

FDC date	State	City	Airport	FDC No.	SIAP
03/16/99	TN	MEMPHIS	MEMPHIS INTL	9/1541	ILS RWY 36R (CAT I, II, III) AMDT 1A.

[FR Doc. 99-7628 Filed 3-26-99; 8:45 am]
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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 97

[Docket No. 29501; Amdt. No. 1921]

Standard Instrument Approach Procedures; Miscellaneous Amendments

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs) for operations at certain airports. These regulatory actions are needed because of the adoption of new or revised criteria, or because of changes occurring in the National Airspace System, such as the commissioning of new navigational facilities, addition of new obstacles, or changes in air traffic requirements. These changes are designed to provide safe and efficient use of the navigable airspace and to promote safe flight operations under instrument flight rules at the affected airports.

DATES: An effective date for each SIAP is specified in the a mandatory provisions.

Incorporation by reference approved by the Director of the Federal Register on December 31, 1980, and reapproved as of January 1, 1982.

ADDRESSES: Availability of matters incorporated by reference in the amendment is as follows:

For Examination—

1. FAA Rules Docket, FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591;

2. The FAA Regional Office of the region in which the affected airport is located; or

3. The Flight Inspection Area Office which originated the SIAP.

For Purchase—Individual SIAP copies may be obtained from:

1. FAA Public Inquiry Center (APA-200), FAA Headquarters Building, 800 Independence Avenue, SW., Washington, DC 20591; or

2. The FAA Regional Office of the region in which the affected airport is located.

By Subscription—Copies of all SIAPs, mailed once every 2 weeks, are for sale by the Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402.

FOR FURTHER INFORMATION CONTACT:

Donald P. Pate, Flight Procedure Standards Branch (AMCAFS-420), Flight Technologies and Programs Division, Flight Standards Service, Federal Aviation Administration, Mike Monroney Aeronautical Center, 6500 South MacArthur Blvd. Oklahoma City, OK. 73169 (Mail Address: P.O. Box 25082 Oklahoma City, OK. 73125) telephone: (405) 954-4164.

SUPPLEMENTARY INFORMATION: This amendment to part 97 of the Federal Aviation Regulations (14 CFR part 97) establishes, amends, suspends, or revokes Standard Instrument Approach Procedures (SIAPs). The complete regulatory description of each SIAP is contained in official FAA form documents which are incorporated by reference in this amendment under 5 U.S.C. 552(a), 1 CFR part 51, and § 97.20 of the Federal Aviation Regulations (FAR). The applicable FAA Forms are identified as FAA Forms 8260-3, 8260-4, and 8260-5. Materials incorporated by reference are available for examination or purchase as stated above.

The large number of SIAPs, their complex nature, and the need for a special format make their verbatim publication in the **Federal Register** expensive and impractical. Further, airmen do not use the regulatory text of the SIAPs, but refer to their graphic depiction on charts printed by publishers of aeronautical materials. Thus, the advantages of incorporation by reference are realized and publication of the complete description of each SIAP contained in FAA form documents is unnecessary. The provisions of this amendment state the affected CFR (and FAR) sections, with the types and effective dates of the SIAPs. This amendment also identifies the airport, its location, the procedure identification and the amendment number.

The Rule

This amendment to part 97 is effective upon publication of each separate SIAP as contained in the transmittal. Some

SIAP amendments may have been previously issued by the FAA in a National Flight Data Center (NFDC) Notice to Airmen (NOTAM) as an emergency action of immediate flight safety relating directly to published aeronautical charts. The circumstances which created the need for some SIAP amendments may require making them effective in less than 30 days. For the remaining SIAPs, an effective date at least 30 days after publication is provided.

Further, the SIAPs contained in this amendment are based on the criteria contained in the U.S. Standard for Terminal Instrument Procedures (TERPS). In developing these SIAPs, the TERPS criteria were applied to the conditions existing or anticipated at the affected airports. Because of the close and immediate relationship between these SIAPs and safety in air commerce, I find that notice and public procedure before adopting these SIAPs are impracticable and contrary to the public interest and, where applicable, that good cause exists for making some SIAPs effective in less than 30 days.

Conclusion

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a “significant regulatory action” under Executive Order 12866; (2) is not a “significant rule” under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. For the same reason, the FAA certifies that this amendment will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR part 97

Air Traffic Control, Airports, Navigation (Air).

Issued in Washington, DC on March 19, 1999.

L. Nicholas Lacey,

Director, Flight Standards Service.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 97 of the Federal Aviation Regulations (14 CFR part 97) is amended by establishing,

amending, suspending, or revoking Standard Instrument Approach Procedures, effective at 0901 UTC on the dates specified, as follows:

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

1. The authority citation for part 97 is revised to read as follows:

Authority: 49 U.S.C. 106(g), 40103, 40113, 40120, 44701; and 14 CFR 11.49(b)(2).

2. Part 97 is amended to read as follows:

§§ 97.23, 97.25, 97.27, 97.29, 97.31, 97.33, 97.35 [Amended]

By amending: § 97.23 VOR, VOR/DME, VOR or TACAN, and VOR/DME or TACAN; § 97.25 LOC, LOC/DME, LDA, LDA/DME, SDF, SDF/DME; § 97.27 NDB, NDB/DME; § 97.29 ILS, ILS/DME, ISMLS, MLS, MLS/DME, MLS/RNAV/ § 97.31 RADAR SIAPs; § 97.33 RNAV SIAPs; and § 97.35 COPTER SIAPs, identified as follows:

* * * *Effective April 22, 1999*

Shelbyville, IN, Shelbyville Muni, VOR RWY 19, Orig
Shelbyville, IN, Shelbyville Muni, VOR OR GPS RWY 18, Amdt 9, CANCELLED
Burlington, NC, Burlington-Alamance Regional, NDB RWY 6, Orig
Burlington, NC, Burlington-Alamance Regional, NDB RWY 6, Amdt 4, CANCELLED

* * * *Effective May 20, 1999*

Anaktuvuk Pass, AK, Anaktuvuk Pass, NDB-B, Orig
Anaktuvuk Pass, AK, Anaktuvuk Pass, GPS-A, Orig
Nome, AK, Nome, MLS RWY 9, Orig, CANCELLED
Port Heiden, AK, Port Heiden, VOR/DME RWY 13, Amdt 1
Port Heiden, AK, Port Heiden, NDB RWY 5, Amdt 5
Port Heiden, AK, Port Heiden, NDB/DME RWY 5, Amdt 2
Port Heiden, AK, Port Heiden, NDB RWY 13, Amdt 5
Port Heiden, AK, Port Heiden, NDB/DME RWY 13, Amdt 2
Port Heiden, AK, Port Heiden, MLS RWY 5, Orig
Port Heiden, AK, Port Heiden, GPS RWY 5, Orig
Port Heiden, AK, Port Heiden, GPS RWY 13, Orig
Soldotna, AK, Soldotna, VOR OR GPS-A, Amdt 6
Soldotna, AK, Soldotna, NDB/DME RWY 7, Amdt 1
Soldotna, AK, Soldotna, NDB RWY 25, Amdt 2
Soldotna, AK, Soldotna, VOR/DME RNAV OR GPS RWY 7, Amdt 3, CANCELLED
Soldotna, AK, Soldotna, VOR/DME RNAV RWY 25, Amdt 3, CANCELLED
Soldotna, AK, Soldotna, GPS RWY 7, Orig
Soldotna, AK, Soldotna, GPS RWY 25, Orig
Unalakleet, AK, Unalakleet, MLS RWY 14, Orig, CANCELLED

Sedona, AZ, NDB OR GPS-A, Amdt 3, CANCELLED
Bonifay, FL, Tri-County, NDB OR GPS-A, Amdt 1
Stuart, FL, Witham Field, GPS RWY 12, Orig
Stuart, FL, Witham Field, GPS RWY 30, Amdt 1
Zephyrhills, FL, Zephyrhills Muni, GPS RWY 22, Orig
Zephyrhills, FL, Zephyrhills Muni, GPS RWY 18, Orig
Zephyrhills, FL, Zephyrhills Muni, GPS RWY 4, Orig
Zephyrhills, FL, Zephyrhills Muni, GPS RWY 36, Orig
Maquoketa, IA, Maquoketa Muni, VOR/DME RNAV OR GPS RWY 33, Orig-A, CANCELLED
Maquoketa, IA, Maquoketa Muni, NDB RWY 15, Amdt 3
Maquoketa, IA, Maquoketa Muni, GPS RWY 15, Orig
Maquoketa, IA, Maquoketa Muni, GPS RWY 33, Orig
Waterloo, IA, Waterloo Muni, GPS RWY 6, Orig
Flemingsburg, KY, Fleming-Mason, GPS RWY 7, Orig
Flemingsburg, KY, Fleming-Mason, GPS RWY 25, Orig
Palmyra, NY, Palmyra Airpark, VOR OR GPS-A, Amdt 1, CANCELLED
Price, UT, Carbon County, VOR RWY 36, Amdt 1
Casper, WY, Natrona County Intl, GPS RWY 3, Orig
[FR Doc. 99-7627 Filed 3-26-99; 8:45 am]
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FEDERAL TRADE COMMISSION

16 CFR Part 4

Appearances Before the Commission; Restrictions As To Former Members and Employees

AGENCY: Federal Trade Commission (FTC).

ACTION: Final rule.

SUMMARY: The Commission is amending its rule governing the appearance of former members and employees, Rule 4.1(b), to more closely track the post-employment restrictions of the criminal conflict of interest statute, 18 U.S.C. 207.

EFFECTIVE DATE: These amendments are effective March 29, 1999.

FOR FURTHER INFORMATION CONTACT: Ira S. Kaye, 202-326-2426, or Shira Pavis Minton, 202-326-2479, Attorneys, Office of the General Counsel, FTC, 600 Pennsylvania Avenue, NW., Washington, DC 20580.

SUPPLEMENTARY INFORMATION: The Commission is revising paragraph (b) of Commission Rule 4.1, 16 CFR 4.1, which currently prohibits a former employee's participation, "behind-the-

scenes," in a Commission matter that had been pending under his or her official responsibility before departing the Commission, provided that the former employee had not participated in the matter personally and substantially (which includes actively supervising it), and that nonpublic documents or information about the matter had not, and would not have been likely to have, come to the former employee's attention. Under these circumstances, the rule, like 18 U.S.C. 207, will permit a former employee to render in-house assistance in connection with the representation in question (see 5 CFR 2637.201(b)(6)). The rule, however, will continue to prohibit making an appearance before, or communication to, a member or employee of the Commission with the intent to influence that person in connection with the matter.

The Commission will continue to monitor closely the post-employment activities of its former employees. The Clearance Rule will continue to require them to file clearance requests before participating in matters that were pending in the Commission before they departed, even if they had not participated in those matters, and even if they plan to render only behind-the-scenes assistance.

The Commission also is deleting, from two paragraphs, language that it had added to the rule as part of its 1998 amendments. 63 FR 15758 (April 1, 1998). First, the Commission is deleting the last sentence of paragraph (b)(5)(vii) of the Rule to clarify that, although the rule generally allows former employees to participate in rulemaking proceedings, a former "senior employee" may not communicate with or appear before a Commission employee regarding any matter, including a rulemaking proceeding, within the first year after leaving the Commission. Second, the Commission is deleting from paragraph (b)(1)(iii) the words "and the employee left the Commission within the previous three years[.]" The amendment restores the Commission's authority to prohibit participation by a former employee who left more than three years earlier, where nonpublic documents or information that would still convey a present advantage would likely have come to her attention.

These rule amendments relate solely to agency practice, and, thus, are not subject to the notice and comment requirements of the Administrative Procedure Act, 5 U.S.C. 553(a)(2), or to the requirements of the Regulatory Flexibility Act, 5 U.S.C. 601(2).