) filed by Hoffmann-La Roche, Inc. The supplemental NADA's provide for use of chlortetracycline (CTC) Type A medicated articles to make a Type C medicated feed and a calf milk replacer in compliance with the conclusions of the National Academy of Sciences/National Research Council (NAS/NRC) Drug Efficacy Study Implementation (DESI) review of the effectiveness of the drugs and FDA's conclusions based on that review. Approval of these

supplemental NADA's does not require amendment of animal drug regulations.

**EFFECTIVE DATE:** March 31, 1998.

**FOR FURTHER INFORMATION CONTACT:** Dianne T. McRae, Center for Veterinary Medicine (HFV-102), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 301-594-1623.

**SUPPLEMENTARY INFORMATION:** Hoffmann-La Roche, Inc., Nutley, NJ 07110-1199, is sponsor of NADA 49-287 that provides for use of PfiChlor® 50, 70, and 100 (CTC) Type A medicated articles to make Type C medicated feeds for chickens, turkeys, sheep, calves, cattle, and swine; and NADA 100-901 that provides for use of PfiChlor® 100S (CTC) Type A medicated articles to make calf milk replacers. The firm filed supplemental applications to reflect concurrence with the conclusions of the NAS/NRC DESI review of the applications and FDA's conclusions based on that review.

CTC was the subject of a NAS/NRC DESI review published in the **Federal Register** of July 21, 1970 (35 FR 11646). The NAS/NRC review concluded, and FDA concurred, that the products were probably effective for growth promotion and feed efficiency and the treatment of animal diseases caused by pathogens sensitive to CTC. FDA reviewed the available data concerning effectiveness of the products and concluded that the data supported claims for control and treatment of certain bacterial diseases susceptible to CTC in chickens, turkeys, ducks, psittacine birds, cattle, sheep, and swine as well as increased rate of weight gain and improved feed efficiency in most of the same species. The sponsor provided revised labeling that complied with the conclusions of the NAS/NRC review.

The firm filed supplemental applications to reflect concurrence with the conclusions of the NAS/NRC DESI review of the applications and FDA's conclusions based on that review.

The supplemental NADA's are approved as of January 21, 1998. The basis of approval is discussed in the freedom of information summaries.

In the **Federal Register** of October 21, 1977 (42 FR 56264), the then Bureau of Veterinary Medicine issued a notice of opportunity for a hearing (NOOH) on a proposal to withdraw approval of certain NADA's listed in 21 CFR 558.15, for most subtherapeutic uses of tetracycline (CTC and oxytetracycline) in animal feed. The NOOH was issued in response to scientific research suggesting that subtherapeutic use of such drugs has contributed to the pool of antibiotic-resistant pathogenic microorganisms in food animals.

Furthermore, research indicated that the drug resistance could be transferred to pathogenic organisms in humans. The NOOH is still pending and approval of these supplements to finalize the DESI review process for CTC Type A medicated articles does not constitute a bar to subsequent action to withdraw approval on the grounds cited in the outstanding NOOH.

The NAS/NRC DESI evaluation concerns only the drug's effectiveness and safety to the treated animal. It does not take into account the safety for food use of food derived from drug-treated animals. Nothing herein will constitute a bar to further proceedings with respect to the safety of the drugs or its metabolites in food products derived from treated animals.

In accordance with the freedom of information provisions of 21 CFR part 20 and 514.11(e)(2)(ii), summaries of safety and effectiveness data and information submitted to support approval of these applications may be seen in the Dockets Management Branch (HFA-305), Food and Drug Administration, 12420 Parklawn Dr., rm. 1-23, Rockville, MD 20857, between 9 a.m. and 4 p.m., Monday through Friday.

The agency has determined under 21 CFR 25.33(a)(1) that these actions are of a type that do not individually or cumulatively have a significant effect on the human environment. Therefore, neither an environmental assessment nor an environmental impact statement is required.

Because the animal drug regulations in 21 CFR 558.128(a)(1) reflect that Hoffmann-La Roche, Inc., is the sponsor of other NADA's providing for use of the same or similar CTC products, amendment of the animal drug regulations is not required.

Dated: March 17, 1998.

**Andrew J. Beaulieu,**  
*Acting Director, Office of New Animal Drug Evaluation, Center for Veterinary Medicine.*  
[FR Doc. 98-8126 Filed 3-30-98; 8:45 am]

BILLING CODE 4160-01-F

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### 26 CFR Part 40

[TD 8685]

RIN 1545-AT25

#### Deposit of Excise Taxes

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Technical amendment.

**SUMMARY:** This document contains technical amendments to final regulations (TD 8685), which were published in the **Federal Register** for November 12, 1996, at 61 FR 58004, relating to deposit of excise taxes.

**EFFECTIVE DATE:** March 31, 1998.

**FOR FURTHER INFORMATION CONTACT:** Dale Goode, (202) 622-6795 (not a toll-free number).

#### SUPPLEMENTARY INFORMATION:

##### Background

The final regulations that are the subject of this technical amendment provide guidance under section 6302 relating to deposit of excise taxes.

##### Need for Correction

This amendment serves to correct references found in § 40.6302(c)-3. Currently, a number of incorrect references appear in § 40.6302(c)-3(g) of the Code of Federal Regulations (26 CFR part 40). As published in the **Federal Register** on November 12, 1996 (61 FR 58004), paragraph (f) of § 40.6302(c)-3 was redesignated as paragraph (g), and the internal references were not changed to reflect this.

##### List of Subjects in 26 CFR Part 40

Excise taxes, Reporting and recordkeeping requirements.

Accordingly, 26 CFR part 40 is amended by making the following correcting amendments:

#### PART 40—EXCISE TAX PROCEDURAL REGULATIONS

**Paragraph 1.** The authority citation for part 40 continues to read in part as follows:

**Authority:** 26 U.S.C. 7805 \* \* \*

##### § 40.6302(c)-3(g) [Amended]

**Par. 2.** Section 40.6302(c)-3 is amended by removing the reference “(f)” and adding “(g)” in its place in the following locations:

1. Paragraph (g)(1) introductory text.
2. Paragraphs (g)(2)(i) and (g)(2)(ii).
3. Paragraph (g)(3) introductory text.
4. Paragraph (g)(3), paragraph (b) of the *Example*.

**Dale D. Goode,**

*Federal Register Liaison Officer, Assistant Chief Counsel (Corporate).*

[FR Doc. 98-8282 Filed 3-30-98; 8:45 am]

BILLING CODE 4830-01-P

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### 26 CFR Part 48

[TD 8748]

#### Gasoline and Diesel Fuel Excise Tax; Special Rules for Alaska; Definitions; Correction

**AGENCY:** Internal Revenue Service, Treasury.

**ACTION:** Correction to final regulations.

**SUMMARY:** This document contains corrections to the final regulations (TD 8748), which were published in the **Federal Register** on Friday, January 2, 1998 (63 FR 24). The regulations relate to gasoline and diesel fuel excise tax.

**DATES:** This correction is effective January 2, 1998.

**FOR FURTHER INFORMATION CONTACT:** Frank Boland (202) 622-3130, (not a toll-free call).

#### SUPPLEMENTARY INFORMATION:

##### Background

The final regulations that are the subject of this correction are under section 6416.

##### Need for Correction

As published, final regulations (TD 8748) contain errors that may prove to be misleading and are in need of clarification.

##### Correction of Publication

Accordingly, the publication of the final regulations (TD 8748), which are the subject of FR Doc. 97-33988, is corrected as follows:

#### PART 48—[CORRECTED]

1. On page 26, column 1, amendatory instruction “Par. 6a.” is added to read as follows:

##### § 48.6416(a)-3 [Amended]

**Par. 6a.** In § 48.6416(a)-3, paragraph (b)(3)(ii) is amended by removing the last sentence.

2. On page 26, column 1, amendatory instruction “Par. 6b.” is added to read as follows:

##### § 48.6416(b)(3)-2 [Amended]

**Par. 6b.** In § 48.6416(b)(3)-2, paragraph (d)(6) is amended by removing the language “and § 48.6416(b)(4)-1”.

**Cynthia E. Grigsby,**  
*Chief, Regulations Unit, Assistant Chief Counsel (Corporate).*

[FR Doc. 98-8320 Filed 3-30-98; 8:45 am]

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